

ANNOTATED MINUTES

Tuesday, October 15, 1996 - 9:30 AM
Multnomah County Courthouse, Room 602
1021 SW Fourth, Portland

BOARD BRIEFINGS

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

- B-1 Storm/Emergency Management Debriefing. Presented by Michael J. Gilsdorf.

MICHAEL GILSDORF PRESENTATION AND RESPONSE TO BOARD QUESTIONS AND DISCUSSION. MR. GILSDORF TO WORK WITH SHARON TIMKO OF THE CHAIR'S OFFICE ON ANY LEGISLATIVE ISSUES THE DEPARTMENTS AFFECTED BY THE FLOOD (SHERIFF'S OFFICE, HEALTH AND ENVIRONMENTAL SERVICES) MAY WANT TO RAISE FOR POSSIBLE DISCUSSION. COMMISSIONER KELLEY DISCUSSED NEED FOR LEGISLATIVE ACTION REQUIRING PUBLIC DISCLOSURE ON HOMES IN HAZARDOUS SLIDE AREAS, AND/OR IN A FLOOD PLAIN, NATIONAL INSURANCE AND OTHER LONG TERM SOLUTIONS. MR. GILSDORF TO PROVIDE COMMISSIONER SALTZMAN INFORMATION RELATIVE TO THE WORK METRO IS PERFORMING RELATING TO THE REGION'S PROPOSED MITIGATION PLAN. BOARD EXPRESSED APPRECIATION FOR THE EFFORTS OF MR. GILSDORF AND HIS STAFF DURING AND AFTER THE FEBRUARY FLOOD, AS WELL AS WITH THE ONGOING CONSOLIDATION DISCUSSION AND PROCESS.

- B-2 Labor Relations Update. Presented by Kenneth Upton.

KEN UPTON, SUZANNE KAHN, JIM ROOD, JO'EY STEWART, ELLEN ULLRICK AND DARRELL MURRAY PRESENTATIONS AND RESPONSE TO

BOARD QUESTIONS AND DISCUSSION. BOARD TO REVIEW INFORMATION SUBMITTED AND GET BACK TO MR. UPTON WITH ANY ADDITIONAL QUESTIONS.

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

Wednesday, October 16, 1996 - 1:00 PM
Justice Building, 15th Floor Chief's Conference Room
1111 SW Second, Portland

MULTNOMAH CITIES/COUNTY JOINT MEETING

Chair Beverly Stein convened the meeting at 1:05 p.m., with Vice-Chair Dan Saltzman, Commissioners Sharron Kelley, Gary Hansen and Tanya Collier present.

JM-1 Elected Officials for Multnomah County and the Cities of Fairview, Gresham, Portland, Troutdale and Wood Village Will Meet Jointly to Discuss and Develop a List of Cities/County Coordination Issues.

BEVERLY STEIN, BONNIE KRAFT, VERA KATZ, SHARRON KELLEY, DAN SALTZMAN, DON ROBERTSON, GARY HANSEN, CHARLIE HALES, TANYA COLLIER, GRETCHEN KAFOURY, MIKE LINDBERG, AND PAUL THALHOFER PARTICIPATED IN A DISCUSSION REGARDING OPERATION AND FUNDING OF HOMELESS SERVICES; TRANSFER WEST SIDE PATROL DUTIES TO CITY POLICE; TRANSFER/CONSOLIDATION OF EMERGENCY DISASTER RESPONSE SERVICES TO CITIES; WORK FORCE AND ECONOMIC DEVELOPMENT; EAST COUNTY TRANSIT FUNDING AND SERVICE NEEDS; EAST COUNTY DEVELOPMENT STANDARDS/IMPLEMENTING REGION 2040; AFFORDABLE HOUSING; EAST COUNTY PUBLIC SAFETY SERVICES; PUBLIC SAFETY COUNCIL; PUBLIC SAFETY EQUATION; TRANSFER OF MAINTENANCE RESPONSIBILITIES FOR ROADS AND BRIDGES TO CITY; SENIOR SERVICES FACILITIES; DOMESTIC VIOLENCE SERVICES;

JOINT POLICY FOR SITING GOVERNMENT FACILITIES; 2040 COORDINATION; FACILITIES CONSTRUCTION MANAGEMENT CONSOLIDATION; SHARED USE OF SCHOOL AND COUNTY FACILITIES; AND THE PORTLAND CENTER FOR THE PERFORMING ARTS. PARTICIPANTS DISCUSSED TIMELINE FOR RELEASE OF THE JOINT CITY/COUNTY HOUSING AUDIT WITH GARY BLACKMER. PARTICIPANTS CHOSE AFFORDABLE HOUSING, HOMELESS SERVICES AND DOMESTIC VIOLENCE AS THREE HIGHEST PRIORITY. NEXT MEETING 1:30 PM, TUESDAY, NOVEMBER 26, 1996: EACH JURISDICTION TO SHARE THEIR VISION; COMMISSIONER LINDBERG TO REPORT ON STATUS OF PERFORMING ARTS/MERC ISSUE; COMMISSIONERS SALTZMAN AND HALES TO REPORT ON STATUS OF 2040 PROGRESS; COMMISSIONER COLLIER TO REPORT ON PROGRESS OF EMERGENCY MANAGEMENT CONSOLIDATION; COMMISSIONERS HANSEN AND KAFOURY TO REPORT ON STATUS OF SITING POLICY DEVELOPMENT; AND MAYOR KATZ TO REPORT ON STATUS OF PROGRESS WITH CHIEF MOOSE AND SHERIFF NOELLE REGARDING TRANSFER OF WEST SIDE PATROL DUTIES TO THE CITY. CITY COMMISSIONERS-ELECT AND STAFF TO BE INVITED TO SHARE IN DISCUSSION.

There being no further business, the meeting was adjourned at 2:40 p.m.

Thursday, October 17, 1996 - 9:30 AM
Multnomah County Courthouse, Room 602
1021 SW Fourth, Portland

Chair Beverly Stein convened the meeting at 9:30 a.m., with Vice-Chair Dan Saltzman, Commissioners Sharron Kelley, Gary Hansen and Tanya Collier present.

REGULAR MEETING

CONSENT CALENDAR

***UPON MOTION OF COMMISSIONER KELLEY,
SECONDED BY COMMISSIONER HANSEN, THE
CONSENT CALENDAR (ITEMS C-1 THROUGH C-15)
WAS UNANIMOUSLY APPROVED.***

NON-DEPARTMENTAL

- C-1 Appointment of Larry Naito to the CENTRAL CITY CONCERN BOARD
- C-2 Appointment of Susan Wade to the FOOD SERVICE ADVISORY COMMITTEE
- C-3 Appointments of Claudia Robertson, Helen Stacye, Sed Stuart, Tom Ciesielski, Rosalind Mirsky, and the Re-Appointment of Jim Duncan to the PORTLAND MULTNOMAH COMMISSION ON AGING
- C-4 Appointments of Barbara Miller, Sokhom Tauch and Joel Vela to THE PRIVATE INDUSTRY COUNCIL BOARD OF DIRECTORS

SHERIFF'S OFFICE

- C-5 Dispenser Class A Liquor License Renewal for MULTNOMAH FALLS LODGE, SCENIC HIGHWAY AND COLUMBIA GORGE, BRIDAL VEIL
- C-6 Package Store Liquor License Renewal for PLAINVIEW GROCERY, 11800 NW CORNELIUS PASS ROAD, PORTLAND
- C-7 Retail Malt Beverage Liquor License Renewal for PLEASANT HOME SALOON, 31637 SE DODGE PARK BLVD., GRESHAM

DEPARTMENT OF HEALTH

- C-8 Amendment 1 to Intergovernmental Agreement 201766 with Oregon Health Sciences University, Providing Additional Funding for Case Management Services for Persons Living with HIV/AIDS

DEPARTMENT OF COMMUNITY AND FAMILY SERVICES

- C-9 Amendment 1 to Intergovernmental Agreement 102177 with the Housing Authority of Portland, Providing Additional Funding for Services and

Administrative Costs of Richmond Place Transitional Housing for Low Income Homeless Families

- C-10 Intergovernmental Agreement 102957 with the Housing Authority of Portland, to Contract for a Local Cash Match for the County's Share of the Operating Costs of Richmond Place Transitional Housing for Low Income Homeless Families
- C-11 Budget Modification CFS 5 Increasing the Developmental Disabilities Program Budget by \$170,640 to Reflect Changes in the State Mental Health Intergovernmental Agreement, and Reclassifying a Case Manager 2 to Program Development Specialist in the Developmental Disabilities Specialized Services Program Budget
- C-12 RESOLUTION Authorizing Designees of the Mental Health Program Director to Direct a Peace Officer to Take an Allegedly Mentally Ill Person into Custody

RESOLUTION 96-181.

DEPARTMENT OF ENVIRONMENTAL SERVICES

- C-13 ORDER Authorizing Execution of Deed D971347 Upon Complete Performance of a Contract to James L. Jenkins and Allen R. Jenkins

ORDER 96-182.

- C-14 ORDER Authorizing Execution of Deed D971377 Upon Complete Performance of a Contract to Thomas D. Walsh

ORDER 96-183.

- C-15 ORDER Authorizing Execution of Deed D971378 Upon Complete Performance of a Contract to Bertha L. Harmon

ORDER 96-184.

REGULAR AGENDA

PUBLIC COMMENT

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

***AL CLARK AND ROSE MARIE OPP COMMENTED
IN OPPOSITION TO TRANSFER OF FLOYD LIGHT
PARK.***

NON-DEPARTMENTAL

- R-2 Review and Board Acceptance of the Multnomah County Citizen Involvement Committee Annual Report for Fiscal Year 1995-96. Presented by Kay Durtschi.

COMMISSIONER SALTZMAN MOVED AND COMMISSIONER KELLEY SECONDED, APPROVAL OF R-2. KAY DURTSCHI PRESENTATION AND RESPONSE TO BOARD COMMENTS. BOARD ACKNOWLEDGED AND EXPRESSED APPRECIATION FOR WORK OF COMMITTEE MEMBERS. REPORT UNANIMOUSLY ACCEPTED.

- R-3 RESOLUTION Assigning Board of County Commissioner Liaison Roles

UPON MOTION OF COMMISSIONER HANSEN, SECONDED BY COMMISSIONER COLLIER, RESOLUTION 96-185 WAS UNANIMOUSLY APPROVED.

- R-4 RESOLUTION Establishing a Parent Education Program in the Multnomah County Family Court

COMMISSIONER SALTZMAN MOVED AND COMMISSIONER KELLEY SECONDED, APPROVAL OF R-4. COMMISSIONER SALTZMAN AND ED KEATING EXPLANATION AND COMMENTS IN SUPPORT. DAN DENNEHY AND CHIQUITA ROLLINS TESTIMONY IN SUPPORT. BOARD COMMENTS IN SUPPORT. RESOLUTION 96-186 UNANIMOUSLY APPROVED.

DISTRICT ATTORNEY'S OFFICE

- R-5 Budget Modification DA 3 Appropriating Local Law Enforcement Block Grant Funds, Adding 1 Deputy District Attorney to the Neighborhood DA Program and 1 Deputy District Attorney to the Drug Unit

**COMMISSIONER COLLIER MOVED AND
COMMISSIONER SALTZMAN SECONDED,
APPROVAL OF R-5. MICHAEL SCHRUNK
EXPLANATION OF ITEMS R-5 AND R-6. BUDGET
MODIFICATION UNANIMOUSLY APPROVED.**

- R-6 Budget Modification DA 4 Appropriating Local Law Enforcement Block Grant Funds to the District Attorney for an Additional Legal Assistant in the Drug Unit

**UPON MOTION OF COMMISSIONER COLLIER,
SECONDED BY COMMISSIONER KELLEY, THE
BUDGET MODIFICATION WAS UNANIMOUSLY
APPROVED.**

DEPARTMENT OF HEALTH

- R-7 First Reading of an ORDINANCE Amending Sections of MCC 5.10, Relating to Food Service License Fees and MCC 8.30, Relating to Food Handlers

**ORDINANCE READ BY TITLE ONLY. COPIES
AVAILABLE. COMMISSIONER COLLIER MOVED
AND COMMISSIONER SALTZMAN SECONDED,
APPROVAL OF FIRST READING. HILDA ADAMS
EXPLANATION AND RESPONSE TO BOARD
QUESTION. NO ONE WISHED TO TESTIFY. FIRST
READING UNANIMOUSLY APPROVED. SECOND
READING THURSDAY, OCTOBER 24, 1996.**

DEPARTMENT OF SUPPORT SERVICES

- R-8 Second Reading and Adoption of an ORDINANCE Amending Ordinance No. 856, in Order to Add, Delete and Revise Exempt Pay Ranges and Titles and Make Special Adjustments

**ORDINANCE READ BY TITLE ONLY. COPIES
AVAILABLE. COMMISSIONER SALTZMAN MOVED
AND COMMISSIONER KELLEY SECONDED,
APPROVAL OF SECOND READING AND
ADOPTION. CURTIS SMITH EXPLANATION.
ORDINANCE 867 UNANIMOUSLY APPROVED.**

- R-9 RESOLUTION Adopting Multnomah County's Investment Policy

COMMISSIONER SALTZMAN MOVED AND COMMISSIONER KELLEY SECONDED, APPROVAL OF R-9. HARRY MORTON EXPLANATION. RESOLUTION 96-187 UNANIMOUSLY APPROVED.

DEPARTMENT OF ENVIRONMENTAL SERVICES

R-10 Second Reading and Adoption of an ORDINANCE Adopting the West Hills Rural Area Plan, a Portion of the Multnomah County Comprehensive Framework Plan

ORDINANCE READ BY TITLE ONLY. COPIES AVAILABLE. COMMISSIONER SALTZMAN MOVED AND COMMISSIONER KELLEY SECONDED, APPROVAL OF SECOND READING AND ADOPTION. GORDON HOWARD EXPLANATION AND REQUEST FOR CORRECTION TO PAGE 5. BETTINA CHRISTENSEN, DAVE KOENNECKE, JAMEY HAMPTON AND STACY FOWLER TESTIMONY IN OPPOSITION TO VARIOUS PORTIONS OF THE ORDINANCE, AND MS. FOWLER RESPONSE TO QUESTIONS OF CHAIR STEIN. MR. HOWARD EXPLANATION IN RESPONSE TO TESTIMONY AND BOARD QUESTIONS. FOLLOWING DISCUSSION, AND UPON MOTION OF COMMISSIONER SALTZMAN, SECONDED BY COMMISSIONER KELLEY, A NON-SUBSTANTIVE AMENDMENT TO PAGE 23 WAS UNANIMOUSLY APPROVED. UPON MOTION OF COMMISSIONER SALTZMAN, SECONDED BY COMMISSIONER KELLEY, A NON-SUBSTANTIVE AMENDMENT TO PAGE 5 WAS UNANIMOUSLY APPROVED. MR. HOWARD RESPONSE TO BOARD QUESTIONS. COMMISSIONER SALTZMAN COMMENTS IN SUPPORT OF STAFF AND CITIZEN EFFORTS WITH RURAL AREA PLAN DEVELOPMENT. COMMISSIONER HANSEN'S MOTION TO CHANGE AN AREA TO A CFU-2 ZONE FAILED FOR LACK OF A SECOND. MR. HOWARD RESPONSE TO BOARD QUESTIONS AND DISCUSSION. ORDINANCE 868 UNANIMOUSLY APPROVED, AS AMENDED.

R-11 Intergovernmental Agreement 300537 with the City of Portland for Coordination and Orderly Conversion of Certain Land on Hayden Island for Urban Uses

COMMISSIONER SALTZMAN MOVED AND COMMISSIONER KELLEY SECONDED, APPROVAL OF R-11. SCOTT PEMBLE EXPLANATION AND RESPONSE TO BOARD QUESTIONS. COMMISSIONER SALTZMAN TO DISCUSS POSSIBLE ANNEXATION OF AREA TO THE CITY OF PORTLAND WITH COMMISSIONER CHARLIE HALES. AGREEMENT UNANIMOUSLY APPROVED.

There being no further business, the meeting was adjourned at 11:10 a.m.

OFFICE OF THE BOARD CLERK
FOR MULTNOMAH COUNTY, OREGON

Deborah L. Bogstad
Deborah L. Bogstad



MULTNOMAH COUNTY OREGON

OFFICE OF THE BOARD CLERK
SUITE 1510, PORTLAND BUILDING
1120 SW FIFTH AVENUE
PORTLAND, OREGON 97204
CLERK'S OFFICE • 248-3277 • 248-5222
FAX • (503) 248-5262

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

AGENDA

MEETINGS OF THE MULTNOMAH COUNTY BOARD OF COMMISSIONERS

FOR THE WEEK OF

OCTOBER 14, 1996 - OCTOBER 18, 1996

Tuesday, October 15, 1996 - 9:30 AM - Board Briefings.....Page 2

Wednesday, October 16, 1996 - 1:00 PM - Joint MeetingPage 2

Thursday, October 17, 1996 - 9:30 AM - Regular Meeting.....Page 2

*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 OFFICE OF THE BOARD CLERK AT 248-3277 OR 248-5222, OR MULTNOMAH COUNTY TDD PHONE 248-5040, FOR INFORMATION ON AVAILABLE SERVICES AND ACCESSIBILITY.

AN EQUAL OPPORTUNITY EMPLOYER

Tuesday, October 15, 1996 - 9:30 AM
Multnomah County Courthouse, Room 602
1021 SW Fourth, Portland

BOARD BRIEFINGS

- B-1 *Storm/Emergency Management Debriefing. Presented by Michael J. Gilsdorf. 1 HOUR REQUESTED.*
- B-2 *Labor Relations Update. Presented by Kenneth Upton. 30 MINUTES REQUESTED.*
-

Wednesday, October 16, 1996 - 1:00 PM
Justice Building, 15th Floor Chief's Conference Room
1111 SW Second, Portland

MULTNOMAH CITIES/COUNTY JOINT MEETING

- JM-1 *Elected Officials for Multnomah County and the Cities of Fairview, Gresham, Portland, Troutdale and Wood Village Will Meet Jointly to Discuss and Develop a List of Cities/County Coordination Issues. 90 MINUTES REQUESTED.*
-

Thursday, October 17, 1996 - 9:30 AM
Multnomah County Courthouse, Room 602
1021 SW Fourth, Portland

REGULAR MEETING

CONSENT CALENDAR

NON-DEPARTMENTAL

- C-1 *Appointment of Larry Naito to the CENTRAL CITY CONCERN BOARD*
- C-2 *Appointment of Susan Wade to the FOOD SERVICE ADVISORY COMMITTEE*
- C-3 *Appointments of Claudia Robertson, Helen Stacey, Sed Stuart, Tom Ciesielski, Rosalind Mirsky, and the Re-Appointment of Jim Duncan to the PORTLAND MULTNOMAH COMMISSION ON AGING*

- C-4 *Appointments of Barbara Miller, Sokhom Tauch and Joel Vela to THE PRIVATE INDUSTRY COUNCIL BOARD OF DIRECTORS*

SHERIFF'S OFFICE

- C-5 *Dispenser Class A Liquor License Renewal for MULTNOMAH FALLS LODGE, SCENIC HIGHWAY AND COLUMBIA GORGE, BRIDAL VEIL*
- C-6 *Package Store Liquor License Renewal for PLAINVIEW GROCERY, 11800 NW CORNELIUS PASS ROAD, PORTLAND*
- C-7 *Retail Malt Beverage Liquor License Renewal for PLEASANT HOME SALOON, 31637 SE DODGE PARK BLVD., GRESHAM*

DEPARTMENT OF HEALTH

- C-8 *Amendment 1 to Intergovernmental Agreement 201766 with Oregon Health Sciences University, Providing Additional Funding for Case Management Services for Persons Living with HIV/AIDS*

DEPARTMENT OF COMMUNITY AND FAMILY SERVICES

- C-9 *Amendment 1 to Intergovernmental Agreement 102177 with the Housing Authority of Portland, Providing Additional Funding for Services and Administrative Costs of Richmond Place Transitional Housing for Low Income Homeless Families*
- C-10 *Intergovernmental Agreement 102957 with the Housing Authority of Portland, to Contract for a Local Cash Match for the County's Share of the Operating Costs of Richmond Place Transitional Housing for Low Income Homeless Families*
- C-11 *Budget Modification CFS 5 Increasing the Developmental Disabilities Program Budget by \$170,640 to Reflect Changes in the State Mental Health Intergovernmental Agreement, and Reclassifying a Case Manager 2 to Program Development Specialist in the Developmental Disabilities Specialized Services Program Budget*
- C-12 *RESOLUTION Authorizing Designees of the Mental Health Program Director to Direct a Peace Officer to Take an Allegedly Mentally Ill Person into Custody*

DEPARTMENT OF ENVIRONMENTAL SERVICES

- C-13 *ORDER Authorizing Execution of Deed D971347 Upon Complete Performance of a Contract to James L. Jenkins and Allen R. Jenkins*
- C-14 *ORDER Authorizing Execution of Deed D971377 Upon Complete Performance of a Contract to Thomas D. Walsh*
- C-15 *ORDER Authorizing Execution of Deed D971378 Upon Complete Performance of a Contract to Bertha L. Harmon*

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 *Review and Board Acceptance of the Multnomah County Citizen Involvement Committee Annual Report for Fiscal Year 1995-96. Presented by Kay Durtschi. 9:30 TIME CERTAIN, 30 MINUTES REQUESTED.*
- R-3 *RESOLUTION Assigning Board of County Commissioner Liaison Roles*
- R-4 *RESOLUTION Establishing a Parent Education Program in the Multnomah County Family Court*

DISTRICT ATTORNEY'S OFFICE

- R-5 *Budget Modification DA 3 Appropriating Local Law Enforcement Block Grant Funds, Adding 1 Deputy District Attorney to the Neighborhood DA Program and 1 Deputy District Attorney to the Drug Unit*
- R-6 *Budget Modification DA 4 Appropriating Local Law Enforcement Block Grant Funds to the District Attorney for an Additional Legal Assistant in the Drug Unit*

DEPARTMENT OF HEALTH

- R-7 *First Reading of an ORDINANCE Amending Sections of MCC 5.10, Relating to Food Service License Fees and MCC 8.30, Relating to Food Handlers*

DEPARTMENT OF SUPPORT SERVICES

- R-8 *Second Reading and Adoption of an ORDINANCE Amending Ordinance No. 856, in Order to Add, Delete and Revise Exempt Pay Ranges and Titles and Make Special Adjustments*
- R-9 *RESOLUTION Adopting Multnomah County's Investment Policy*

DEPARTMENT OF ENVIRONMENTAL SERVICES

- R-10 *Second Reading and Adoption of an ORDINANCE Adopting the West Hills Rural Area Plan, a Portion of the Multnomah County Comprehensive Framework Plan*
- R-11 *Intergovernmental Agreement 300537 with the City of Portland for Coordination and Orderly Conversion of Certain Land on Hayden Island for Urban Uses*

MEETING DATE: OCT 17 1996

AGENDA #: C-1

ESTIMATED START TIME: 9:30

(Above Space for Board Clerk's Use ONLY)

AGENDA PLACEMENT FORM

SUBJECT: Appointment to Central City Concern Board of Directors

BOARD BRIEFING:

DATE REQUESTED:

REQUESTED BY:

AMOUNT OF TIME NEEDED:

REGULAR MEETING:

DATE REQUESTED: 10/17/96

AMOUNT OF TIME NEEDED: Consent Agenda

DEPARTMENT: Nondepartmental

DIVISION: Chair's Office

CONTACT: Delma Farrell

TELEPHONE #: 248-3953

BLDG/ROOM #: 106/1515

PERSON(S) MAKING PRESENTATION:

ACTION REQUESTED:

☐ INFORMATIONAL ONLY ☐ POLICY DIRECTION ☒ APPROVAL ☐ OTHER

SUGGESTED AGENDA TITLE:

Appointment of Larry Naito to the Central City Concern Board of for a term ending 7/30/99.

SIGNATURES REQUIRED:

ELECTED OFFICIAL: Beverly Stein

(OR)

DEPARTMENT

MANAGER: _____

ALL ACCOMPANYING DOCUMENTS MUST HAVE REQUIRED SIGNATURES

Any Questions: Call the Office of the Board Clerk 248-3277 or 248-5222

BOARD OF
COUNTY COMMISSIONERS
96 SEP 27 AM 10:21
MULTNOMAH COUNTY
OREGON

MEETING DATE: OCT 17 1996

AGENDA # : C-2

ESTIMATED START TIME: 9:30

(Above Space for Board Clerk's Use ONLY)

AGENDA PLACEMENT FORM

SUBJECT: Appointments to Citizen Advisory Boards & Commissions

BOARD BRIEFING:

DATE REQUESTED:

REQUESTED BY:

AMOUNT OF TIME NEEDED:

REGULAR MEETING:

DATE REQUESTED: 10/17/96

AMOUNT OF TIME NEEDED: Consent Agenda

DEPARTMENT: Nondepartmental

DIVISION: Chair's Office

CONTACT: Delma Farrell

TELEPHONE #: 248-3953

BLDG/ROOM #: 106/1515

PERSON(S) MAKING PRESENTATION:

ACTION REQUESTED:

☐ INFORMATIONAL ONLY ☐ POLICY DIRECTION ☒ APPROVAL ☐ OTHER

SUGGESTED AGENDA TITLE:

Appointment of Susan Wade to the Food Service Advisory Committee as an Industry Representative for a term ending 9/30/99.

SIGNATURES REQUIRED:

ELECTED OFFICIAL: Beverly Stein
(OR)
DEPARTMENT
MANAGER: _____

BOARD OF
COUNTY COMMISSIONERS
MULTNOMAH COUNTY
OREGON
96 SEP 27 AM 10:21

ALL ACCOMPANYING DOCUMENTS MUST HAVE REQUIRED SIGNATURES

Any Questions: Call the Office of the Board Clerk 248-3277 or 248-5222

MEETING DATE: OCT 17 1996

AGENDA #: C-3

ESTIMATED START TIME: 9:30

(Above Space for Board Clerk's Use ONLY)

AGENDA PLACEMENT FORM

SUBJECT: Appointments to Citizen Advisory Boards & Commissions/Portland Multnomah Commission on Aging

BOARD BRIEFING:

DATE REQUESTED:

REQUESTED BY:

AMOUNT OF TIME NEEDED:

REGULAR MEETING:

DATE REQUESTED: 10/17/96

AMOUNT OF TIME NEEDED: Consent Agenda

DEPARTMENT: Nondepartmental

DIVISION: Chair's Office

CONTACT: Delma Farrell

TELEPHONE #: 248-3953

BLDG/ROOM #: 106/1515

PERSON(S) MAKING PRESENTATION:

ACTION REQUESTED:

☐ INFORMATIONAL ONLY ☐ POLICY DIRECTION ☒ APPROVAL ☐ OTHER

SUGGESTED AGENDA TITLE:

Appointments to Portland Multnomah Commission on Aging:

Term Ending:

Claudia Robertson, At Large

7/30/98

Helen Stacye, At Large

7/30/97

Sed Stuart, At Large

7/30/99

Tom Ciesielski, Disabled Community Representative

7/30/99

Rosalind Mirsky, Southwest District Advisory Committee on Aging

7/30/99

Reappoint to Portland/Multnomah Commission on Aging:

Jim Duncan, At Large

7/30/99

SIGNATURES REQUIRED:

ELECTED OFFICIAL: Avery Stein

(OR)

DEPARTMENT

MANAGER: _____

ALL ACCOMPANYING DOCUMENTS MUST HAVE REQUIRED SIGNATURES

BOARD OF
COUNTY COMMISSIONERS
96 OCT - 2 AM 11:45
MULTNOMAH COUNTY
OREGON

MEETING DATE: OCT 17 1996

AGENDA #: C-4

ESTIMATED START TIME: 9:30

(Above Space for Board Clerk's Use ONLY)

AGENDA PLACEMENT FORM

SUBJECT: Appointments to The Private Industry Council Board of Directors

BOARD BRIEFING:

DATE REQUESTED:

REQUESTED BY:

AMOUNT OF TIME NEEDED:

REGULAR MEETING:

DATE REQUESTED: 10/17/96

AMOUNT OF TIME NEEDED: Consent Agenda

DEPARTMENT: Nondepartmental

DIVISION: Chair's Office

CONTACT: Delma Farrell

TELEPHONE #: 248-3953

BLDG/ROOM #: 106/1515

PERSON(S) MAKING PRESENTATION:

ACTION REQUESTED:

☐ INFORMATIONAL ONLY ☐ POLICY DIRECTION ☒ APPROVAL ☐ OTHER

SUGGESTED AGENDA TITLE:

Appointments/Position:

Barbara Miller, Gresham Chamber of Commerce

Sokhom Tauch, Community-Based Organization

Dr. Joel Vela, Education Sector

Term Ending:

6/30/99

6/30/99

6/30/99

SIGNATURES REQUIRED:

ELECTED OFFICIAL: _____

(OR)

DEPARTMENT

MANAGER: _____

Beverly Stein

BOARD OF
COUNTY COMMISSIONERS
96 SEP 27 AM 10:21
MULTNOMAH COUNTY
OREGON

ALL ACCOMPANYING DOCUMENTS MUST HAVE REQUIRED SIGNATURES

Any Questions: Call the Office of the Board Clerk 248-3277 or 248-5222

MEETING DATE: OCT 17 1996

AGENDA #: C-5

ESTIMATED START TIME: 9:30

(Above space for Board Clerk's Use Only)

AGENDA PLACEMENT FORM

SUBJECT: OLCC License Renewal

BOARD BRIEFING: DATE REQUESTED: _____

REQUESTED BY: _____

AMOUNT OF TIME NEEDED: _____

REGULAR MEETING: DATE REQUESTED: _____

AMOUNT OF TIME NEEDED: _____

DEPARTMENT: Sheriff's Office DIVISION: _____

CONTACT: Sergeant Bart Whalen TELEPHONE: 251-2431
BLDG/ROOM #: 313/124

PERSON(S) MAKING PRESENTATION: Sergeant Bart Whalen

ACTION REQUESTED:

☐ INFORMATIONAL ONLY ☐ POLICY DIRECTION ☒ APPROVAL ☐ OTHER

SUGGESTED AGENDA TITLE:

This is an OLCC Dispenser Class A License Renewal Application for:

Multnomah Falls Lodge
S/S Scenic Hwy. & Columbia Gorge
Bridal Veil, OR 97010

The background has been checked on applicant: Richard A. Buck

and no criminal history can be found on the above.

10/18/96 ORIGINAL to Sgt Bart Whalen

SIGNATURES REQUIRED:

ELECTED
OFFICIAL: _____
(OR)
DEPARTMENT
MANAGER: Barton Whalen

ALL ACCOMPANYING DOCUMENTS MUST HAVE REQUIRED SIGNATURES

Any questions: Call the Office of the Board Clerk 248-3277 or 248-5222

BOARD OF
COUNTY COMMISSIONERS
96 OCT - 9 PM 3:31
MULTNOMAH COUNTY
OREGON

Att: KICK

NEED
SVED

Oregon Liquor Control Commission
PO Box 22297, Milwaukie, OR 97269 1-800-452-6522
License Renewal Application

IMPORTANT: Failure to **fully** disclose any information requested, or providing false or misleading information on this form is grounds to refuse to renew the license. Your license expires December 31, 1996

License Type: Dispenser Class A	District: 1	County/City: 2600	RO#: R08370A	421/212
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DA-1106
MULTNOMAH FALLS CO INC
MULTNOMAH FALLS CO INC
X PO BOX 367
TROUTDALE OR 97060

Licensee(s) **MULTNOMAH FALLS CO INC**

Server Education Designee(s)
BUCK RICHARD

Tradename **MULTNOMAH FALLS LODGE
S/S SCENIC HWY & COLUMBIA GORG
BRIDAL VEIL OR 97010**

Instructions:

1. Answer all questions completely on the renewal application.
2. Have each partner or an authorized corporate officer sign the renewal application.
3. Have the local governing body endorse the renewal application.
4. Return completed renewal application along with the appropriate license fee due before December 12, 1995 to avoid late fees.

**

Operational Questions:	Responses:
(1) Is there a change in your Server Education Designee? If yes, please list their name and Social Security Number.	Name _____ SS# _____
(2) Please list a daytime phone number.	Phone Number: 503-695-2376
(3) Please list all <u>arrests or convictions</u> for any crime, violation, or infraction of any law during the last year even if they are <u>not liquor</u> related for anyone who holds a financial interest in the licensed business. Attach additional sheet of paper to back of form if needed.	Name _____ Offense _____ Date _____ City/State _____ Result _____
(4) Will anyone share in the profits who is not a licensee? If yes, please give name(s) and explain.	<input type="checkbox"/> NO <input checked="" type="checkbox"/> YES - EXPLAIN: HAROLD BUCK, Kyle SMITH, MORTON LUMAN -> PARTNERS
(5) Were there any changes of ownership (ie: add/drop partners, change to corporations, etc.) not reported to the OLCC in the last year?	<input checked="" type="checkbox"/> NO <input type="checkbox"/> YES - EXPLAIN: _____
(6) Did you make any significant changes in operation during the past year that you have not reported to the OLCC, such as changes in menu, hours of operation, or remodeling?	<input checked="" type="checkbox"/> NO <input type="checkbox"/> YES - EXPLAIN: _____

Food & Liquor Sales - Report below the average monthly sales figures to the nearest dollar for the 12 month period ending September 30, 1996		Amount
A	Average Monthly Alcoholic Beverage Sales (Include Beer, Wine & Distilled Spirits)	\$ 6,237.53
B	Average Monthly Food Sales	\$ 88,067.00
C	Average Monthly Total Sales (Add A + B):	\$ 94,244.53
D	Percent of Food To Total Sales (Divide B By C):	% 93.4

Endorsement - Please take this form to your local governing body that is listed below before you return it to the OLCC.

The County of **MULTNOMAH** recommends that this license be GRANTED ☒ REFUSED ☐ on (date) **10/17/96**

Signed: *Beverly Stein* Title of Signer **BEVERLY STEIN, COUNTY CHAIR**

License Fees and Late Fee Schedule & Amounts - Do not mail cash.		Dollar Amount (\$)
License Fee for Dispenser Class A		400.00
Server Education student fee		2.60
TOTAL FEE TO PAY	>>>>PLEASE PAY THIS AMOUNT<<<<	402.60
Late Fees		
IF Renewal Application Is Received After December 11, 1996 but before January 01, 1997		Add 100.00 To Total Due
IF Renewal Application Is Received On or After January 01, 1997.		Add 160.00 To Total Due

Print Name	Signature	Date	Social Security #	Date of Birth
RICHARD A. BUCK	<i>Richard A Buck</i>	9/2/96	543-60-8826	8-6-50

MEETING DATE: OCT 17 1996

AGENDA #: C-6

ESTIMATED START TIME: 9:30

(Above space for Board Clerk's Use Only)

AGENDA PLACEMENT FORM

SUBJECT: OLCC License Renewal

BOARD BRIEFING:

DATE REQUESTED: _____

REQUESTED BY: _____

AMOUNT OF TIME NEEDED: _____

REGULAR MEETING:

DATE REQUESTED: _____

AMOUNT OF TIME NEEDED: _____

DEPARTMENT: Sheriff's Office

DIVISION: _____

CONTACT: Sergeant Bart Whalen

TELEPHONE: 251-2431

BLDG/ROOM #: 313/124

PERSON(S) MAKING PRESENTATION: Sergeant Bart Whalen

ACTION REQUESTED:

☐ INFORMATIONAL ONLY

☐ POLICY DIRECTION

☒ APPROVAL

☐ OTHER

SUGGESTED AGENDA TITLE:

This is an OLCC Package Store License Renewal Application for:

Plainview Grocery
11800 NW Cornelius Pass Road
Portland, OR 97231

The background has been checked on applicant: Steven A. Linden

and no criminal history can be found on the above.

10/18/96 ORIGINAL to Sgt Bart Whalen

SIGNATURES REQUIRED:

ELECTED

OFFICIAL: _____

(OR)

DEPARTMENT

MANAGER: _____

Barton Whalen

ALL ACCOMPANYING DOCUMENTS MUST HAVE REQUIRED SIGNATURES

Any questions: Call the Office of the Board Clerk 248-3277 or 248-5222

BOARD OF
COUNTY COMMISSIONERS
96 OCT - 3 PM 4:27
MULTNOMAH COUNTY
OREGON

Oregon Liquor Control Commission
 PO Box 22297, Milwaukie, OR 97269 1-800-452-6522
License Renewal Application

IMPORTANT: Failure to fully disclose any information requested, or providing false or misleading information on this form is grounds to refuse to renew the license. Your license expires December 31, 1996

License Type: Package Store	District: 1	County/City: 2600	RO#: R00285A	421/203
------------------------------------	--------------------	--------------------------	---------------------	----------------

LINDEN STEVEN A
 11800 NW CORNELIUS PASS RD
 PORTLAND OR 97231

Licensee(s) LINDEN STEVEN A

Tradename PLAINVIEW GROCERY
 11800 NW CORNELIUS PASS RD
 PORTLAND OR 97231

Instructions:

1. Answer all questions completely on the renewal application.
2. Have each partner or an authorized corporate officer sign the renewal application.
3. Have the local governing body endorse the renewal application.
4. Return completed renewal application along with the appropriate license fee due before December 11, 1996 to avoid late fees.

Operational Questions:	Responses:
(1) Please list a daytime phone number.	Phone Number: <u>503-645-1697</u>
(2) Please list all arrests or convictions for any crime, violation, or infraction of any law during the last year even if they are not liquor related for anyone who holds a financial interest in the licensed business. Attach additional sheet of paper to back of form if needed.	Name Offense Date City/State Result
(3) Will anyone share in the profits who is not a licensee? If yes, please give name(s) and explain.	<input checked="" type="checkbox"/> NO <input type="checkbox"/> YES <input type="checkbox"/> EXPLAIN:
(4) Were there any changes of ownership (ie: add/drop partners, change to corporations, etc.) not reported to the OLCC in the last year?	<input checked="" type="checkbox"/> NO <input type="checkbox"/> YES <input type="checkbox"/> EXPLAIN:

Endorsement - Please take this form to your local governing body that is listed below before you return it to the OLCC.

The County of MULTNOMAH recommends that this license be GRANTED ☒ REFUSED ☐ on (date) 10/17/96

Signed: Beverly Stein Title of Signer: BEVERLY STEIN, COUNTY CHAIR

License Fees and Late Fee Schedule & Amounts - Do not mail cash.		Dollar Amount (\$)
License Fee for Package Store	a	50.00
TOTAL FEE TO PAY	>>>>PLEASE PAY THIS AMOUNT <<<<	50.00
Late Fees		
IF Renewal Application Is Received After December 11, 1996 but before January 01, 1997		Add 12.50 To Total Due
IF Renewal Application Is Received On or After January 01, 1997.		Add 20.00 To Total Due

Print Name	Signature	Date	Social Security #	Date of Birth
Steven A. Linden	<u>Steven A. Linden</u>	<u>10-2-96</u>	<u>540-32-9329</u>	<u>3-12-47</u>

MEETING DATE: OCT 17 1996

AGENDA #: C-7

ESTIMATED START TIME: 9:30

(Above space for Board Clerk's Use Only)

AGENDA PLACEMENT FORM

SUBJECT: OLCC License Renewal

BOARD BRIEFING:

DATE REQUESTED: _____

REQUESTED BY: _____

AMOUNT OF TIME NEEDED: _____

REGULAR MEETING:

DATE REQUESTED: _____

AMOUNT OF TIME NEEDED: _____

DEPARTMENT: Sheriff's Office

DIVISION: _____

CONTACT: Sergeant Bart Whalen

TELEPHONE: 251-2431

BLDG/ROOM #: 313/124

PERSON(S) MAKING PRESENTATION: Sergeant Bart Whalen

ACTION REQUESTED:

[] INFORMATIONAL ONLY [] POLICY DIRECTION [] APPROVAL [] OTHER

SUGGESTED AGENDA TITLE:

This is an OLCC Retail Malt Beverage License Renewal Application for:

Pleasant Home Saloon
31637 SE Dodge Park Blvd.
Gresham, OR 97030

The background has been checked on applicant: Clifford W. Loftin

and no criminal history can be found on the above.

10/18/96 ORIGINAL TO SGT BART WHALEN

SIGNATURES REQUIRED:

ELECTED
OFFICIAL: _____
(OR)
DEPARTMENT
MANAGER: _____

Barton Whalen

ALL ACCOMPANYING DOCUMENTS MUST HAVE REQUIRED SIGNATURES

BOARD OF
COUNTY COMMISSIONERS
96 OCT -2 PM 3:22
MULTNOMAH COUNTY
OREGON

Any questions: Call the Office of the Board Clerk 248-3277 or 248-5222

Oregon Liquor Control Commission
PO Box 22297, Milwaukie, OR 97269 1-800-452-6522
License Renewal Application

IMPORTANT: Failure to fully disclose any information requested, or providing false or misleading information on this form is grounds to refuse to renew the license. Your license expires December 31, 1996

License Type: Retail Malt Beverage	District: 1	County/City: 2600	RO#: R14183A	421/201
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CW LOFTIN INC
31637 SE DODGE PARK BLVD
GRESHAM OR 97030

Licensee(s) **CW LOFTIN INC**

Server Education Designee(s)
LOFTIN CLIFFORD

Tradename **PLEASANT HOME SALOON**
31637 SE DODGE PARK BLVD
GRESHAM OR 97030

Instructions:

1. Answer all questions completely on the renewal application.
2. Have each partner or an authorized corporate officer sign the renewal application.
3. Have the local governing body endorse the renewal application.
4. Return completed renewal application along with the appropriate license fee due before December 11, 1996 to avoid late fees.

Operational Questions:	Responses:																				
(1) Is there a change in your Server Education Designee? If yes, please list their name and Social Security Number.	Name _____ SS# _____																				
(2) Please list a daytime phone number:	Phone Number: <u>663-2626</u>																				
(3) Please list all arrests or convictions for any crime, violation, or infraction of any law during the last year even if they are <u>not liquor</u> related for anyone who holds a financial interest in the licensed business. Attach additional sheet of paper to back of form if needed.	<table border="1" style="width: 100%; border-collapse: collapse;"> <thead> <tr> <th>Name</th> <th>Offense</th> <th>Date</th> <th>City/State</th> <th>Result</th> </tr> </thead> <tbody> <tr><td> </td><td> </td><td> </td><td> </td><td> </td></tr> <tr><td> </td><td> </td><td> </td><td> </td><td> </td></tr> <tr><td> </td><td> </td><td> </td><td> </td><td> </td></tr> </tbody> </table>	Name	Offense	Date	City/State	Result															
Name	Offense	Date	City/State	Result																	
(4) Will anyone share in the profits who is not a licensee? If yes, please give name(s) and explain.	<input checked="" type="checkbox"/> NO <input type="checkbox"/> YES <input type="checkbox"/> EXPLAIN:																				
(5) Were there any changes of ownership (ie: add/drop partners, change to corporations, etc.) not reported to the OLCC in the last year?	<input checked="" type="checkbox"/> NO <input type="checkbox"/> YES <input type="checkbox"/> EXPLAIN:																				
(6) Did you make any significant changes in operation during the past year that you have not reported to the OLCC, such as changes in menu, hours of operation, or remodeling?	<input checked="" type="checkbox"/> NO <input type="checkbox"/> YES <input type="checkbox"/> EXPLAIN:																				

Endorsement - Please take this form to your local governing body that is listed below before you return it to the OLCC.
The County of MULTNOMAH recommends that this license be GRANTED ☒ REFUSED ☐ on (date) 10/17/96
Signed: Beverly Stein Title of Signer BEVERLY STEIN, COUNTY CHAIR

License Fees and Late Fee Schedule & Amounts - Do not mail cash.	Dollar Amount (\$)
License Fee for Retail Malt Beverage	200.00
Server Education student fee	2.60
TOTAL FEE TO PAY	202.60
>>>>PLEASE PAY THIS AMOUNT <<<<	
Late Fees	
IF Renewal Application Is Received After December 11, 1996 but before January 01, 1997	Add 50.00 To Total Due
IF Renewal Application Is Received On or After January 01, 1997.	Add 80.00 To Total Due

Print Name	Signature	Date	Social Security #	Date of Birth
Clifford W. Loftin	<u>Clifford W. Loftin</u>		543-42-2650	4/21/43

MEETING DATE: OCT 17 1996

AGENDA NO.: C-8

ESTIMATED START TIME: 9:30

(Above space for Board Clerk's Use ONLY)

AGENDA PLACEMENT FORM

SUBJECT: Amendment to Intergovernmental Agreement with Oregon Health Sciences University

BOARD BRIEFING Date Requested: _____

Requested By: _____

Amount of Time Needed: _____

REGULAR MEETING Date Requested: _____

Amount of Time Needed: 5 minutes or less

DEPARTMENT: Health DIVISION: _____

CONTACT: Philip Varnum* TELEPHONE #: x3339

BLDG/ROOM #: 340/2

PERSON(S) MAKING PRESENTATION: Tom Fronk

ACTION REQUESTED:

[] INFORMATIONAL ONLY [] POLICY DIRECTION [X] APPROVAL [] OTHER

SUGGESTED AGENDA TITLE:

Ratification of Amendment 1 to Intergovernmental Agreement 201766 with Oregon Health Sciences University providing additional funding for case management services for persons living with HIV/AIDS.

10/18/96 ORIGINALS TO KAREN GARBER

SIGNATURES REQUIRED:

ELECTED OFFICIAL: _____

Or

DEPARTMENT MANAGER: B. Odgaard

BOARD OF
COUNTY COMMISSIONERS
MULTNOMAH COUNTY
OREGON
96 OCT -9 PM 2 49

ALL ACCOMPANYING DOCUMENTS MUST HAVE REQUIRED SIGNATURES

Any Questions: Call the Office of the Board Clerk 248-3277/248-5222



MULTNOMAH COUNTY OREGON



HEALTH DEPARTMENT
426 S.W. STARK STREET, 8TH FLOOR
PORTLAND, OREGON 97204-2394
(503) 248-3674
FAX (503) 248-3676
TDD (503) 248-3816

BOARD OF COUNTY COMMISSIONERS
BEVERLY STEIN • CHAIR OF THE BOARD
DAN SALTZMAN • DISTRICT 1 COMMISSIONER
GARY HANSEN • DISTRICT 2 COMMISSIONER
TANYA COLLIER • DISTRICT 3 COMMISSIONER
SHARRON KELLEY • DISTRICT 4 COMMISSIONER

MEMORANDUM

Date: October 2, 1996
To: Board of County Commissioners
From: Bill Odgaard, Director, Health Department
Subject: Amendment #1 to Contract #201766 with Oregon Health Sciences University for case management and medical care for persons living with HIV/AIDS

- I. Recommendation/Action Requested: The Health Department recommends Board ratification of Amendment #1 to Contract #201766 with Oregon Health Sciences University for the period from the date of execution through February 26, 1997.
- II. Background/Analysis: The Health Department has received a federal grant through the Ryan White Comprehensive AIDS Resources Emergency (CARE) Act, which provides health care and support services to people living with HIV and AIDS. The CARE Act authorizes emergency funding for the sole purpose of fulfilling the unmet service needs of the HIV-positive affected population.

This agreement provides funding to OHSU to provide case management and medical care services to low-income, HIV-positive persons who have no other source of payment for these services. This amendment provides an additional \$30,000 in funding to enhance case management services in outlying areas of the Portland Eligible Metropolitan Area.

To prevent a break in service delivery, the Ryan White Title I contracts were renewed before we had received our grant award for this year. Because we received more grant funds than anticipated, we are allocating additional funds in all services categories. The HIV Services Planning Council has identified services in outlying areas as a priority for these funds.

- III. Financial Impact: Maximum compensation is increased from \$350,000 to \$380,000. This contract is fully funded by the Health Department's Ryan White CARE Act Title I grant.
- IV. Legal Issues: None

- V. Controversial Issues: None
- VI. Link to Current County Policies: Continuing to collaborate with other government agencies in the provision of health care.
- VII. Citizen Participation: Ryan White Title I funds are allocated through the local HIV Health Services Planning Council. The Council oversees prioritization of funding allocations, advises on allocation procedures, and assists in evaluating administrative procedures. The Council reflects the diversity of the population affected by HIV/AIDS, and consists of a balance of service providers, community representatives and users of services.
- VIII. Other Government Participation: Multnomah County administers Ryan White Title I funds for the Portland Eligible Metropolitan Area (EMA), which consists of Clackamas, Columbia, Multnomah, Washington and Yamhill Counties in Oregon and Clark County, Washington; and Ryan White Title II funds for Clackamas, Clatsop, Columbia, Multnomah, Tillamook and Washington Counties. All counties participate on the various planning councils and committees, and the Health Department has contracts with the Title II counties to provide HIV case management services.

Other governmental agencies participating in the HIV Case Management Partnership Project include the Clackamas County Health Department, the U.S. Social Security Administration, the Oregon Senior and Disabled Services Division, and the Oregon Adult and Family Services Division.

MULTNOMAH COUNTY CONTRACT APPROVAL FORM

(See Administrative Procedures CON-1)

Renewal ☒ [X]

Contract # 201766

Previously Approved Contract Boilerplate: ☒ [X] Attached ☐ [] Not Attached

Amendment # 1

<p style="text-align: center;">CLASS I</p> <p><input type="checkbox"/> Professional Services under \$25,000</p> <p><input type="checkbox"/> Intergovernmental Agreement under \$25,000</p> <p><input type="checkbox"/> Expenditure</p> <p><input type="checkbox"/> Revenue</p>	<p style="text-align: center;">CLASS II</p> <p><input type="checkbox"/> Professional Services over \$25,000 (RFP, Exemption)</p> <p><input type="checkbox"/> PCRB Contract</p> <p><input type="checkbox"/> Maintenance Agreement</p> <p><input type="checkbox"/> Licensing Agreement</p> <p><input type="checkbox"/> Construction</p> <p><input type="checkbox"/> Grant</p> <p><input type="checkbox"/> Revenue</p>	<p style="text-align: center;">CLASS III</p> <p><input checked="" type="checkbox"/> [X] Intergovernmental Agreement over \$25,000</p> <p style="text-align: center;">APPROVED MULTNOMAH COUNTY BOARD OF COMMISSIONERS</p> <p>AGENDA # <u>C-8</u> DATE <u>10/17/96</u></p> <p style="text-align: center;">DEB BOGSTAD</p> <p style="text-align: center;">BOARD CLERK</p>
---	--	---

Department: Health Division: _____ Date: 10/2/96

Contract Originator: Philip Varnum Phone: x3339 Bldg/Room: 340/2

Administrative Contact: Karen Garber Phone: x6207 Bldg/Room: 160/7

Description of Contract: HIV case management (Partnership Project) and medical care (CareBridge Project) for low-income, HIV-positive persons. This amendment provides additional funding to enhance case management services in outlying areas of the EMA. (Ryan White Title I funding)

*RFP #P952-21-0044 (April 1995); RFP #P952-21-0072 (May 1995)

RFP/BID #: *See above Date of RFP/BID: *See above Exemption Expiration Date: _____

ORS/AR # _____ Contractor is ☐ [] MBE ☐ [] WBE ☐ [] QRF ☒ [X] N/A ☐ [] None

Original Contract No. 202065 (FOR RENEWALS ONLY)

<p>Contractor: <u>Oregon Health Sciences University</u></p> <p>Mailing Address: <u>Kelly Avenue Clinic L608</u></p> <p style="text-align: center;"><u>3181 SW Sam Jackson Park Road</u></p> <p style="text-align: center;"><u>Portland, OR 97201</u></p> <p>Phone: <u>295-0950</u></p> <p>Employer ID# or SS#: <u>93-1176109</u></p> <p>Effective Date: <u>Date of Execution</u></p> <p>Termination Date: <u>February 26, 1997</u></p> <p>Original Contract Amount: \$ <u>350,000</u></p> <p>Total Amt of Previous Amendments: \$ <u>n/a</u></p> <p>Amount of Amendment: \$ <u>30,000</u></p> <p>Total Amount of Agreement: \$ <u>380,000</u></p>	<p>Jae Douglas, Program Director, Partnership Project</p> <p>Jae Allen, Kelly Avenue Clinic (medical care)</p> <p>*Mark Loveless, Director, Kelly Avenue Clinic</p> <p>Remittance Address (if different) _____</p> <p><u>*Also Medical Director for Partnership Project</u></p> <hr/> <p>Payment Schedule Terms</p> <p><input type="checkbox"/> [] Lump Sum \$ _____ <input type="checkbox"/> [] Due on Receipt</p> <p><input checked="" type="checkbox"/> [X] Monthly \$ <u>(invoice)</u> <input type="checkbox"/> [] Net 30</p> <p><input type="checkbox"/> [] Other \$ _____ <input type="checkbox"/> [] Other</p> <p><input type="checkbox"/> [] Requirements contract - Requisition Required</p> <p>Purchase Order No. _____</p> <p><input type="checkbox"/> [] Requirements Not to Exceed \$ _____</p> <p>Encumber: Yes <input type="checkbox"/> [] No <input type="checkbox"/> []</p>
---	--

REQUIRED SIGNATURES:

Department Manager: *B. Bogstad* Date: 10/4/96

Purchasing Director: *Katie Dwyer* Date: _____
(Class II Contracts Only)

County Counsel: *Katie Dwyer* Date: 10/9/96

County Chair/Sheriff: *William Stein* Date: October 17, 1996

Contract Administration: _____ Date: _____
(Class I, Class II Contracts Only)

VENDOR CODE				VENDOR NAME				TOTAL AMOUNT: \$			
LINE NO.	FUND	AGENCY	ORGANIZATION	SUB ORG	ACTIVITY	OBJECT/REV SRC	SUB OBJ	REPT CATEG	LGFS DESCRIPTION	AMOUNT	INC DEC
01	156	015	0324		GY02	6060		0383	HIV Case Man/Med Care	<u>219,000</u>	
02	156	015	0324		GY03	6060		0383	HIV Case Man/Med Care		
03	156	015	0325		GY02	6060		0383	HIV Case Man/Med Care	<u>161,000</u>	

If additional space is needed, attach separate page. Write contract # on top of page.

DISTRIBUTION: Contract Administration, Finance, HD Contracts Unit, HD Payables/Receivables, HD Program Manager

**AMENDMENT #1 TO
MULTNOMAH COUNTY CONTRACT #201766**

THIS AMENDMENT TO CONTRACT #201766 is between MULTNOMAH COUNTY (hereafter "COUNTY") and OREGON HEALTH SCIENCES UNIVERSITY (hereafter "OHSU").

WITNESSETH:

WHEREAS, COUNTY and OHSU are parties to a certain agreement dated May 9, 1996, entitled "Intergovernmental Agreement for Medical and Case Management Services for People Living With HIV/AIDS" (hereafter "Agreement"); and

WHEREAS, the parties mutually desire to amend said Agreement in the manner hereinafter set forth:

NOW, THEREFORE, the parties agree as follows:

1. OHSU will receive additional funding for the HIV Case Management Partnership Project to enhance services in outlying areas of the Portland Eligible Metropolitan Area. Therefore, Paragraph 2.C is amended to read as follows:

OHSU will enhance and ensure access to treatment and support services for HIV-positive persons through a comprehensive case management system. *Special emphasis will be placed on providing services in outlying areas of the Portland EMA.* OHSU will accomplish the following...

2. In Paragraph 2.C.11, the number of clients to be served through the HIV Case Management Partnership Project is increased from "a minimum of 1,100 unduplicated clients" to "a minimum of 1,200 unduplicated clients."
3. Maximum compensation is increased from \$350,000 to \$380,000.
4. The original budget attached as "Exhibit A" is replaced by the budget attached to this Amendment as "Exhibit A, Revision #1."
5. All other terms and conditions of the original Agreement remain in effect.

IN WITNESS WHEREOF, the parties have caused this Amendment to be executed by their duly authorized officers.

OREGON HEALTH SCIENCES
UNIVERSITY

By _____

Title _____

Date _____

MULTNOMAH COUNTY, OREGON

By Beverly Stein

Beverly Stein, Multnomah County Chair

Date October 17, 1996

HEALTH DEPARTMENT

By Billi Odegaard

Billi Odegaard, Director

Date 10/4/96

By Philip J. Varnum

Philip J. Varnum, Program Manager

Date 10/2/96

REVIEWED:

Laurence B. Kressel, County Counsel for
Multnomah County, Oregon

By Katie Gaetjens

Katie Gaetjens, Assistant Counsel

Date 10/9/96

APPROVED MULTNOMAH COUNTY
BOARD OF COMMISSIONERS
AGENDA # C-8 DATE 10/17/96
DEB BOGSTAD
BOARD CLERK

EXHIBIT A, REVISION #1
Oregon Health Sciences University
Budget for Medical and Case Management Services for People Living With HIV/AIDS
February 27, 1996 - February 26, 1997

Description	Case Mgmt Budget	Medical Care Budget	Total Budget
Total Personnel	\$254,147	\$40,956	\$295,103
Materials & Services			
Travel/Mileage/Parking	1,858	72	\$1,930
Telephone	5,160	855	\$6,015
Printing & Duplication	2,145	432	\$2,577
Postage	540	50	\$590
Educational Materials	300	0	\$300
Rent	17,850	3,240	\$21,090
Office Supplies/Software	5,395	0	\$5,395
Training/Staff Development	2,239	0	\$2,239
Programming	1,000	0	\$1,000
Equipment	9,366	0	\$9,366
Office Furniture, phone system, portable computer, pagers.			
Other - Lab/X-ray		34,395	\$34,395
Subtotal Materials & Services	45,853	39,044	84,897
Subtotal Program Support	300,000	80,000	380,000
Direct Assistance Payments/Vouchers	0	0	0
Total Funds	\$300,000	\$80,000	\$380,000
FTE			
Program Director	0.375		0.375
Clinical Manager	0.083		0.083
Social Work Case Manager	0.025		0.025
Nurse Case Manager	0.150		0.150
Community Case Manager	4.660		4.660
Administrative Assistant/Office Manager	0.910		0.910
Clerical Assistant	1.000		1.000
ID Physician Supervisor		0.200	0.200
Family Nurse Practitioner		0.400	0.400
Social Worker		0.400	0.400
Total FTE	7.203	1.000	8.203

ohsu67sm.wk4

MEETING DATE: OCT 17 1996

AGENDA NO: C-9

ESTIMATED START TIME: 9:30

(Above space for Board Clerk's Use Only)

AGENDA PLACEMENT FORM

SUBJECT: Amendment to an Intergovernmental Agreement between the Department of Community and Family Services and the Housing Authority of Portland transferring an additional \$224,195 to the County over the three (3) year life of the agreement for services and administrative costs associated with transitional housing provided to homeless families served by Portland Impact at the Richmond Place project.

BOARD BRIEFING

Date Requested: _____

Requested By: _____

Amount of Time Needed: _____

REGULAR MEETING

Date Requested: _____

Amount of Time Needed: Consent

DEPARTMENT: Community and Family Services

DIVISION: _____

CONTACT: Lorenzo Poe/ Rey Espana

TELEPHONE: 248-3691

BLDG/ROOM: B166/7th

PERSON(S) MAKING PRESENTATION: Lorenzo Poe/Rey Espana

ACTION REQUESTED:

☐ INFORMATIONAL ONLY ☐ POLICY DIRECTION ☒ APPROVAL ☐ OTHER

SUGGESTED AGENDA TITLE

Amendment to an Intergovernmental Agreement Between the Department of Community and Family Services and the Housing Authority of Portland transferring an additional \$224,195 to the County over three (3) years for services at Richmond Place.

10/18/96 ORIGINALS TO JOHN PEARSON

SIGNATURES REQUIRED:

ELECTED OFFICIAL: _____

OR

DEPARTMENT MANAGER: Lorenzo Poe mg

ALL ACCOMPANYING DOCUMENTS MUST HAVE REQUIRED SIGNATURES

Any Questions: Call the Office of the Board Clerk 248-3277/248-5222

S:\ADMIN\CEU\CONTRACT\HAPRICH.APF

BOARD OF
COUNTY COMMISSIONERS
96 OCT -2 AM 11:30
MULTNOMAH COUNTY
OREGON



MULTNOMAH COUNTY OREGON

DEPARTMENT OF COMMUNITY AND FAMILY SERVICES
421 SW SIXTH AVENUE, SUITE 700
PORTLAND, OREGON 97204
PHONE (503) 248-3691
FAX (503) 248-3379
TDD (503) 248-3598

BOARD OF COUNTY COMMISSIONERS
BEVERLY STEIN • CHAIR OF THE BOARD
DAN SALTZMAN • DISTRICT 1 COMMISSIONER
GARY HANSEN • DISTRICT 2 COMMISSIONER
TANYA COLLIER • DISTRICT 3 COMMISSIONER
SHARRON KELLEY • DISTRICT 4 COMMISSIONER

TO: Board of County Commissioners

FROM: Lorenzo Poe, Director *Lorenzo Poe mas*
Department of Community and Family Services

DATE: September 23, 1996

SUBJECT: Amendment to an Intergovernmental Revenue Agreement with the Housing Authority of Portland

I. Recommendation/Action Requested: The Department of Community and Family Services recommends Board of County Commissioner approval of the Intergovernmental Revenue Agreement amendment with the Housing Authority of Portland, for the period from October 1, 1996 to September 30, 1999.

II. Background/Analysis: The Housing Authority of Portland is the recipient of a grant from the United States Department of Housing and Urban Development under the Stuart B. McKinney, Support Housing program. The grant award is to support the services, operations, and construction of Richmond Place as transitional housing for homeless families. The grant application was developed naming Portland Impact as the service provider. The funds in this Intergovernmental Agreement will be subcontracted to this agency, the program office's designated service provider in the geographic area served under the grant award. This amendment adds funds to an already existing Intergovernmental Revenue Agreement transferring Supportive Housing funds previously received by the Housing Authority of Portland.

III. Financial Impact: The Housing Authority of Portland will reimburse Multnomah County up to \$224,195 over the three (3) year term of the agreement as follows: a) first year \$70,851 program + \$1,181 administration; b) second year \$73,471 program + \$1,225 administration; and third year \$76,197 program + \$1,270 administration upon receipt of an invoice.

IV. Legal Issues: None

V. Controversial Issues: None

VI. Link to Current County Policies: This Intergovernmental Agreement supports the program office's goal to increase economic self-sufficiency and housing stability of low/no income households by offering a continuum of client-centered services.

VIII. Other Government Participation: This Intergovernmental Agreement reflects a partnership between the County and the Housing Authority of Portland over services and housing for low income homeless people.

S:\ADMIN\CEU\CONTRACT\HAPRICH.MEM

MULTNOMAH COUNTY CONTRACT APPROVAL FORM

(See Administrative Procedures CON-1)

Contract # 102177

Prior-Approved Contract Boilerplate: Attached; x Not Attached

Amendment # 01

<p style="text-align: center;">CLASS I</p> <p><input type="checkbox"/> Professional Services under \$25,000</p>	<p style="text-align: center;">CLASS II</p> <p><input type="checkbox"/> Professional Services over \$25,000 (RFP, Exemption)</p> <p><input type="checkbox"/> PCRB Contract</p> <p><input type="checkbox"/> Maintenance Agreement</p> <p><input type="checkbox"/> Licensing Agreement</p> <p><input type="checkbox"/> Construction</p> <p><input type="checkbox"/> Grant</p> <p><input type="checkbox"/> Revenue</p>	<p style="text-align: center;">CLASS III</p> <p><input type="checkbox"/> Intergovernmental Agreement</p> <p><input checked="" type="checkbox"/> Intergovernmental Revenue Agreement</p> <p style="text-align: center;">APPROVED MULTNOMAH COUNTY BOARD OF COMMISSIONERS</p> <p>AGENDA # <u>C-9</u> DATE <u>10/17/96</u></p> <p style="text-align: center;"><u>DEB BOGSTAD</u> BOARD CLERK</p>
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Department: Community and Family Services

Date: September 23, 1996

Administrative Contact: John Pearson

Phone: 248-3691 ext 2612

Bldg/Room 166/7th.

Description of Contract: **Amends three (3) year revenue agreement with the Housing Authority of Portland which is passing through federal Supportive Housing funds to be used by the County to purchase transitional housing for low income homeless families.**

RFP/BID #: --- Date of RFP/BID: --- Exemption Expiration Date: ---

ORS/AR # --- Contractor is ☐ MBE ☐ WBE ☐ QRF

<p>Contractor Name : Housing Authority of Portland</p> <p>Mailing Address: 135 SW Ash St. Portland, Or. 9720</p> <p>Phone: (503) 273-4510</p> <p>Employer ID# or SS#: 93-6001547</p> <p>Effective Date: October 1, 1996</p> <p>Termination Date: September 30, 1999</p> <p>Original Contract Amount: \$ 230,786</p> <p>Total Amt of Previous Amendments: \$ 0</p> <p>Amount of Amendment: \$ 224,195</p> <p>Total Amount of Agreement: \$ 454,981</p>	<p>Remittance Address (if different) _____</p> <table style="width:100%;"> <tr> <td style="width:50%;"> <p style="text-align: center;">Payment Schedule</p> <p><input type="checkbox"/> Lump Sum \$ _____</p> <p><input type="checkbox"/> Monthly \$ _____</p> <p><input checked="" type="checkbox"/> Other <u>\$ Per Invoice</u></p> <p><input type="checkbox"/> Requirements contract - Requisition Required</p> <p>Purchase Order No. _____</p> <p><input type="checkbox"/> Requirements Not to Exceed \$ _____</p> <p>Encumber: Yes <input type="checkbox"/> No <input type="checkbox"/></p> </td> <td style="width:50%;"> <p style="text-align: center;">Terms</p> <p><input type="checkbox"/> Due on Receipt</p> <p><input type="checkbox"/> Net 30</p> <p><input type="checkbox"/> Other _____</p> </td> </tr> </table>	<p style="text-align: center;">Payment Schedule</p> <p><input type="checkbox"/> Lump Sum \$ _____</p> <p><input type="checkbox"/> Monthly \$ _____</p> <p><input checked="" type="checkbox"/> Other <u>\$ Per Invoice</u></p> <p><input type="checkbox"/> Requirements contract - Requisition Required</p> <p>Purchase Order No. _____</p> <p><input type="checkbox"/> Requirements Not to Exceed \$ _____</p> <p>Encumber: Yes <input type="checkbox"/> No <input type="checkbox"/></p>	<p style="text-align: center;">Terms</p> <p><input type="checkbox"/> Due on Receipt</p> <p><input type="checkbox"/> Net 30</p> <p><input type="checkbox"/> Other _____</p>
<p style="text-align: center;">Payment Schedule</p> <p><input type="checkbox"/> Lump Sum \$ _____</p> <p><input type="checkbox"/> Monthly \$ _____</p> <p><input checked="" type="checkbox"/> Other <u>\$ Per Invoice</u></p> <p><input type="checkbox"/> Requirements contract - Requisition Required</p> <p>Purchase Order No. _____</p> <p><input type="checkbox"/> Requirements Not to Exceed \$ _____</p> <p>Encumber: Yes <input type="checkbox"/> No <input type="checkbox"/></p>	<p style="text-align: center;">Terms</p> <p><input type="checkbox"/> Due on Receipt</p> <p><input type="checkbox"/> Net 30</p> <p><input type="checkbox"/> Other _____</p>		

REQUIRED SIGNATURES:

Department Manager: *Lorenzo P. ...* Date: 9/25/96

Purchasing Director: _____ Date: _____

(Class II Contracts Only)
County Counsel: *Katie G...* Date: 10/2/96

County Chair/Sheriff: *Bill ...* Date: 10/17/96

Contract Administration: _____ Date: _____

(Class I, Class II Contracts Only)

VENDOR CODE GV8518C				VENDOR NAME				TOTAL AMOUNT: \$			
LINE NO.	FUND	AGENCY	ORGANIZATION	SUB ORG	ACTIVITY	OBJECT/ REV SRC	S UB OBJ	REPT CATEG	LGFS DESCIP	AMOUNT	Inc/Dec Ind.
	156	010	1260			2091		9266F	HAP - Richmond 96\97	72,032	
	156	010	1260			2091		9266F	HAP - Richmond 97\98	74,969	
	156	010	1260			2091		9260F	HAP - Richmond 98\99	77,467	

If additional space is needed, attach separate page. Write contract # on top of page.

DISTRIBUTION: Contracts Administration, Initiator, Finance

S:\ADMIN\CEU\CONTRACT\HAPSUNRS.1CF

INTERGOVERNMENTAL AGREEMENT

THIS AGREEMENT is to provide services through a subcontract with Portland Impact in compliance with the Stewart B. McKinney Supportive Housing Program Grant (copy attached). The services will be performed at Richmond Place located at 4147 S.E. Division St., Portland, Oregon. This agreement is between Multnomah County, herein "COUNTY, and The Housing Authority of Portland, herein "HAP" and is subject to the following:

THE PARTIES AGREE:

1. **DESCRIPTION OF SERVICES.** COUNTY will provide the following services:

Monitor, evaluate, collect data and provide reports to the Accounting and Housing Services Departments of HAP. These services will exclusively be in connection with the HUD Supportive Services Program Grant for Richmond Place. COUNTY will request reimbursement from HAP quarterly on an actual cost basis.

2. **COMPENSATION:** HAP will pay COUNTY on an "as-needed" basis, the funds allocated to HAP for Richmond Place from the Supportive Housing Program Grant. The maximum per year is \$70,851 (YEAR 1); \$73,471 (YEAR 2); \$76,197 (YEAR 3) These funds must be requested and expenditures documented prior to reimbursement. Multnomah County will also receive 1/3 of the administrative fee for the SHP grant for supportive services only. First year: \$1,181; Second year: \$1,225; Third year \$1,270

3. **TERM:** The COUNTY's services will begin upon execution of this Agreement and terminate when completed no later than three years from agreement date.

4. **AGREEMENT DOCUMENTS:** This Agreement consists of this agreement document, the attached Conditions of Agreement, and Exhibit A (worker's compensation certificate of insurance).

THE HOUSING AUTHORITY
OF PORTLAND

By: _____

Date: _____

MULTNOMAH COUNTY,
OREGON

By:  _____

Date: October 17, 1996

By:  _____

APPROVED AS TO FORM
COUNTY ATTORNEY (If
Applicable)

APPROVED MULTNOMAH COUNTY
BOARD OF COMMISSIONERS
AGENDA # C-9 DATE 10/17/96
DEB BOGSTAD
BOARD CLERK

INTERGOVERNMENTAL AGREEMENT

THIS AGREEMENT is to provide services through a subcontract with **Portland Impact** in compliance with the **Stewart B. McKinney Supportive Housing Program Grant** (copy attached). The services will be performed at **Richmond Place** located at **4147 S.E. Division St., Portland, Oregon**. This agreement is between **Multnomah County**, herein "**COUNTY**", and **The Housing Authority of Portland**, herein "**HAP**" and is subject to the following:

1. **FUNDS AVAILABLE:** HAP certifies that sufficient funds are available from the Supportive Housing Program Grant for services at Richmond Place to finance the costs of this agreement. In the event that funds cease to be available to HAP in the amounts anticipated, HAP may terminate or reduce agreement funding accordingly. HAP will notify COUNTY as soon as it receives notification from funding source.

2. **INDEPENDENT CONTRACTOR STATUS:** COUNTY is an independent Contractor, and neither COUNTY, COUNTY'S subcontractors nor employees are employees of HAP. COUNTY is responsible for all federal, state, and local taxes and fees applicable to payments for services under this agreement.

3. **SUBCONTRACTS AND ASSIGNMENT:** COUNTY shall subcontract with Portland Impact for the services prescribed herein. COUNTY shall not assign its rights acquired hereunder without the prior written consent of HAP. The HAP is not liable to any third person for payment of any compensation payable to COUNTY as provided in this agreement.

4. **ACCESS TO RECORDS:** The HAP's authorized representatives shall have access to the books, documents, papers, and records of COUNTY which are directly pertinent to this agreement for the purpose of making audit, examination, excerpts and transcripts.

5. **PROPERTY OF HAP:** All work performed by COUNTY under this agreement shall be the property of HAP.

6. **WORKERS' COMPENSATION INSURANCE:**

A. COUNTY shall maintain workers' compensation insurance coverage for all non-exempt workers employed by COUNTY in the performance of the work either as a carrier or insured employer as provided in Chapter 656 of Oregon Revised Statutes. A certificate showing current worker's compensation insurance, or a copy thereof, is attached to this agreement at Exhibit "A".

B If COUNTY's workers compensation insurance coverage is due to expire before completion of the work, COUNTY will renew or replace such insurance coverage and provide HAP with a certificate of insurance coverage showing compliance with this section.

7. **INDEMNIFICATION:** To the extent permitted by the Oregon Tort Claim Act and the Oregon Constitution, the COUNTY shall hold harmless, defend and indemnify HAP and HAP's officers, agents, and employees against all claims, demands, actions, and suits (including all attorney fees and costs) brought against any of them arising from the COUNTY's work or any subcontractor's work under this agreement.

8. **ADHERENCE TO LAW:** The COUNTY shall comply with all federal, state, and local laws and ordinances applicable to the work to be done under this agreement.

9. **NONDISCRIMINATION:** COUNTY shall not unlawfully discriminate against any individual with respect to hiring, compensation, terms, conditions, or privileges of employment, nor shall any person be excluded from participating in, be denied the benefits of, or be subjected to discrimination under any program or activity because of such individual's race, color, religion, sex, national origin, age, handicap, or sexual orientation. COUNTY must comply with all applicable provisions of federal, state, and local laws, regulations, and policies concerning nondiscrimination.

10. **EARLY TERMINATION:**

A. This agreement may be terminated by mutual consent of both parties or by either party upon thirty (30) days notice in writing and delivered by certified mail or in person.

B. The HAP, by written notice of default, may terminate this agreement if COUNTY fails to provide any part of the services described herein within the time specified for completion of that part or any extension thereof.

C. Upon termination before completion of the services, payment of COUNTY shall be prorated to and including the day of termination and shall be in full satisfaction of all claims by the COUNTY against HAP under this Agreement.

D. Termination under any provision of this paragraph shall not affect any right, obligation, or liability of COUNTY or liability of COUNTY or HAP which accrued prior to termination.

11. **FINAL PAYMENT:**

All final requests for payment must be received within thirty (30) calendar days following the end of this contract term. Final requests for payment documents not received within the specified time frame shall not be processed and the expense shall be the sole responsibility of the COUNTY.

1994 Supportive Housing Grant Agreement

This Grant Agreement is made by and between the United States Department of Housing and Urban Development (HUD) and Housing Authority of Portland, 135 S.W. Ash Street, Portland, OR 97204-1596, the Recipient, whose Tax ID number is 93-6001547 for Project Number OR16B94-0080, to be located at 4147 S.E. Division Street, Portland, OR.

The assistance which is the subject of this Grant Agreement is authorized by Subtitle C of Title IV of the Stewart B. McKinney Homeless Assistance Act (42 U.S.C. 11381 et seq., (the Act)). The term grant or grant funds means the assistance provided under this Agreement. This Grant Agreement will be governed by the Act, the Supportive Housing Interim rule which was published at 58 FR 13870 on March 15, 1993 (24 CFR 583.235), a copy of which is attached hereto as Attachment A and made a part hereof, and the Notice of Fund Availability (NOFA), published on May 10, 1994 at 59 FR 24255. The term "Application" means the application submissions on the basis of which a grant was approved by HUD, including the certifications and assurances and any information or documentation required to meet any grant award conditions. The Application is incorporated herein as part of this Agreement, however, in the event of a conflict between any part of the Application and any part of the Grant Agreement, the latter shall control. The Secretary agrees, subject to the terms of the Grant Agreement, to provide the grant funds in the amount specified below for the approved project described in the application.

HUD's total fund obligation for this project is \$860,696.

The Recipient agrees to comply with all requirements of this Grant Agreement and to accept responsibility for such compliance by any entities to which it makes grant funds available.

If the Recipient is a State or other governmental entity required to assume environmental responsibility, it agrees that no costs to be paid or reimbursed with grant funds will be incurred before the completion of such responsibilities and HUD approval of any required Request for Release of Funds.

HUD notifications to the Recipient shall be to the address of the Recipient as stated in the Application, unless HUD is otherwise advised in writing. Recipient notifications to HUD shall be to the HUD Field Office executing the Grant Agreement. No change may be made to the project nor any right, benefit, or advantage of the Recipient hereunder be assigned without prior written approval of HUD.

A default shall consist of any use of grant funds for a purpose other than as authorized by this Grant Agreement, failure in the Recipient's duty to provide the supportive housing for the minimum term in accordance with the requirements of the Attachment A provisions, noncompliance with the Act or Attachment A provisions, any other material breach of the Grant Agreement, or

misrepresentations in the application submissions which, if known by HUD, would have resulted in this grant not being provided. Upon due notice to the Recipient of the occurrence of any such default and the provision of a reasonable opportunity to respond, HUD may take one or more of the following actions:

- a. direct the Recipient to submit progress schedules for completing approved activities; or
- b. issue a letter of warning advising the Recipient of the default, establishing a date by which corrective actions must be completed and putting the Recipient on notice that more serious actions will be taken if the default is not corrected or is repeated; or
- c. direct the Recipient to establish and maintain a management plan that assigns responsibilities for carrying out remedial actions; or
- d. direct the Recipient to suspend, discontinue or not incur costs for the affected activity; or
- e. reduce or recapture the grant; or
- f. direct the Recipient to reimburse the program accounts for costs inappropriately charged to the program; or
- g. continue the grant with a substitute Recipient of HUD's choosing; or
- h. other appropriate action including, but not limited to, any remedial action legally available, such as affirmative litigation seeking declaratory judgment, specific performance, damages, temporary or permanent injunctions and any other available remedies.

No delay or omission by HUD in exercising any right or remedy available to it under this Grant Agreement shall impair any such right or remedy or constitute a waiver or acquiescence in any Recipient default.

Recipients of assistance for acquisition, rehabilitation, or new construction shall file a certification of continued use for supportive housing for each year of the 20 year period from the date of initial occupancy.

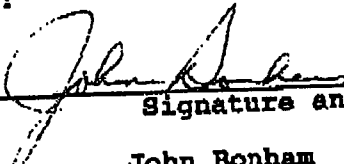
This Grant Agreement constitutes the entire agreement between the parties hereto, and may be amended only in writing executed by HUD and the Recipient. The effective date of this Grant Agreement shall be the date of execution by HUD, except with prior written approval by HUD.

SIGNATURES

This Grant Agreement is hereby executed as follows:

UNITED STATES OF AMERICA
Secretary of Housing and Urban Development

By:

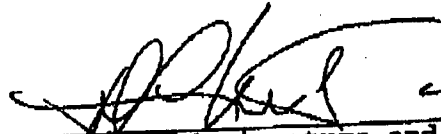
 4/7/95
Signature and Date
John Bonham
Typed Name of Signatory

Director, Community Planning and Development
Title

RECIPIENT

Housing Authority of Portland
Name of Organization

By:

 4/12/95
Authorized Signature and Date

Dennis L. West
Typed Name of Signatory
Executive Director
Title

Jeanette Sander 503/273-4514 503/228-4872
Contact Person and Telephone No. and Fax No.

MEETING DATE: OCT 17 1996
AGENDA NO: C-10
ESTIMATED START TIME: 9:30

(Above space for Board Clerk's Use Only)

AGENDA PLACEMENT FORM

SUBJECT: Intergovernmental Contract between the County Department of Community and Family Services and the Housing Authority of Portland transferring \$123,062 over the three (3) year life of this agreement. The County is transferring \$45,423 for transitional housing operations reserves and \$77,739 for transitional housing operations to the Housing Authority of Portland as local match.

BOARD BRIEFING

Date Requested: _____
Requested By: _____
Amount of Time Needed: _____

REGULAR MEETING

Date Requested: _____
Amount of Time Needed: Five (5) Minutes

DEPARTMENT: Community and Family Services
CONTACT: Lorenzo Poe/ Rey Espana

DIVISION: _____
TELEPHONE: 248-3691
BLDG/ROOM: B166/7th

PERSON(S) MAKING PRESENTATION: Lorenzo Poe/Rey Espana

ACTION REQUESTED:

☐ INFORMATIONAL ONLY ☐ POLICY DIRECTION ☒ APPROVAL ☐ OTHER

SUGGESTED AGENDA TITLE

Intergovernmental Agreement Between the County Department of Community and Family Services and the Housing Authority of Portland transferring \$123,062 to the Housing Authority of Portland over three (3) years for housing operations at Richmond Place.

10/18/96 ORIGINALS to JOHN PEARSON

SIGNATURES REQUIRED:

ELECTED OFFICIAL: _____
OR
DEPARTMENT MANAGER: Lorenzo Poe me

ALL ACCOMPANYING DOCUMENTS MUST HAVE REQUIRED SIGNATURES

Any Questions: Call the Office of the Board Clerk 248-3277/248-5222

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BOARD OF
COUNTY COMMISSIONERS
96 OCT -2 AM 11:30
MULTNOMAH COUNTY
OREGON



MULTNOMAH COUNTY OREGON

DEPARTMENT OF COMMUNITY AND FAMILY SERVICES
421 SW SIXTH AVENUE, SUITE 700
PORTLAND, OREGON 97204
PHONE (503) 248-3691
FAX (503) 248-3379
TDD (503) 248-3598

BOARD OF COUNTY COMMISSIONERS
BEVERLY STEIN • CHAIR OF THE BOARD
DAN SALTZMAN • DISTRICT 1 COMMISSIONER
GARY HANSEN • DISTRICT 2 COMMISSIONER
TANYA COLLIER • DISTRICT 3 COMMISSIONER
SHARRON KELLEY • DISTRICT 4 COMMISSIONER

TO: Board of County Commissioners

FROM: Lorenzo Poe, Director *Lorenzo Poe me*
Department of Community and Family Services

DATE: September 16, 1996

SUBJECT: Intergovernmental Agreement with the Housing Authority of Portland

I. Recommendation/Action Requested: The Department of Community and Family Services recommends Board of County Commissioner approval of the Intergovernmental Agreement with the Housing Authority of Portland, for the period from October 1, 1996 to September 30, 1999.

II. Background/Analysis: The Housing Authority of Portland is the recipient of a grant from the United States Department of Housing and Urban Development under the Stuart B. McKinney, Support Housing program. The grant award is to support the services, operations, and construction of Richmond Place as transitional housing for homeless families.

The County Office of Community Action and Development has committed a local cash match in support of the operations of the Richmond Place transitional housing project.

III. Financial Impact: The County will reimburse the Housing Authority of Portland \$123,062 over the three (3) year term of the agreement as follows: a) first year \$31,839; b) second year \$32,507; and third year \$58,716 upon receipt of an invoice.

IV. Legal Issues: None

V. Controversial Issues: None

VI. Link to Current County Policies: This Intergovernmental Agreement supports the program office's goal to increase economic self-sufficiency and housing stability of low/no income households by offering a continuum of client-centered services.

VIII. Other Government Participation: This Intergovernmental Agreement reflects a partnership between the County and the Housing Authority of Portland over services and housing for low income homeless people.

S:\ADMIN\CEU\CONTRACT\RCHHAP97.MEM

MULTNOMAH COUNTY CONTRACT APPROVAL FORM

(See Administrative Procedures CON-1)

Contract # 102957

Prior-Approved Contract Boilerplate: Attached; x Not Attached

Amendment # 0

CLASS I	CLASS II	CLASS III
<input type="checkbox"/> Professional Services under \$25,000	<input type="checkbox"/> Professional Services over \$25,000 (RFP, Exemption) <input type="checkbox"/> PCRB Contract <input type="checkbox"/> Maintenance Agreement <input type="checkbox"/> Licensing Agreement <input type="checkbox"/> Construction <input type="checkbox"/> Grant <input type="checkbox"/> Revenue	<input checked="" type="checkbox"/> Intergovernmental Agreement <input type="checkbox"/> Intergovernmental Revenue Agreement <p align="center">APPROVED MULTNOMAH COUNTY BOARD OF COMMISSIONERS</p> <p>AGENDA # <u>C-10</u> DATE <u>10/17/96</u> <u>DEB BOGSTAD</u> BOARD CLERK</p>

Department: Community and Family Services

Date: September 17, 1996

Administrative Contact: John Pearson

Phone: 248-3691 ext 2612

Bldg/Room 166/7th

Description of Contract: **Three (3) year agreement with the Housing Authority of Portland to contract for a local cash match for the County's share of the operating costs of Richmond Place transitional housing for low income, homeless families.**

RFP/BID #: --- Date of RFP/BID: --- Exemption Expiration Date: ---
 ORS/AR # --- Contractor is ☐ MBE ☐ WBE ☐ QRF

Contractor Name : Housing Authority of Portland Mailing Address: 135 SW Ash St. Portland, Or. 9720 Phone: (503) 273-4510 Employer ID# or SS#: 93-6001547 Effective Date: October 1, 1996 Termination Date: September 30, 1999 Original Contract Amount: \$ Total Amt of Previous Amendments: \$ Amount of Amendment: \$ Total Amount of Agreement: \$123,062	Remittance Address (if different) _____ <table> <tr> <th>Payment Schedule</th> <th>Terms</th> </tr> <tr> <td><input type="checkbox"/> Lump Sum \$ _____</td> <td><input type="checkbox"/> Due on Receipt</td> </tr> <tr> <td><input type="checkbox"/> Monthly \$ _____</td> <td><input type="checkbox"/> Net 30</td> </tr> <tr> <td><input checked="" type="checkbox"/> Other \$ <u>Per Invoice</u></td> <td><input type="checkbox"/> Other</td> </tr> <tr> <td colspan="2"><input type="checkbox"/> Requirements contract - Requisition Required</td> </tr> <tr> <td colspan="2">Purchase Order No. _____</td> </tr> <tr> <td colspan="2"><input type="checkbox"/> Requirements Not to Exceed \$ _____</td> </tr> <tr> <td colspan="2">Encumber: Yes <input type="checkbox"/> No <input type="checkbox"/></td> </tr> </table>	Payment Schedule	Terms	<input type="checkbox"/> Lump Sum \$ _____	<input type="checkbox"/> Due on Receipt	<input type="checkbox"/> Monthly \$ _____	<input type="checkbox"/> Net 30	<input checked="" type="checkbox"/> Other \$ <u>Per Invoice</u>	<input type="checkbox"/> Other	<input type="checkbox"/> Requirements contract - Requisition Required		Purchase Order No. _____		<input type="checkbox"/> Requirements Not to Exceed \$ _____		Encumber: Yes <input type="checkbox"/> No <input type="checkbox"/>	
Payment Schedule	Terms																
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<input checked="" type="checkbox"/> Other \$ <u>Per Invoice</u>	<input type="checkbox"/> Other																
<input type="checkbox"/> Requirements contract - Requisition Required																	
Purchase Order No. _____																	
<input type="checkbox"/> Requirements Not to Exceed \$ _____																	
Encumber: Yes <input type="checkbox"/> No <input type="checkbox"/>																	

REQUIRED SIGNATURES:

Department Manager: *Lorenzo Paez* Date: 9/25/96

Purchasing Director: _____ Date: _____

(Class II Contracts Only) County Counsel: *Katie Gutz* Date: 10/2/96

County Chair/Sheriff: *Mike Stein* Date: 10/17/96

Contract Administration: _____ Date: _____
 (Class I, Class II Contracts Only)

VENDOR CODE GV8518C				VENDOR NAME HAP				TOTAL AMOUNT: \$			
LINE NO.	FUND	AGENCY	ORGANIZATION	SUB ORG	ACTIVITY	OBJECT/REV SRC	SUB OBJ	REPT CATEG	LGFS DESCRIPT	AMOUNT	Inc/Dec Ind.
									See Attached		

If additional space is needed, attach separate page. Write contract # on top of page.

DISTRIBUTION: Contracts Administration, Initiator, Finance

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COMMUNITY AND FAMILY SERVICES DEPARTMENT
 CONTRACT APPROVAL FORM SUPPLEMENT
 Contractor : HAP|HUD SUPPORTIVE HOUSING
 Vendor Code : GV8518C

Page 1 of 1
 9/23/96

Fiscal Year : 96/97

Amendment Number : 0

Contract Number :

LINE	FUND	AGEN	ORG CODE	ACTIVITY CODE	OBJECT CODE	REPORTING CATEGORY	LGFS DESCRIPTION	ORIGINAL AMOUNT	AMENDMENT AMOUNT	FINAL AMOUNT	REQT'S ESTIMATE
01	156	010	1260	P39M	6060	9999L	County General Fund CAPO Trans Housing Operations	\$16,698.00		\$16,698.00	
02	156	010	1260	P39R	6060	9999L	County General Fund CAPO Tr Hs Op Reserv/Debit Serv	\$15,141.00		\$15,141.00	
01	156	010	1260	P39M	6060	9999L	County General Fund CAPO Trans Housing Operations	\$17,366.00		\$17,366.00	
02	156	010	1260	P39R	6060	9999L	County General Fund CAPO Tr Hs Op Reserv/Debit Serv	\$15,141.00		\$15,141.00	
01	156	010	1260	P39M	6060	9999L	County General Fund CAPO Trans Housing Operations	\$43,575.00		\$43,575.00	
02	156	010	1260	P39R	6060	9999L	County General Fund CAPO Tr Hs Op Reserv/Debit Serv	\$15,141.00		\$15,141.00	
TOTAL								\$123,062.00	\$0.00	\$123,062.00	\$0.00

INTERGOVERNMENTAL AGREEMENT

#102957

THIS CONTRACT is between MULTNOMAH COUNTY, acting by and through its Department of Community and Family Services, hereafter called COUNTY, and

Housing Authority of Portland
135 SW Ash St.
Portland, Oregon 97204,

hereafter called CONTRACTOR.

THE PARTIES AGREE:

1. **DESCRIPTION OF SERVICES.** CONTRACTOR will provide the following services:

The County's Office of Community Action and Development is contracting to the Housing Authority of Portland \$123,062 over three (3) years as the County's share of the cost of the operating expenses and reserves for the Richmond Place transitional housing facility owned by the CONTRACTOR.

2. **COMPENSATION.** COUNTY will pay CONTRACTOR up to \$123,062, as follows upon submission of an invoice for payment:

A. Up to \$45,423 over the three (3) year agreement for transitional housing operating\replacement reserves as follows: (1) 1997 - \$15,141; (2) 1998 - \$15,141; and 1999 - \$15,141; and

B. Up to \$77,639 over the three (3) year agreement for transitional housing operations as follows: (1) 1997 - \$16,698; (2) 1998 - \$17,366; and (3) 1999 - \$43,575.

3. **TERM.** The CONTRACTOR'S services will begin October 1, 1996 and terminate when completed but no later than September 30, 1999.

4. **CONTRACT DOCUMENTS.** This Contract consists of this contract document, Attachment A, the attached Conditions of Contract, and Exhibit A (workers compensation).

MULTNOMAH COUNTY, OREGON

HOUSING AUTHORITY OF PORTLAND

BY Lorenzo P. ... 9/25/96
Director, Date
Department of Community & Family Services

BY _____
TITLE Date

BY Beverly Stein 10/17/96
Beverly Stein, Date
Multnomah County Chair

BY _____
TITLE Date

REVIEWED:

LAURENCE KRESSEL, County Counsel
for Multnomah County, Oregon

By Latie ... 10/2/96
Assistant County Counsel Date

APPROVED AS TO FORM:
CONTRACTOR ATTORNEY (If Applicable)

By _____
Date

APPROVED MULTNOMAH COUNTY
BOARD OF COMMISSIONERS
AGENDA # C-10 DATE 10/17/96
DEB BOGSTAD
BOARD CLERK

MULTNOMAH COUNTY CONTRACT NO. 102957
CONDITIONS OF INTERGOVERNMENTAL AGREEMENT

The attached contract for services between Multnomah County, herein "COUNTY", and Housing Authority of Portland, herein "CONTRACTOR", is subject to the following:

1. **FUNDS AVAILABLE.** COUNTY certifies that sufficient funds are available and authorized to finance the costs of this agreement. In the event that funds cease to be available to COUNTY in the amounts anticipated, COUNTY may terminate or reduce contract funding accordingly. COUNTY will notify CONTRACTOR as soon as it receives notification from funding source.
2. **INDEPENDENT CONTRACTOR STATUS.** CONTRACTOR is an independent contractor, and neither CONTRACTOR, CONTRACTOR'S subcontractors nor employees are employees of the COUNTY. CONTRACTOR is responsible for all federal, state, and local taxes and fees applicable to payments for services under this agreement.
3. **SUBCONTRACTS AND ASSIGNMENT.** CONTRACTOR shall neither subcontract with others for any of the work prescribed herein, nor assign any of CONTRACTOR's rights acquired hereunder without the prior written consent of COUNTY. The COUNTY is not liable to any third person for payment of any compensation payable to CONTRACTOR as provided in this agreement.
4. **ACCESS TO RECORDS.** The COUNTY'S authorized representatives shall have access to the books, documents, papers, and records of CONTRACTOR which are directly pertinent to this contract for the purpose of making audit, examination, excerpts, and transcripts.
5. **PROPERTY OF COUNTY.** All work performed by CONTRACTOR under this contract shall be the property of the COUNTY.
6. **WORKERS' COMPENSATION INSURANCE**
 - A. CONTRACTOR shall maintain worker's compensation insurance coverage for all non-exempt workers employed by CONTRACTOR in the performance of the work either as a carrier or insured employer as provided in Chapter 656 of Oregon Revised Statutes. A certificate showing current worker's compensation insurance, or a copy thereof, is attached to this contract as Exhibit A.
 - B. If CONTRACTOR has no employees and will perform the work without the assistance of others, a certificate to that effect may be attached in lieu of the certificate showing current worker's compensation insurance coverage as described in subparagraph A. above.
 - C. If CONTRACTOR'S worker's compensation insurance coverage is due to expire before completion of the work, CONTRACTOR will renew or replace such insurance coverage and provide COUNTY with a certificate of insurance coverage showing compliance with this section.

7. **INDEMNIFICATION.** To the extent permitted by the Oregon Tort Claim Act and the Oregon Constitution, the CONTRACTOR shall hold harmless, defend, and indemnify the COUNTY and the COUNTY'S officers, agents, and employees against all claims, demands, actions, and suits (including all attorney fees and costs) brought against any of them arising from the CONTRACTOR'S work or any subcontractor's work under this contract.

8. **ADHERENCE TO LAW.** The CONTRACTOR shall comply with all federal, state, and local laws and ordinances applicable to the work to be done under this contract.

9. **NONDISCRIMINATION.** CONTRACTOR shall not unlawfully discriminate against any individual with respect to hiring, compensation, terms, conditions, or privileges of employment, nor shall any person be excluded from participating in, be denied the benefits of, or be subjected to discrimination under any program or activity because of such individual's race, color, religion, sex, national origin, age, handicap, or sexual orientation. CONTRACTOR must comply with all applicable provisions of federal, state, and local laws, regulations, and policies concerning nondiscrimination.

10. **EARLY TERMINATION.**

A. This contract may be terminated by mutual consent of both parties or by either party upon thirty (30) days notice in writing and delivered by certified mail or in person.

B. The COUNTY, by written notice of default, may terminate this agreement if CONTRACTOR fails to provide any part of the services described herein within the time specified for completion of that part or any extension thereof.

C. Upon termination before completion of the services, payment of CONTRACTOR shall be prorated to and including the day of termination and shall be in full satisfaction of all claims by CONTRACTOR against COUNTY under this Agreement.

D. Termination under any provision of this paragraph shall not affect any right, obligation, or liability of CONTRACTOR or liability of CONTRACTOR or COUNTY which accrued prior to termination.

11. **FINAL PAYMENT.**

All final requests for payment must be received within thirty (30) calendar days following the end of this contract term. Final requests for payment documents not received within the specified time frame shall not be processed and the expense shall be the sole responsibility of the CONTRACTOR.

RICHMOND PLACE RESIDENTIAL/RETAIL OPERATING BUDGET - INCOME STATEMENT

file: richoper.xls

08/12/96

Unit Type	<u>1997</u>	<u>1998</u>	<u>1999</u>	<u>2000</u>	<u>2001</u>
Two-Bedroom (Mgr Unit)	\$0	\$0	\$0	\$0	\$0
Studio (2 Units - \$119/Month)	\$2,856	\$2,942	\$3,030	\$3,121	\$3,214
One-Bedroom (12 Units - \$138/Month)	\$19,872	\$20,468	\$21,082	\$21,715	\$22,366
Two-Bedroom (4 Units - \$170/Month)	\$8,160	\$8,405	\$8,657	\$8,917	\$9,184
Two-Bedroom (2 Units - \$198/Month)	\$4,752	\$4,895	\$5,041	\$5,193	\$5,348
(A.) Total Residential Rental Income	<u>\$35,640</u>	<u>\$36,709</u>	<u>\$37,810</u>	<u>\$38,945</u>	<u>\$40,113</u>
Operating/Replacement Reserves (Multnomah County)	\$15,141	\$15,141	\$15,141	\$15,141	\$15,141
Multnomah County Other Operating	\$16,698	\$17,366	\$43,575	\$162,742	\$169,282
Total Multnomah County Operating:	\$31,839	\$32,507	\$58,716	\$177,883	\$184,423
Portland Impact Services	\$144,198	\$149,966	\$155,965	\$162,203	\$168,691
Support Services (SHP)	\$70,851	\$73,471	\$76,197	\$0	\$0
Operating (SHP)	\$96,229	\$68,934	\$34,029	\$0	\$0
SHP Administrative	\$8,354	\$7,120	\$5,511	\$0	\$0
(B.) Total Residential Client-based Income	<u>\$351,471</u>	<u>\$331,998</u>	<u>\$330,417</u>	<u>\$340,087</u>	<u>\$353,115</u>
Effective Gross Residential Income	<u>\$387,111</u>	<u>\$368,707</u>	<u>\$368,228</u>	<u>\$379,031</u>	<u>\$393,228</u>
Less Residential Vacancy Rate (10%)	<u>(\$3,564)</u>	<u>(\$3,671)</u>	<u>(\$3,781)</u>	<u>(\$3,894)</u>	<u>(\$4,011)</u>
Effective Gross Income for Residential	<u>\$383,547</u>	<u>\$365,036</u>	<u>\$364,447</u>	<u>\$375,137</u>	<u>\$389,217</u>
Retail Income	\$77,820	\$77,820	\$77,820	\$77,820	\$77,820
Less Retail Vacancy Rate (5%)	<u>(\$3,891)</u>	<u>(\$3,891)</u>	<u>(\$3,891)</u>	<u>(\$3,891)</u>	<u>(\$3,891)</u>
(C) Total Retail Income	<u>\$73,929</u>	<u>\$73,929</u>	<u>\$73,929</u>	<u>\$73,929</u>	<u>\$73,929</u>
(D) Grand Total Effective Gross Income for Residential and Retail	<u>\$457,476</u>	<u>\$438,965</u>	<u>\$438,376</u>	<u>\$449,066</u>	<u>\$463,146</u>
<u>(A) Annual Residential Operating Expenses</u>					
Insurance	<u>\$5,168</u>	<u>\$5,374</u>	<u>\$5,589</u>	<u>\$5,812</u>	<u>\$6,045</u>
Utilities:					

Gas/Oil	\$0	\$0	\$0	\$0	\$0
Electric	\$9,500	\$9,880	\$10,275	\$12,014	\$12,494
Water & Sewer	\$4,300	\$4,472	\$4,651	\$5,953	\$6,191
Garbage Removal	\$4,750	\$4,940	\$5,138	\$5,669	\$5,896
Repairs	\$10,080	\$10,483	\$10,903	\$11,339	\$11,792
General Maintenance	\$22,680	\$23,587	\$24,531	\$25,512	\$26,532
Landscape Maintenance	\$1,200	\$1,248	\$1,298	\$1,350	\$1,404
Replacement Reserve	\$9,000	\$9,000	\$9,000	\$9,000	\$9,000
Property Management:					
On-site	\$17,712	\$18,420	\$19,157	\$19,924	\$20,721
Contracted	\$3,126	\$3,251	\$3,381	\$3,516	\$3,657
Unit Turnover (move-in/out)	\$8,000	\$8,000	\$8,000	\$8,000	\$8,000
Other:					
Misc. Equipment	\$2,000	\$500	\$0	\$0	\$0
Janitorial Supplies	\$600	\$624	\$649	\$675	\$702
Misc. Janitorial Equipment	\$1,088	\$1,000	\$0	\$0	\$0
Appliances	\$4,200	\$0	\$0	\$0	\$0
Furniture/Equipment	\$33,900	\$10,191	\$0	\$0	\$0
Operating Reserve	\$4,515	\$4,515	\$4,515	\$4,515	\$4,515
SHP Administrative	\$8,354	\$7,120	\$5,511		
Total Annual Residential Operating Expenses	\$150,173	\$122,606	\$112,597	\$113,278	\$116,949

(B) Supportive Services Expenses

Case Manager (Portland Impact)	\$32,753	\$34,063	\$35,426	\$36,843	\$38,317
Parent/Child Specialist (Port. Impact)	\$32,753	\$34,063	\$35,426	\$36,843	\$38,317
Training Materials	\$5,345	\$5,345	\$5,345	\$5,559	\$5,781
Portland Impact Services	\$144,198	\$149,966	\$155,965	\$162,204	\$168,692

Total Annual Residential Supportive Services Expenses

\$215,049	\$223,437	\$232,162	\$241,448	\$251,106
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(C) Common Space Operating Expenses

Janitorial Services	\$5,200	\$5,408	\$5,624	\$5,849	\$6,083
Replacement Reserves	\$1,627	\$1,627	\$1,627	\$1,627	\$1,627

Insurance	\$501	\$521	\$542	\$564	\$586
Utilities	\$2,397	\$2,493	\$2,593	\$2,697	\$2,804
Garbage	\$780	\$811	\$844	\$877	\$912
Maintenance Labor	\$5,200	\$5,408	\$5,624	\$5,849	\$6,083
Maintenance Material	\$1,200	\$1,248	\$1,298	\$1,350	\$1,404
Administrative of above	\$1,420	\$1,477	\$1,536	\$1,597	\$1,661
Total Annual Residential Common Space Operating Expenses	<u>\$18,325</u>	<u>\$18,993</u>	<u>\$19,688</u>	<u>\$20,411</u>	<u>\$21,161</u>

(D) Retail Operating Expenses

Insurance	\$500	\$525	\$551	\$579	\$608
Utilities (Common Space @ \$100/mo)	\$1,200	\$1,260	\$1,323	\$1,389	\$1,459
6% Re-Lease-Up Fee	\$2,340	\$2,340	\$2,340	\$2,340	\$2,340
4% Management Fee	\$2,796	\$2,796	\$2,796	\$2,796	\$2,796
Replacement Reserve	\$3,480	\$3,480	\$3,480	\$3,480	\$3,480
Total Retail Operating Expenses	<u>\$10,316</u>	<u>\$10,401</u>	<u>\$10,490</u>	<u>\$10,584</u>	<u>\$10,682</u>

Grand Total Residential Operating/Support Services and Retail Expenses

<u>Net Operating Income before Debt</u>	<u>\$63,613</u>	<u>\$63,528</u>	<u>\$63,439</u>	<u>\$63,345</u>	<u>\$63,247</u>
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Retail Debt Service (525K @9.5%-30 years)	(\$52,974)	(\$52,974)	(\$52,974)	(\$52,974)	(\$52,974)
Cash Flow	\$10,639	\$10,554	\$10,465	\$10,371	\$10,273

-1.200839	-1.19924	-1.197548	-1.19577	-1.193924
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4414.5

1.1847888	1.295632
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CONTRACT FOR SERVICES
MULTNOMAH COUNTY COMMUNITY AND FAMILY SERVICES DEPARTMENT

**Attachment A:
Service Elements and Contract Amounts**

Contractor Name : HAP HUD SUPPORTIVE HOUSING	Vendor Code: GV8518C
Contractor Address : 136 SW ASH ST. PORTLAND OR 97204	
Telephone : 273-4510	Fiscal Year : 96/97
Federal ID # : 93-6001547	

Program Office Name : OCAD CA Anti-Poverty & Housing Stabilization

Service Element Name : CAPO Trans Housing Operations (P39M)

<u>Mod. #</u>	<u>Begin Date</u>	<u>End Date</u>	<u>Payment Method</u>	<u>Payment Basis</u>	<u># of Units</u>	<u>Unit Description</u>	<u>Unit Rate</u>	<u>Amount</u>
0	10/1/96	6/30/97	Per Invoice	Cost Reimbursement		Cost		\$16,698.00
0	7/1/97	6/30/98	Per Invoice	Cost Reimbursement		Cost		\$17,366.00
0	7/1/98	9/30/99	Per Invoice	Cost Reimbursement		Cost		\$43,575.00
Total								\$77,639.00

Service Element Name : CAPO Tr Hs Op Reserv/Debit Serv (P39R)

<u>Mod. #</u>	<u>Begin Date</u>	<u>End Date</u>	<u>Payment Method</u>	<u>Payment Basis</u>	<u># of Units</u>	<u>Unit Description</u>	<u>Unit Rate</u>	<u>Amount</u>
0	10/1/96	6/30/97	Per Invoice	Cost Reimbursement		Cost		\$15,141.00
0	7/1/97	6/30/97	Per Invoice	Cost Reimbursement		Cost		\$15,141.00
0	7/1/98	9/30/99	Per Invoice	Cost Reimbursement		Cost		\$15,141.00
Total								\$45,423.00

1. REQUEST FOR PLACEMENT ON THE AGENDA FOR:

(Date)

DEPARTMENT: COMMUNITY AND FAMILY SERVICESDIVISION: N/ACONTACT: KATHY TINKLEPHONE: 3691* NAME(S) OF PERSON MAKING PRESENTATION TO BOARD: SUSAN CLARK / KATHY TINKLESUGGESTED AGENDA TITLE (to assist in preparing a description for the printed agenda)

Budget Modification CFS# 5 increases the Developmental Disabilities program budget by \$170,640 to reflect changes in the State MHDDSD Intergovernmental agreement. It also reclassifies Case Manager 2 to Program Development Specialist in DD Specialized Services Program.

2. DESCRIPTION OF MODIFICATION: [Explain the changes being made: What budget does it increase / decrease? What do the changes accomplish? Where does the money come from?

[X] PERSONNEL CHANGES ARE SHOWN IN DETAIL ON THE ATTACHED SHEET

This budget modification increases Developmental Disabilities Program Management, Protective Services, and Specialized Services program budgets by \$170,640 to reflect the most recent State Mental Health and Developmental Disabilities Services Division Intergovernmental Agreement.

The increase to the department is \$165,152 in State Mental Health Dept. revenue and reflects changes in Plan Amendment Approval Form (PAAF) #59 and \$5,488 in County General Fund Indirect Support. Internal Service Reimbursements from Fed/State Fund are increased by: \$5,488 for indirect support, \$8,358 for insurance, \$958 for telephone, \$378 for distribution, and \$3,342 for facilities.

This modification increases funding for case management services in Developmental Disabilities Program Budget:

I. Protective Services is increased by adding \$36,117 for a full-time Case Manager Senior for protective service investigations. Additional increases in the program budget in support of the new hire are: 1) \$2,050 for supplies, 2) \$188 for travel & training, 3) \$150 for local travel, 4) \$479 for telephone services, 5) \$1,671 for building management services, and 6) \$2,300 for equipment.

II. Specialized Services is increased by adding \$32,711 for a full-time Case Manager 2 for crisis/diversion case management. Additional increases in the program budget in support of the new hire are: 1) \$2,050 for supplies, 2) \$188 for travel & training, 3) \$150 for local travel, 4) \$479 for telephone services, 5) \$1,671 for building management services, and 6) \$2,300 for equipment.

III. Program Administration is increased by adding \$64,423 for county supplemental to offset county general funds expended to cover the matching requirement for the grant. Also increased are: 1) \$401 for printing, 2) \$17,446 for supplies, and 3) \$378 for distribution/postage.

This modification also reclassifies .50 FTE Case Manager 2 to .50 FTE Program Development Specialist in Specialized Services. The reclassified position will be combined with a budgeted .50 FTE Program Development Specialist to create a fulltime position responsible for development and oversight of the training program and for the implementation of the education component of the Wellness add package.

3. REVENUE IMPACT

(Explain revenues being changed and reason for the change)

State Mental Health Grant	\$165,152
County General Fund Indirect Support	\$5,488
Service Reimbursement Fed/State to General Fund	\$5,488
Service Reimbursement Fed/State to Insurance Fund	\$8,358
Service Reimbursement Fed/State to Telephone	\$958
Service Reimbursement Fed/State to Distribution	\$378
Service Reimbursement Fed/State to Facilities	\$3,342
TOTAL	\$189,164

BOARD OF
 COUNTY COMMISSIONERS
 96 OCT -2 PM 5:10
 MULTNOMAH COUNTY
 OREGON

4. CONTINGENCY STATUS [to be completed by Budget & Planning]

Fund Contingency BEFORE THIS MODIFICATION (as of _____): \$ _____

(Specify Fund)

AFTER THIS MODIFICATION: \$ _____

Originated By: <u>Kathy Tinkle</u>	Date: <u>9/20/96</u>	Department Director: <u>K. Poyse</u>	Date: <u>9/20/96</u>
Plan & Budget Analyst: <u>David C. Harris</u>	Date: <u>9/23/96</u>	Employee Services: <u>C. Crumbras</u>	Date: <u>9/23/96</u>
Board Approval: <u>Dorothy C. Coats</u>	Date: <u>10/17/96</u>		

BUDGET MODIFICATION NO.

CFS#5

EXPENDITURES

TRANS EB GM

TRANS DATE: _____

ACCTING PERIOD: _____

Budget Fiscal Year: 96/97

Doc No.	Action	Fund	Agency	Org	Activity	Report Category	Object	Current Amount	Revised Amount	Change Increase/ (Decrease)	Subtotal	Description
		156	010	1501			6050			64,423		County Supplement
		156	010	1501			6120			401		Printing
		156	010	1501			6230			17,446		Supplies
		156	010	1501			7100			1,406		Indirect
		156	010	1501			7200			0		Data Processing Svcs
		156	010	1501			7560			378		Distribution/Postage
											84,054	Org Subtotal
		156	010	1550			5100			27,063		Base
		156	010	1550			5500			4,739		Fringe
		156	010	1550			5550			4,315		Insurance
		156	010	1550			6230			2,050		Supplies
		156	010	1550			6310			188		Travel & Training
		156	010	1550			6330			150		Local Travel
		156	010	1550			7100			2,130		Indirect
		156	010	1550			7150			479		Telephone Services
		156	010	1550			7400			1,671		Building Mgmt Svcs
		156	010	1550			8400			2,300		Equipment
											45,085	Org Subtotal
		156	010	1570			5100			24,396		Base
		156	010	1570			5500			4,272		Fringe
		156	010	1570			5550			4,043		Insurance
		156	010	1570			6230			2,050		Supplies
		156	010	1570			6310			188		Travel & Training
		156	010	1570			6330			150		Local Travel
		156	010	1570			7100			1,952		Indirect
		156	010	1570			7150			479		Telephone Services
		156	010	1570			7400			1,671		Building Mgmt Svcs
		156	010	1570			8400			2,300		Equipment
											41,501	Org Subtotal
		100	010	0100			7608			5,488	5,488	Cash Transfer
		400	070	7520			6580			8,358	8,358	Insurance Fund
		402	070	7990			6140			958	958	Telephone Fund
		404	030	5950			6200			378	378	Distrib/Postage Fund
		410	030	5630			6230			3,342	3,342	Facilities Fund
										\$189,164	\$189,164	GRAND TOTAL

CFS#5

REVENUES

TRANS DATE: _____

Budget Fiscal Year: 96/97

[illegible]

BUDGET MODIFICATION NO. CFS#5

5. ANNUALIZED PERSONNEL CHANGE (Change on a full-year basis even though this action affects only a part of the fiscal year (FY).

FTE	POSITION TITLE	ANNUALIZED			
		BASE PAY	FRINGE	INSUR	TOTAL
1.00	Case Manager Senior (1550/6296)	\$34,185	\$5,986	\$5,451	\$45,622
1.00	Case Manager 2 (1570/6297)	\$32,528	\$5,696	\$5,390	\$43,614
(0.50)	Case Manager 2 (1570/6297)	(\$16,156)	(\$2,827)	(\$2,597)	(\$21,580)
0.50	Program Development Specialist (1570/6021)	\$16,156	\$2,827	\$2,597	\$21,580
					\$0
					\$0
					\$0
					\$0
					\$0
					\$0
					\$0
					\$0
					\$0
2.00	TOTAL ANNUALIZED CHANGES	\$66,713	\$11,682	\$10,841	\$89,236

6. CURRENT YEAR PERSONNEL DOLLAR CHANGE (Calculate costs/savings that will take place in this FY; these should explain the actual dollar amounts being changed by this Bud Mod.

FTE	POSITION TITLE	EXPLANATION	CURRENT YEAR			
			BASE PAY	FRINGE	INSUR	TOTAL
0.79	Case Manager Sr	1.0 FTE to be hired 9/15/96	\$27,063	\$4,739	\$4,315	\$36,117
0.75	Case Manager 2	1.0 FTE to be hired 10/01/96	\$24,396	\$4,272	\$4,043	\$32,711
(0.50)	Case Manager 2	Reclass to Prog Dev Spec eff. 7/1/96	(\$16,156)	(\$2,827)	(\$2,597)	(\$21,580)
0.50	Prog Dev Spec		\$16,156	\$2,827	\$2,597	\$21,580
						\$0
						\$0
						\$0
						\$0
						\$0
						\$0
1.54	TOTAL CURRENT FISCAL YEAR CHANGES		\$51,459	\$9,011	\$8,358	\$68,828



MULTNOMAH COUNTY OREGON

DEPARTMENT OF COMMUNITY AND FAMILY SERVICES
421 SW SIXTH AVENUE, SUITE 700
PORTLAND, OREGON 97204
PHONE (503) 248-3691
FAX (503) 248-3379
TDD (503) 248-3598

BOARD OF COUNTY COMMISSIONERS
BEVERLY STEIN • CHAIR OF THE BOARD
DAN SALTZMAN • DISTRICT 1 COMMISSIONER
GARY HANSEN • DISTRICT 2 COMMISSIONER
TANYA COLLIER • DISTRICT 3 COMMISSIONER
SHARRON KELLEY • DISTRICT 4 COMMISSIONER

MEMORANDUM

TO: Board of County Commissioners

FROM: Lorenzo Poe, Director *HPD/SC*
Department of Community and Family Services

DATE: September 20, 1996

SUBJECT: Budget Modification CFSD #5

I. RECOMMENDATION/ACTION REQUESTED: The Department of Community and Family Services recommends the approval of Budget Modification CFSD #5. This modification increases the Developmental Disabilities Program budget by \$170,640, adds 1.0 Case Manager 2, 1.0 Case Manager Senior, and State Mental and Developmental Disabilities Services Division revenue, and reclassifies .50 FTE Case Manager 2 to .50 Program Development Specialist.

II. BACKGROUND ANALYSIS: This Budget Modification is a result of an amendment to the State Mental Health Developmental Disabilities Service Division (SMHDDSD) intergovernmental agreement made through Plan Amendment Approval Form (PAAF) #59. This modification increases the program budget by \$165,152 in State Mental Health Department revenue and \$5,488 in County General Fund for indirect cost support. Program changes include the addition of \$36,117 for 1.0 FTE Case Manager Senior in Protective Services for protective service investigations, \$32,711 for 1.0 FTE Case Manager 2 in Specialized Services for crisis/diversion case management, \$22,623 for materials and services, \$4,678 for internal service reimbursements, \$4,600 for equipment, and \$64,423 to backfill county general funds expended to satisfy grant matching requirements. By satisfying the match requirement, the Department received an additional \$165,152 in State Mental Health grant funds. This modification also reclassifies a budgeted .50 FTE Case Manager 2 to .50 FTE Program Development Specialist to create a full-time position responsible for development and oversight of the DD training program and for the implementation of the education component of the Wellness add package.

III. FINANCIAL IMPACT: Budget Modification CFSD #5 increases State MHDDSD revenue in Developmental Disabilities by \$165,152. County General Fund Indirect Support and Service Reimbursement Fed/State to General Fund are both increased by \$5,488. Internal service reimbursements are increased by: \$8,358 for insurance, \$958 for telephone, \$378 for distribution/postage, and \$33,42 for facilities. The reclassification of the Case Manager 2 has no financial impact as neither expenditures nor revenues are changed.

IV. LEGAL ISSUES: N/A

V. CONTROVERSIAL ISSUES: N/A

VI. LINK TO CURRENT COUNTY POLICY: N/A

VII. CITIZEN PARTICIPATIONS: N/A

VIII. OTHER GOVERNMENT PARTICIPATION: N/A

MEETING DATE: OCT 17 1996

AGENDA #: C-12

ESTIMATED START TIME: 9:30

(Above Space for Board Clerk's Use ONLY)

AGENDA PLACEMENT FORM

SUBJECT: Director Custody Holds per ORS 426.215

BOARD BRIEFING:

DATE REQUESTED: _____

REQUESTED BY: _____

AMOUNT OF TIME NEEDED: _____

REGULAR MEETING:

DATE REQUESTED: _____

AMOUNT OF TIME NEEDED: Consent Calendar

DEPARTMENT: Community & Family Services DIVISION: Behavioral Health Program

CONTACT: Cathy Horey

TELEPHONE #: 248-5464, ext 4447

BLDG/ROOM #: 166/6th Floor

PERSON(S) MAKING PRESENTATION: Consent Calendar Item

ACTION REQUESTED:

☐ INFORMATIONAL ONLY ☐ POLICY DIRECTION ☒ APPROVAL ☐ OTHER

SUGGESTED AGENDA TITLE:

Resolution Authorizing Designees of the Mental Health Program Director to Direct a Peace Officer to take an Allegedly Mentally Ill person into custody.

10/18/96 copy to Cathy Horey

SIGNATURES REQUIRED:

ELECTED

OFFICIAL: _____

(OR)

DEPARTMENT

MANAGER: _____

Lorenzo Pae me

BOARD OF
COUNTY COMMISSIONERS
96 OCT - 2 AM 11:30
MULTNOMAH COUNTY
OREGON

ALL ACCOMPANYING DOCUMENTS MUST HAVE REQUIRED SIGNATURES

Any Questions: Call the Office of the Board Clerk 248-3277 or 248-5222

BEFORE THE BOARD OF COMMISSIONERS
FOR THE COUNTY OF MULTNOMAH

In the matter of Authorizing Designees)
of the Mental Health Program Director)
to Direct a Peace Officer) RESOLUTION
to Take an Allegedly Mentally Ill Person) 96-181
into Custody)

WHEREAS, if authorized by a county governing body, a designee of a mental health program director may direct a peace officer to take into custody a person whom the designee has probable cause to believe is dangerous to self or others and whom the designee has probable cause to believe is in need of immediate care, custody, and treatment for mental illness; and

WHEREAS, there is a current need for specified designees of the Multnomah County Mental Health Program Director to have the authority to direct a peace officer to take an allegedly mentally ill person into custody; and

WHEREAS, all the designees listed below have been specifically recommended by the Mental Health Program Director and meet the standards established by the Mental Health Division; it is therefore

ORDERED that the individuals listed below are hereby authorized as designees of the Mental Health Program Director for Multnomah County to direct any peace officer to take into custody a person whom the designee has probable cause to believe is dangerous to self or others and whom the designee has probable cause to believe is in need of immediate care, custody or treatment for mental illness:

Added to the list of designees are:

Jennifer Loftis (554-81-7513) Conquest Center
Liza Gorman (539-96-9000) Conquest Center
Michelle Blum (556-71-8151) Conquest Center
Scott Osbron (470-94-6602) Garlington Center
Margo Sanders (533-52-5817) Garlington Center
Tara White (535-46-3338) Garlington Center
Ronit Harary (131-66-0506) Garlington Children's

DATED this 17th of October, 1996



REVIEWED BY
LAURENCE KRESSER, COUNTY COUNSEL
FOR MULTNOMAH COUNTY, OREGON

By Katie Gaetjens
Katie Gaetjens, Assistant Counsel

BOARD OF COUNTY COMMISSIONERS
FOR MULTNOMAH COUNTY,
OREGON

By Beverly Stein
Beverly Stein, Chair,

MEETING DATE: OCT 17 1996

AGENDA NO: C-13

ESTIMATED START TIME: 9:30

(Above Space for Board Clerk's Use ONLY)

AGENDA PLACEMENT FORM

SUBJECT: Request Approval of Deed to Contract Purchasers for Completion of Contract.

BOARD BRIEFING: Date Requested: _____

Amount of Time Needed: _____

REGULAR MEETING: Date Requested: _____

Amount of Time Needed: Consent

DEPARTMENT: Environmental Services DIVISION: Assessment & Taxation

CONTACT: Kathy Tuneberg TELEPHONE #: 248-3590

BLDG/ROOM #: 166/300/Tax Title

PERSON(S) MAKING PRESENTATION: Kathy Tuneberg

ACTION REQUESTED:

☐ INFORMATIONAL ONLY ☐ POLICY DIRECTION ☒ APPROVAL ☐ OTHER

SUGGESTED AGENDA TITLE:

Request approval of Deed to contract purchaser for completion of Contract #15725
(Property purchased by former owner).

Deed D971347 and Board Order attached.

10/18/96 ORIGINAL DEED & COPIES
OF ALL TO TAX TITLE

BOARD OF
COUNTY COMMISSIONERS
MULTNOMAH COUNTY
OREGON
96 OCT -2 AM 11:28

SIGNATURES REQUIRED:

ELECTED
OFFICIAL: _____

(OR)

DEPARTMENT
MANAGER: *James D. Kelly E. K. Nicholas*

ALL ACCOMPANYING DOCUMENTS MUST HAVE REQUIRED SIGNATURES

Any Questions: Call the Office of the Board Clerk 248-3277/248-5222

BEFORE THE BOARD OF COUNTY COMMISSIONERS
FOR MULTNOMAH COUNTY, OREGON

In the matter of the Execution of
Deed D971347 Upon Complete
Performance of a Contract to

JAMES L. JENKINS
AND ALLEN R. JENKINS

ORDER

96-182

It appearing that heretofore, on March 11, 1993, Multnomah County entered into a contract with JAMES L. JENKINS and ALLEN R. JENKINS for the sale of the real property hereinafter described; and

That the above contract purchasers have fully performed the terms and conditions of said contract and are now entitled to a deed conveying said property to said purchasers;

NOW THEREFORE, it is hereby ORDERED that the Chair of the Multnomah County Board of County Commissioners execute a deed conveying to the contract purchasers the following described real property, situated in the County of Multnomah, State of Oregon:

AS DESCRIBED ON ATTACHED EXHIBIT "A"

Dated at Portland, Oregon this 17th day of October, 1996.



BOARD OF COUNTY COMMISSIONERS
MULTNOMAH COUNTY, OREGON

Beverly Stein
Beverly Stein, Chair

REVIEWED:

Laurence Kressel, County Counsel
for Multnomah County, Oregon

By

Matthew O. Ryan
Matthew O. Ryan, Assistant Counsel

EXHIBIT A

(99318-0440)

A tract of land in Section 18, Township 1 South, Range 3 East, Willamette Meridian, County of Multnomah, State of Oregon described as follows:

Beginning at an iron rod set in the West line of SE 174th Street (Jenne Road), said iron rod bears North 561.74 feet and East 107.68 feet from the Northeast corner of the L. S. Jenne Donation Land Claim and being the true point of beginning of the tract herein to be described; thence from the above described true point of beginning North along the West line of SE 174th Street 219.13 feet to a point of intersection with the North line of that certain tract described in Book 1528, Page 365, Deed Records; thence South 88° 09' West along said North line 305.25 feet to the Northwest corner of said tract; thence South along the West line of that certain tract described in Book 1528, Page 365, a distance of 209.33 feet to a point that bears West 305.00 feet from the true point of beginning; thence East 305.00 feet to the true point of beginning, containing 1.50 acres, SUBJECT to a 16 foot easement along the North line of the above described tract described in Book 662, Page 105, Deed Records.

DEED D971347

MULTNOMAH COUNTY, a political subdivision of the State of Oregon, Grantor, conveys to JAMES L. JENKINS and ALLEN R. JENKINS, Grantees, the following described real property, situated in the County of Multnomah, State of Oregon:

AS DESCRIBED ON ATTACHED EXHIBIT "A"

The true and actual consideration paid for this transfer, stated in terms of dollars is \$19,279.96.

THIS INSTRUMENT WILL NOT ALLOW USE OF THE PROPERTY DESCRIBED IN THIS INSTRUMENT IN VIOLATION OF APPLICABLE LAND USE LAWS AND REGULATIONS. BEFORE SIGNING OR ACCEPTING THIS INSTRUMENT, THE PERSON ACQUIRING FEE TITLE TO THE PROPERTY SHOULD CHECK WITH THE APPROPRIATE CITY OR COUNTY PLANNING DEPARTMENT TO VERIFY APPROVED USES AND TO DETERMINE ANY LIMITS ON LAWSUITS AGAINST FARMING OR FOREST PRACTICES AS DEFINED IN ORS 30.930.

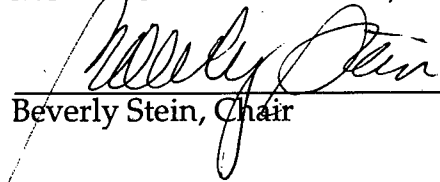
Until a change is requested, all tax statements shall be sent to the following address:

JAMES L. JENKINS & ALLEN R. JENKINS
4801 SE 174TH ST
PORTLAND OR 97236

IN WITNESS WHEREOF, MULTNOMAH COUNTY has caused these presents to be executed by the Chair of the Multnomah County Board of County Commissioners this 17th day of October, 1996, by authority of an Order of the Board of County Commissioners heretofore entered of record.



BOARD OF COUNTY COMMISSIONERS
MULTNOMAH COUNTY, OREGON


Beverly Stein, Chair

REVIEWED:

Laurence Kressel, County Counsel
for Multnomah County, Oregon

By 

Matthew O. Ryan, Assistant Counsel

DEED APPROVED:

Janice Druian, Director
Assessment & Taxation

By 

K. A. Tuneberg

After recording, return to Multnomah County Tax Title (166/300)

EXHIBIT A

(99318-0440)

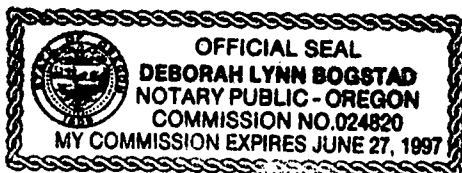
A tract of land in Section 18, Township 1 South, Range 3 East, Willamette Meridian, County of Multnomah, State of Oregon described as follows:

Beginning at an iron rod set in the West line of SE 174th Street (Jenne Road), said iron rod bears North 561.74 feet and East 107.68 feet from the Northeast corner of the L. S. Jenne Donation Land Claim and being the true point of beginning of the tract herein to be described; thence from the above described true point of beginning North along the West line of SE 174th Street 219.13 feet to a point of intersection with the North line of that certain tract described in Book 1528, Page 365, Deed Records; thence South 88° 09' West along said North line 305.25 feet to the Northwest corner of said tract; thence South along the West line of that certain tract described in Book 1528, Page 365, a distance of 209.33 feet to a point that bears West 305.00 feet from the true point of beginning; thence East 305.00 feet to the true point of beginning, containing 1.50 acres, SUBJECT to a 16 foot easement along the North line of the above described tract described in Book 662, Page 105, Deed Records.

STATE OF OREGON)
) ss
COUNTY OF MULTNOMAH)

On this 17th day of October, 1996, before me, a Notary Public in and for the County of Multnomah and State of Oregon, personally appeared Beverly Stein, Chair, Multnomah County Board of Commissioners, to me personally known, who being duly sworn did say that the attached instrument was signed and sealed on behalf of the County by authority of the Multnomah County Board of Commissioners, and that said instrument is the free act and deed of Multnomah County.

IN TESTIMONY WHEREOF, I have hereunto set my hand and affixed my official seal the day and year first in this, my certificate, written.



Deborah Lynn Bogstad
Notary Public for Oregon
My Commission expires: 6/27/97

MEETING DATE: OCT 17 1996

AGENDA NO: C-14

ESTIMATED START TIME: 9:30

(Above Space for Board Clerk's Use ONLY)

AGENDA PLACEMENT FORM

SUBJECT: Request Approval of Deed to Contract Purchaser for Completion of Contract.

BOARD BRIEFING: Date Requested: _____

Amount of Time Needed: _____

REGULAR MEETING: Date Requested: _____

Amount of Time Needed: Consent

DEPARTMENT: Environmental Services DIVISION: Assessment & Taxation

CONTACT: Kathy Tuneberg TELEPHONE #: 248-3590

BLDG/ROOM #: 166/300/Tax Title

PERSON(S) MAKING PRESENTATION: Kathy Tuneberg

ACTION REQUESTED:

☐ INFORMATIONAL ONLY ☐ POLICY DIRECTION ☒ APPROVAL ☐ OTHER

SUGGESTED AGENDA TITLE:

Request approval of deed to contract purchaser, THOMAS D. WALSH, for completion of Contract #15808 (Property purchased at auction).

Deed D971377 and Board Order attached.

10/18/96 ORIGINAL DEED & COPIES
OF ALL TO TAX TITLE

SIGNATURES REQUIRED:

ELECTED OFFICIAL: _____

(OR)

DEPARTMENT MANAGER: Jamie A. Deane E. Nicholas

ALL ACCOMPANYING DOCUMENTS MUST HAVE REQUIRED SIGNATURES

Any Questions: Call the Office of the Board Clerk 248-3277/248-5222

12/95

BOARD OF
COUNTY COMMISSIONERS
MULTNOMAH COUNTY
OREGON
96 OCT -2 AM 11:29

BEFORE THE BOARD OF COUNTY COMMISSIONERS
FOR MULTNOMAH COUNTY, OREGON

In the matter of the Execution of)
Deed D971377 Upon Complete Performance of)
a Contract to)

ORDER
96-183

THOMAS D. WALSH)

It appearing that heretofore, on April 22, 1996, Multnomah County entered into a contract with THOMAS D. WALSH for the sale of the real property hereinafter described; and

That the above contract purchaser have fully performed the terms and conditions of said contract and are now entitled to a deed conveying said property to said purchaser;

NOW THEREFORE, it is hereby ORDERED that the Chair of the Multnomah County Board of County Commissioners execute a deed conveying to the contract purchaser the following described real property, situated in the County of Multnomah, State of Oregon:

LOT 44-47, BLOCK 43, PENINSULAR ADD 4, a recorded subdivision in Multnomah County, State of Oregon.

Dated at Portland, Oregon this 17th day of October, 1996.




BOARD OF COUNTY COMMISSIONERS
MULTNOMAH COUNTY, OREGON


Beverly Stein, Chair

REVIEWED:

Laurence Kressel, County Counsel
for Multnomah County, Oregon

By


Matthew O. Ryan, Assistant Counsel

DEED D971377

MULTNOMAH COUNTY, a political subdivision of the State of Oregon, Grantor, conveys to THOMAS D. WALSH, Grantee, the following described real property, situated in the County of Multnomah, State of Oregon:

LOT 44-47, BLOCK 43, PENINSULAR ADD 4, a recorded subdivision in Multnomah County, State of Oregon.

The true and actual consideration paid for this transfer, stated in terms of dollars is \$40,600.00.

THIS INSTRUMENT WILL NOT ALLOW USE OF THE PROPERTY DESCRIBED IN THIS INSTRUMENT IN VIOLATION OF APPLICABLE LAND USE LAWS AND REGULATIONS. BEFORE SIGNING OR ACCEPTING THIS INSTRUMENT, THE PERSON ACQUIRING FEE TITLE TO THE PROPERTY SHOULD CHECK WITH THE APPROPRIATE CITY OR COUNTY PLANNING DEPARTMENT TO VERIFY APPROVED USES AND TO DETERMINE ANY LIMITS ON LAWSUITS AGAINST FARMING OR FOREST PRACTICES AS DEFINED IN ORS 30.930.

Until a change is requested, all tax statements shall be sent to the following address:

THOMAS D. WALSH, 4620 NE 7TH AVE, PORTLAND OR 97211

IN WITNESS WHEREOF, MULTNOMAH COUNTY has caused these presents to be executed by the Chair of the Multnomah County Board of County Commissioners this 17th day of October, 1996, by authority of an Order of the Board of County Commissioners heretofore entered of record.




BOARD OF COUNTY COMMISSIONERS
MULTNOMAH COUNTY, OREGON


Beverly Stein, Chair

REVIEWED:

Laurence Kressel, County Counsel
for Multnomah County, Oregon


By


Matthew O. Ryan

DEED APPROVED:

Janice Druian, Director
Assessment & Taxation

By

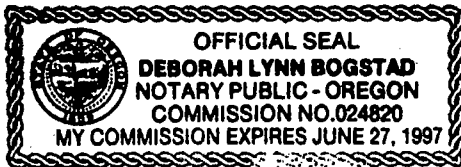

K. A. Tuneberg

After recording, return to Multnomah County Tax Title/166/300

STATE OF OREGON)
) ss
COUNTY OF MULTNOMAH)

On this 17th day of October, 1996, before me, a Notary Public in and for the County of Multnomah and State of Oregon, personally appeared Beverly Stein, Chair, Multnomah County Board of Commissioners, to me personally known, who being duly sworn did say that the attached instrument was signed and sealed on behalf of the County by authority of the Multnomah County Board of Commissioners, and that said instrument is the free act and deed of Multnomah County.

IN TESTIMONY WHEREOF, I have hereunto set my hand and affixed my official seal the day and year first in this, my certificate, written.



Deborah Lynn Bogstad
Notary Public for Oregon
My Commission expires: 6/27/97

MEETING DATE: OCT 17 1996

AGENDA NO: C-15

ESTIMATED START TIME: 9:30

(Above Space for Board Clerk's Use ONLY)

AGENDA PLACEMENT FORM

SUBJECT: Request Approval of Deed to Contract Purchaser for Completion of Contract.

BOARD BRIEFING: Date Requested: _____

Amount of Time Needed: _____

REGULAR MEETING: Date Requested: _____

Amount of Time Needed: Consent

DEPARTMENT: Environmental Services DIVISION: Assessment & Taxation

CONTACT: Kathy Tuneberg TELEPHONE #: 248-3590

BLDG/ROOM #: 166/300/Tax Title

PERSON(S) MAKING PRESENTATION: Kathy Tuneberg

ACTION REQUESTED:

[] INFORMATIONAL ONLY [] POLICY DIRECTION [X] APPROVAL [] OTHER

SUGGESTED AGENDA TITLE:

Request approval of deed to contract purchaser, BERTHA L. HARMON, for completion of Contract #15718 (Property repurchased by former owner).

Deed D971378 and Board Order attached.

10/18/96 ORIGINAL DEED AND COPIES OF
ALL TO TAX TITLE

SIGNATURES REQUIRED:

ELECTED OFFICIAL: _____

(OR)
DEPARTMENT MANAGER: James M. Deaton E. Nicholas

ALL ACCOMPANYING DOCUMENTS MUST HAVE REQUIRED SIGNATURES

Any Questions: Call the Office of the Board Clerk 248-3277/248-5222

BOARD OF
COUNTY COMMISSIONERS
96 OCT - 2 AM 11:29
MULTNOMAH COUNTY
OREGON

BEFORE THE BOARD OF COUNTY COMMISSIONERS
FOR MULTNOMAH COUNTY, OREGON

In the matter of the Execution of)
Deed D971378 Upon Complete Performance of)
a Contract to)

ORDER

96-184

BERTHA L. HARMON)

It appearing that heretofore, on December 22, 1992, Multnomah County entered into a contract with BERTHA L. HARMON for the sale of the real property hereinafter described; and

That the above contract purchaser have fully performed the terms and conditions of said contract and are now entitled to a deed conveying said property to said purchaser;

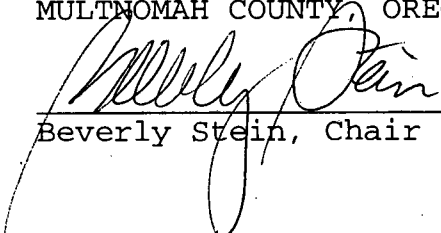
NOW THEREFORE, it is hereby ORDERED that the Chair of the Multnomah County Board of County Commissioners execute a deed conveying to the contract purchaser the following described real property, situated in the County of Multnomah, State of Oregon:

LOT 9, BLOCK 18, MULTNOMAH, a recorded subdivision in Multnomah County, State of Oregon.

Dated at Portland, Oregon this 17th day of October, 1996.



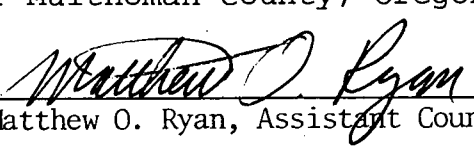
BOARD OF COUNTY COMMISSIONERS
MULTNOMAH COUNTY, OREGON


Beverly Stein, Chair

REVIEWED:

Laurence Kressel, County Counsel
for Multnomah County, Oregon

By


Matthew O. Ryan, Assistant Counsel

DEED D971378

MULTNOMAH COUNTY, a political subdivision of the State of Oregon, Grantor, conveys to BERTHA L. HARMON, Grantee, the following described real property, situated in the County of Multnomah, State of Oregon:

LOT 9, BLOCK 18, MULTNOMAH, a recorded subdivision in Multnomah County, State of Oregon.

The true and actual consideration paid for this transfer, stated in terms of dollars is \$8,646.78.

THIS INSTRUMENT WILL NOT ALLOW USE OF THE PROPERTY DESCRIBED IN THIS INSTRUMENT IN VIOLATION OF APPLICABLE LAND USE LAWS AND REGULATIONS. BEFORE SIGNING OR ACCEPTING THIS INSTRUMENT, THE PERSON ACQUIRING FEE TITLE TO THE PROPERTY SHOULD CHECK WITH THE APPROPRIATE CITY OR COUNTY PLANNING DEPARTMENT TO VERIFY APPROVED USES AND TO DETERMINE ANY LIMITS ON LAWSUITS AGAINST FARMING OR FOREST PRACTICES AS DEFINED IN ORS 30.930.

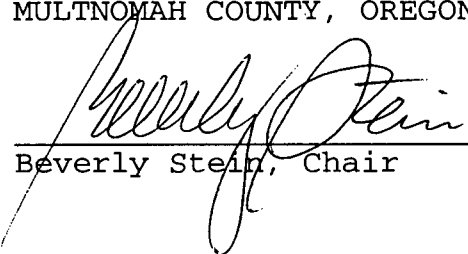
Until a change is requested, all tax statements shall be sent to the following address:

BERTHA L. HARMON, 4037 N MONTANA AVE, PORTLAND, OR 97227-1123

IN WITNESS WHEREOF, MULTNOMAH COUNTY has caused these presents to be executed by the Chair of the Multnomah County Board of County Commissioners this 17th day of October, 1996, by authority of an Order of the Board of County Commissioners heretofore entered of record.



BOARD OF COUNTY COMMISSIONERS
MULTNOMAH COUNTY, OREGON


Beverly Stein, Chair

REVIEWED:

Laurence Kressel, County Counsel
for Multnomah County, Oregon

DEED APPROVED:

Janice Druian, Director
Assessment & Taxation

By 

Matthew O. Ryan

By 

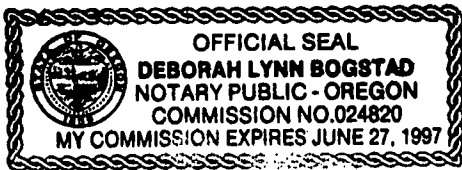
K. A. Tuneberg

After recording, return to Multnomah County Tax Title/166/300

STATE OF OREGON)
) ss
COUNTY OF MULTNOMAH)

On this 17th day of October, 1996, before me, a Notary Public in and for the County of Multnomah and State of Oregon, personally appeared Beverly Stein, Chair, Multnomah County Board of Commissioners, to me personally known, who being duly sworn did say that the attached instrument was signed and sealed on behalf of the County by authority of the Multnomah County Board of Commissioners, and that said instrument is the free act and deed of Multnomah County.

IN TESTIMONY WHEREOF, I have hereunto set my hand and affixed my official seal the day and year first in this, my certificate, written.



Deborah Lynn Bogstad
Notary Public for Oregon
My Commission expires: 6/27/97

1

19 3 E
F C

MILL PARK NEIGHBORHOOD ASSOCIATION

August 16, 1996

Tanya Collier
Multnomah County Commissioner

Dear Tanya,

RE: East Portland Community Center, Citizens Task Force minutes July 8, 1996.
ITEM 3E

According to the minutes Charlie Hales office will be working with your office to try to eliminate the wording of the Floyd Light Park deed.

Mill Park Neighborhood Association would like the Multnomah County Board of Commissioners to retain their right to approve uses of Floyd Light Park as worded in the deed to Floyd Light Park. As citizens of East County we feel that the County Commissioners are often the only link between the citizens and what we frequently feel is the city encroachment on the Outer Southeast. We believe that the County Commissioners are a voice of the Outer Southeast area and believe that by retaining this clause the County retains an important voice in the development of this area. Giving that right away will be detrimental to the County Commissioners and to the citizens of East County. Frequently, the citizens of East County feel that the City is moving ahead with development despite citizen concern and opposition. Further, many feel that the City is unresponsive, and while we realize that growth is eminent and planning for that growth is vital, we believe that the process needs to be more responsive to citizens who now live in the area. Many residents have been here a very long time and are upset to watch their standard of living and lifestyle eroded by city planners who seem more concerned with development and density than maintaining our livability.

Further, it is no secret that Mill Park Neighborhood Association is against the citing of the Community Center at Floyd Light Park. While we believe that a Community Center is needed in the Outer Southeast area, we do not believe the appropriate location is Floyd Light Park for a number of reasons. Rosemary Opp, Mill Park Land Use Representative, can give you more details on specific concerns.

Sincerely,



Marlene Cvetko
Secretary, Mill park Neighborhood Association

#1

PLEASE PRINT LEGIBLY!MEETING DATE 10-17-96NAME AL CLARKADDRESS S.E. 129

STREET

PORTLAND, OR

CITY ZIP

FIGHT
I WISH TO SPEAK ON AGENDA ITEM NO. R-1
SUPPORT _____ OPPOSE _____
SUBMIT TO BOARD CLERK

#2

PLEASE PRINT LEGIBLY!MEETING DATE 10-17-96NAME Rose Marie OPPADDRESS 11135 SE Yamhill

STREET

Portland 97216

CITY ZIP

I WISH TO SPEAK ON AGENDA ITEM NO. R-1
SUPPORT _____ OPPOSE _____
SUBMIT TO BOARD CLERK

East Portland Community Center Citizens Task Force

Meeting #25, July 8, 1996

David Douglas School District
Administration Offices

Attending: CTF - Estill Deitz, Grace Fitzgerald, Ernie Francisco, Arlene Kimura, Kent Lucas, Laurie Sitton
City of Portland - Commissioner Assistant Susan DesCamp
PP&R- Janet Bebb, Gregg Everhart, Lisa Turpel, Dee Craig, Mike Addis, Abbie MacFarland
Consultants: Kurt Schultz, Garth Edwards

The next meeting will be August 1, 1996 at 4:30 at the Portland Building, 1320 SW Fifth Avenue, Suite 1302 to discuss testimony for the August 5th Conditional Land Use Hearing.

Meeting Notes

1. There were no changes to meeting notes from the previous meeting.
2. Garth Edwards presented the art concept he's working on. The concept revolves around leaf and animal motifs in various locations: on the tower at the entrance the patterns are in cut metal and mosaic, on the fireplace they may be stone, in the courtyard the motifs will appear at the bench and in the fence; at the entry plaza the motifs will be included in the paving and benches; inside the lobby near the entry door may be a layered aluminum piece. The idea is to have the figures reappear throughout the building and site to help develop the sense of place.

It was suggested that Garth should consider ease of maintenance, no sharp edges especially where children will be, and adding color to the artwork.

3. Janet reviewed a number of topics related to the project.
 - A. Aging Services access office space has been worked out. The space will be about 450 square feet located on the hall by the lounge and across from the multi-purpose room. The associated contract language has also been agreed upon, and Aging

Services will be contributing about \$65,000. Estill asked if space was taken out of the lounge, and Kurt explained that was not case, the building has been extended to the north.

- B. The Street Vacation process for the Alder and Yamhill rights-of-way that extend into Floyd Light Park has been underway for many months. The Planning Commission will review the vacation on Tuesday, July 9th. Originally on the consent calendar, Rosemarie Opp requested that the Planning Commission hear her testimony. (Note: The meeting was held and a six rather than eight foot path is required at the Yamhill alignment, and the need for a path from Alder will be deferred to the Conditional Use review process.)
- C. Channel 30 aired a Cable TV Show on the project with Charles Jordan, Janet Bebb, Lisa Turpel and Kurt Schultz. The 30 minute broadcast was part of "Parkscapes," a series on the bond projects.
- D. The drawings and model are on display at Mall 205 outside the food court. There are informational brochures next to the exhibit that have been depleted repeatedly - presumably someone is reading them.
- E. Commissioner Hales is working with Tanya Collier on proposed language for a County resolution on the land transfer. The deed for Floyd Light Park states that the land be used for "park and recreation purposes, pump station site, or other uses approved by the Multnomah County Board of Commissioners only." So PP&R is seeking elimination of this clause from the deed. (Note that language references the *County Parks Master Plan* which encourages development plans for Floyd Light Park to consider "opening the park site to the adjoining Floyd Light Middle School fields by removing the intervening fence and exploring joint park/school uses ...")
- F. The Conditional Land Use Application was completed in late May and the hearing is scheduled for August 5 (time and date to be confirmed). Hazelwood Neighborhood Association, in general, appears supportive of the project. Mill Park Neighborhood Association appears to oppose the project. Neither group has a written opinion at this time. The primary issues with Mill Park are:
 - a. Trading the current park for construction of a building;
 - b. David Douglas use of the parkland will be limiting and they will be able to sell it off for development;
 - c. The process did not include discussion with Floyd Light residents.

Estill suggested that we meet prior to August 5th to review issues and potential testimony. (August 1 at 4:30 at the Portland Building has been proposed. Let Janet or Gregg know if you'd like to attend but can't make that time.)

If the project is appealed to LUBA we will have to decide whether to hold the project

4

for possibly more than a year, or proceed at the risk of having to take it down.

4. Kurt reviewed progress on the building design. Right now they have 50% of the construction documents. A new cost estimate will be completed within a few weeks and, tentatively, we are on budget. The drawing set has grown to over an inch and a set is available for review at Parks for anyone who is interested. Arlene asked if the bid would be for local contractors and Kurt responded that, given the size of the project, he anticipates only local contractors to bid on it. Because it is not considered a large project, many contractors would be able to do the work and he hopes to have a large number of bids. The project may be bid in August/September; ground breaking in October.

Kurt passed around photos of the proposed brick color and had sample boards with similar colors. He said the brick will be a Mission face which catches the light well. It will be a light brick, not as yellowish as the Convention Center. The glass will have a light green tint, not as dark as the Metro building. Kurt also brought a sample of Kalwall, a translucent material used in the upper gym to allow light, but not glare into the room.

PGE is analyzing the building for their Earthsmart program. The energy analysis will result in recommendations to increase the energy efficiency. The program also makes recommendations on recycling construction materials.

The City/County Advisory Committee on the Disabled (CCACD) has reviewed the project twice and made useful suggestion about locker room detailing. An FM loop may be included in the multi-purpose room for assisted listening.

A plant selection meeting was held that included a forester, the park foreman and gardener along with Gregg and Janet. The size of trees was discussed, and the merits of large caliper trees versus more smaller ones, was discussed. Ernie expressed an interest in using native plants, and many will be used.

5. David Douglas School Board approved the transfer of land for the construction of the community center.

The meeting adjourned at 6:05.

Questions and Answers on the East Portland Community Center Project

Prepared by Portland Parks and Recreation for
County Commissioner Tanya Collier, September 25, 1996

1. BOND PROCESS

How was the measure put on the ballot and what did the ballot measure say?

The ballot measure "Question" was: Shall Portland repair and improve 99 neighborhood parks by issuing \$58,800,000 in general obligation bonds? The "Summary" stated:

This measure would allow the City to issue bonds and use the money for 114 projects at 99 park sites. These projects would make public safety improvements: the City would fix worn out pools, paths, lights, restrooms, play areas, sports fields and fences. Old watering and heating systems would be replaced. The proposal will make these basic repairs, renovate the city's existing community centers, and do other capital construction and improvements.

These projects include improving parks Multnomah County recently gave the City. The funds would provide new soccer fields in Northeast Portland and in Southwest Portland. The City would also add a senior center and new community centers in East Portland and in Southwest Portland. All of the money will be spent for repairs and improvements, not for day-to-day park operations. The purpose of these projects is to expand the city's recreation choices for adults and for youth.

Prior to the election, the "Yes on #26-10 Campaign" distributed a list of the 114 park projects with a sentence description of each project. For the East Portland Community Center, the information stated: "Develop a new community center to provide inter-generational recreation and community facilities."

The Report to Council defined the need for and the nature of the proposed facility. This document was more detailed and was also available to the public. This report describes the proposed facility as follows: "This center includes a gymnasium with one regulation basketball court, a fitness center, senior center and other community meeting and services spaces. The center will be planned for a possible future addition of an outdoor, seasonal aquatics facility, and possibly also an indoor aquatics center. Ultimately, 200 parking spaces are planned....The new center will have the capacity to serve 800+ participants per day." Articles such as the "Initiative Watch" in *The Oregonian* also noted the "new community center (without a swimming pool) for outer Southeast Portland." No bond funds were planned to be spent on property acquisition.

Was it clear on the ballot that park lands would be used for community centers?

It was not clear where the community center would be located. Information was available to City Council that indicated the budget of approximately \$5,000,000 would be needed for the facility itself and a commitment had been made to use a citizens task force to recommend a site. Initial sites that were examined by the task force included park land, other public land that might be surplus, and undeveloped private property for a donation.

The size was not disclosed.

The size was not disclosed in the ballot, nor was it fixed. The budget amount and indication of a single facility, along with the program, suggested a building of not less than 20,000 square feet and not more than 40,000 square feet. People's knowledge of existing community centers could be used to anticipate the new facility. Mt. Scott is 25,000 sq. ft. in a 11.22 acre site, Matt Dishman is 30,000 sq.ft. in a 1.55 acre site and Montavilla is 15,000 sq.ft. in a 9.46 acre site.

2. SITE SELECTION AND PUBLIC INVOLVEMENT

What is the history on public involvement process and how was the site selected?

The public participation process included: public announcement of the project and opportunity to serve on the Citizens Task Force; appointment of the task force; telephone survey regarding needs, well-advertised public meetings to solicit input; regular project-specific newsletters; updates sent to neighborhood coalition newsletters and others as requested; presentation to neighborhood groups as requested; press releases and updates to community newspapers; and full meeting minutes sent to the East Portland District Coalition.

The task force held 15 publicly-advertised meetings that were working meetings. The format was typically for the working group to review information during the first 1.5 hour and hear comments from the audience during the last 15 minutes. Four larger public meetings were held; 3 newsletters were distributed during the siting process to a mailing list of several hundred people; and *The Oregonian* covered the process with 14 articles.

Who was on the task force if not immediate neighbors?

The task force is comprised of 15 individuals that were selected by Commissioner Hales from applications, and they were from various neighborhoods east of I-205. Members include:

D. Cooley: real estate investor, David Douglas grad, past chair of the Planning Commission
Dr. Deitz: retired M.D., chairman Portland/Multnomah County Commission on Aging
G. Fitzgerald: President Mid-County Senior Center, Chair Parkrose Heights Assoc. Neighbors
V. Grubb: Chair of Senior Center Task Force and Senior Center Resource Council
B. Akers: President of the 40 Mile Loop Land Trust, teacher at Centennial

B. Baker: teacher and administrator for David Douglas School District
 M. Baetkey: Parkrose School District administrator
 E. Francisco: Board member of Leach Garden Friends, Johnson Creek Coordinating Committee
 M. Dana: Outreach chairman for East Portland Coalition of Neighborhoods
 K. Collier: Chair of the East Portland District Coalition, active in Cherry Park neighborhood
 N. Pimentel: Active in senior and minority issues; representative of Asian-Pacific community
 K. Lucas: Former architect, property management and development
 L. Sitton: Advocate for the disabled community
 J. Baker: David Douglas School District employee and long-time neighborhood activist
 M. Paresi: Commander for the East Precinct
 A. Kimura: Active in the Hazelwood Neighborhood

Why Floyd Light, why now? What was the overwhelming deciding factor?

The task force's first three preferences were Mill Park, Glendoveer, and Russellville. In their letter of recommendation to Commissioner Hales, the task force acknowledged that all three had unknown issues, including cost, to be considered and requested that should none of them work out the task force would reconsider. That turned out to be the case. The Mill Park site would require \$735,000 in property purchases and the Russellville site would require approximately \$1,500,000. Glendoveer was not available through a lease with Metro. Parkrose had ranked 4th, based on task force criteria, but was eliminated because it was considered too far north to effectively serve the majority of people east of I-205. And the fifth choice, Floyd Light Park with property purchased on Stark, was also not feasible due to property acquisition costs.

The proposed land exchange which would allow the construction of the community center adjacent to Floyd Light Middle School was seen as having tremendous potential for several reasons. The location on SE 106th Ave was approved by Portland Department of Transportation as meeting their requirements. The location was proximate to high densities in the area, including high concentrations of seniors, minorities, and low income families. In addition, this site is supportive of public policies, such as adequate bus service and location within the Gateway Regional Center. The cost of relocating the running track, \$200,000, was not prohibitive. And finally, siting adjacent to a middle school had specifically been requested by City Club because that age group is at a critical stage in needing positive activities.

The site was announced so quickly that there was no chance to respond by Floyd Light neighborhood.

The task force recommended the first three sites in late September, 1995. The three sites were investigated from late September through early November. On November 16th Commissioner Hales met with the task force and proposed the new Floyd Light site. The task force requested more information on cost and then met November 20th. The primary purpose of the November 20th meeting was to hear public comments on the proposed Floyd Light site. Approximately

35 appeared and many spoke at the meeting. Following comments, the task force voted 7 in favor of the site and 5, including the chair, opposed. The primary reason for those opposing the decision was not that the site was inappropriate but that sufficient time for neighborhood outreach had not happened. Staff communicated that feeling to the Commissioner who felt that the overall siting process had been lengthy and public participation had been sufficient.

Parkrose wants it, why not give it to them?

There was considerable discussion with Parkrose High School about incorporating the new community center into their development plans for a new high school and community center. Deciding factors against siting the facility there were that it was not geographically central; an emphasis on senior activities appeared not to be of special interest; and some felt a community center was promised by the Parkrose bond measure and that East Portland citizens would not be getting all that was promised.

Why not Russellville?

Russellville was favored by some, but not all, of the task force members. Those in favor cited the excellent transit service and Gateway plans. Those opposed cited the existing congestion of the area, lack of adjacent outdoor recreation activity space, and proximity to Montavilla Community Center. The site was actively pursued for a year, including negotiations with development teams lead by Gilman and Ragsdale and subsequently Wayne Rembold. In either case the cost of the land would need to be absorbed by the community center project and was estimated to be approximately \$1,500,000. The cost was too high to consider.

Why not at South Powellhurst?

The site referred to as South Powellhurst is the former David Douglas district office and is located on SE 122nd Avenue between Division and Powell. That site was not considered by the task force largely because it's fully utilized at this time. The building is used for a variety of functions and the site is used for the David Douglas bus garage, storage and maintenance shops. In order for this site to have been selected the current uses would have to be replaced at another location which would be costly.

Why not three smaller facilities; we weren't listened to?

At one of the early meetings it was suggested that rather than building one facility, three smaller facilities associated with the school districts should be built. It was suggested that residents identify with the schools and more locations would limit car travel. That suggestion was heard and staff researched the implications and presented them to the task force and public. It was discovered that construction costs would carry a premium of \$1,250,000 for duplicated space for entry, registration, etc. and that operations costs would be 25% or \$11,250,000 over the 50 year life of a building. The cost implications prevented the task force and the Parks Bureau

from pursuing this further. In addition, the task force had stated as an early goal that the community center should form a place where school district identities could be forgotten and a stronger community-wide identity fostered.

Janet Bebb said there would be nothing done at the corner of 111th and now there will be.

In the context of an outdoor meeting, the discussion was focused on the major project components including the building, the parking and the running track. Ms. Bebb indicated that there would be no construction at the upper field and then subsequently explained that trees would need to be removed for a practice field. The intent of the comment was that no building construction would take place at that location. At no time in the process has there been intentional misrepresentation of plans, however, plans evolve over time and statements and questions can be interpreted out of context.

It was a shabby process and citizens were not listened to. Citizens were not received with courtesy; meetings were at a time when citizens can't come.

Citizens were listened to. Meetings were well publicized and between 5 - 25 people attended the task force meetings with some meetings drawing as many as 80 - 90 residents. Everyone who wanted to was allowed to speak. The task force did not always agree with comments, suggestions or proposals that were raised by the public, but they certainly listened. Citizens were received with courtesy unless comments were sufficiently discourteous to warrant a different approach.

The task force meeting time was discussed and 4:30 pm to 6:30 pm was determined to be the best compromise. People who work preferred later evening meetings; seniors, who constituted a large proportion of the task force and audience, preferred a day-time meeting. Large public meetings were held on Saturdays during the day which generally is convenient for more people. The two City Council meetings and the Planning Bureau Hearing were held during the day but written testimony was accepted in both cases for those who could not attend.

3. TRAFFIC CONCERNS

Is the community center auto oriented?

People will arrive at the community center by car, Tri-met bus, Tri-met van, school buses, bicycle, and walking. All travel modes were reviewed during the site selection process and can be accommodated at the Floyd Light site. Nevertheless the majority of patrons will drive. Tri-met estimates that 47.9% take transit for commuting but only 4.4 % take transit for recreation. So it's important that the community center location be able to be reached conveniently by car. Nevertheless, a strong effort will be made to encourage people to take advantage of the bus routes nearby, including making bus schedule information available and providing a free return bus ticket to community center patrons with a valid bus ticket or transfer slip for a trial period.

Why 102 parking spaces? Will parking be a problem? If so how will it be addressed?

Portland Department of Transportation requires all parking to be handled on-site. The number of parking spaces needed was calculated by traffic engineers from Kittelson Association and based on existing conditions at Matt Dishman. Effort was made to propose adequate but not excessive number of parking spaces. In order to review the effectiveness of the parking, a joint committee representing the community center, Floyd Light Middle School, the East Police Precinct and neighbors will be convened bi-annually for the first two years to review any problems that arise and propose solutions.

School buses won't be able to get in and out of the school.

School buses arrive and departure during two, twenty minute intervals around 8:00 am and 3:00 pm. These times are not expected to conflict with community center peak usage and the driveway to Floyd Light will be designed for easy bus maneuvering. The installation of signals at both the SE Washington and SE Stark crossings of SE 106th plus a new right-turn lane will actually improve the existing line up of school buses.

There will be increased traffic on 106th. Worried about traffic increase.

Yes traffic will increase but delays are not expected. Today, during the afternoon rush hour SE 106th has 44 second delays at the Washington Street intersection and 9 second delays at the Cherry Blossom intersection. After the community center is opened, and including the Police Precinct and housing traffic, SE 106th will have 5 second delays at the new signal at Washington Street and 9.5 second delays at the existing signal at Cherry Blossom.

Where are people going to park to get to the soccer fields? Will there be residential permit parking?

People will be asked by the community center and the school to park in the parking lots, and several parking spaces were added that are very close to the track and field. Nevertheless some people may park along SE 111th Avenue which is a public right of way and they have a right to do that. Excessive use of this or problems that arise will be discussed in the parking/traffic committee mentioned above.

In order for the area to set up a parking permit program the proposed area must consist of a minimum of 40 block faces or 8,000 lineal feet of curb space and the City must agree that parking spaces in the area will be 75% occupied at least four days per week and nine months per year. Should this program be applicable the neighborhood association can apply for it through a petition with signatures representing 50% of the affected addresses. For more information call the Bureau of Traffic Management at 823-5185.

What if I can't get in my driveway?

Ample parking is planned for the community center and on-street parking along SE 106th Avenue will remain available.

SE 106th is designated by the city as a local street, not a collector.

There are a wide range of specific roadway conditions found within each street designation and Portland Department of Transportation (P.D.O.T.) considers the designations as indications of use and not requirements. They review each proposed development based on the type of use as well as the precise dimensions and conditions of the particular street and connecting streets. P.D.O.T. found that SE 106th Avenue can accommodate the community center traffic. The street has room to include two-way traffic, bicycle lanes in both directions and on-street parking on both sides without modification to the current road width.

4. THE COMMUNITY CENTER ITSELF

What is involved in a community center and why can't we just use the new library?

The library will be a great community resource providing easy access to a wide variety of information as well as two meeting room spaces. The community center will provide very different resources. Active recreation, such as gym, fitness and dance spaces, will be used by all ages for a variety of functions. The multi-purpose room (seating 200) and two classrooms will be used for arts and crafts, community meetings, senior lunch programs, lectures, and social events such as weddings and dances. The library has two meeting rooms with capacities of 12 and 100. A sample of Parks programming for various community centers is enclosed as an example of what is possible. However, please note that the East Portland Community Center will schedule programs together with the community and will be unique to the needs of the area.

If Floyd Light is chosen what is the time frame to build it and how long will it take to get a community center if the siting process has to be repeated.

The Hearings Officer for the Conditional Land Use found that the project met all approval criteria. An appeal of that decision is expected to be heard at City Council October 2, 1996. If City Council confirms the Hearing Officer's decision building construction could begin in November. If the decision is overturned and the siting has to be repeated the process could be expected to take another year, and construction an additional year.

5. PARKS AND OPEN SPACE

This will take away our park and open space.

The 7.7 acres of land zoned as open space will not have buildings constructed on it and none of the wooded hillside will be developed. The community center and parking lot will be constructed on residentially-zoned land and will take up approximately 2.5 acres. Not in terms of zoning, but in terms of actual open space area, there will be 7.7 acres plus approximately 5 acres of the existing school land and the additional 4.6 acres of the reconfigured Floyd Light Park land.

Floyd Light Park will continue to be 7.7 acres and it will include the community center and associated parking. It will also include a sports court/grass area, ballfield, wooded hillside and the upper area along SE Salmon Street. Negotiations will continue to transfer 1.44 acres of the wooded hillside under David Douglas ownership to the park itself.

Public access to Floyd Light school grounds will be restricted and to the Christian School as well because it is private.

The practice of David Douglas School District, confirmed by Superintendent Dr. Russell, is to allow public use of school grounds except when areas are specifically needed for school activities. This is clear from the current use of the running track and practice area for jogging, dog walking, frisbee playing, etc. As with Parks jurisdiction, David Douglas may impose rules, such as picking up after your dog and excluding some inappropriate behaviors.

The Portland Christian Schools Elementary Campus was mentioned in the Staff Report and Recommendation to the Hearings Officer as being available for informal public use. This was an error. Staff at the Portland Christian School confirms that their site is not open to public use. However, it does function as visual green space. Parks deficiency was accurately described by John Sewell, Chief Planner for the Parks Bureau and that information is available.

Too many trees will be cut down.

Twenty-one trees will need to be cut down to accommodate the track and field, practice field and sidewalk required along SE 111th Avenue. These range from specimen Douglas fir trees to old, declining fruit trees. Removing trees is never done lightly. However, the community center project is important. It will serve many generations to come and will become a strong resource for community members of all ages. The project will plant more than 129 trees on site and all existing trees that can be saved will be protected during construction. Approximately 45 of the new trees will be planted in the open space area to the east of the two buildings. The entire planting is a significant addition to the diversity of Portland's urban forest.

What about the lack of park space in East County?

The Floyd Light neighborhood is not in a parks deficient area. There is, however, a lack of park

space in certain areas, including north of Stark and Washington in the Hazelwood Neighborhood. The Hazelwood Neighborhood Association land use committee is in favor of the project. Portland Parks and Recreation will continue to work on finding new sites in deficient areas. At the same time, the East Portland area is clearly deficient in community centers and publicly accessible active recreation opportunities. This has been an identified need for years, and increased density will bring with it an even stronger need for community center services.

The Park Bureau has no respect for our public land and they are building on it all over the city.

Individual citizens may disagree with specific projects and that is their right. One of our strengths is a strong public process. At the same time, Portland has one of the best park systems in the country and Portland Parks and Recreation have been conscientious stewards of the system since the mid-1800's. The only buildings that are routinely accepted in parks are community centers, restrooms, concession buildings, and maintenance buildings. This has been true since the first community center was built in a park in 1915, and continues to be true today. Buildings that have exceptional community value, or provide a site-specific function are also allowed. Examples of this would be the Children's Museum, Japanese Garden building, Zoo buildings, and the Hoyt Arboretum visitor center.

6. OTHER NEIGHBORHOOD ISSUES

What about the liveability of the immediate neighborhoods? Will property values go down?

There will be a new facility to absorb visually primarily from SE-106th Avenue, and to a lesser extent from the surrounding open space. No excessive impacts from noise, glare from lights, odors, litter, privacy and safety issues are anticipated. Many of the neighborhoods around existing community centers cherish them as assets and there is no evidence that it will reduce property values.

Will additional people in the neighborhood cause a rise in crime?

No. The community center itself will add more eyes on the park and school grounds.

How will this impact taxes, the sewer system, Cherry Blossom and 106th?

It is difficult to predict how property taxes will be impacted. Individual tax lots and their improvements are typically appraised every six years with tax rates based on sales of comparable properties. It is possible that the amenity of having a nearby community center will increase the value of homes in the neighborhood. The value of the residences on SE 106th near Washington and Stark is higher because they are on commercially zoned parcels near major streets and commercial developments that can be profitably redeveloped

regardless of the community center.

The sanitary sewer system in this area has adequate capacity to serve the community center. The storm water system is actually a series of drywells which replenish the groundwater rather than a system of pipes sending the water elsewhere. These will accommodate at least a 25 year storm and actually decrease the overall site run-off during any greater storm event. In the event of very large events, the entire site is graded to drain to a dry retention area which is larger than the existing on-site storm water storage capacity.

Inquiries by Parks staff and engineers regarding the ponding at SE Cherry Blossom Drive and SE 106th found that there are four drywells in the street which were inherited from Multnomah County which built the street about 20 years ago. The Maintenance section of the Bureau of Environmental Services has agreed to inspect and clean them this month. Since community center staff and visitors will use these streets and sidewalks, the Parks Bureau will join the neighbors in seeing that necessary improvements are made.

If the land swap occurs the ball fields will be 50 feet from someone's window.

The running track will be 50 feet from the nearest residential lot. This is allowed by the Zoning Code, but to mitigate the impact neighbors have been consulted on screening. At present an earth mound with native tree and shrub plantings is planned to help buffer the activity on the track. The football field spectator area will be over 275 feet from the nearest house and the ball field will be over 500 feet. It should also be noted that track and field activity are for the middle school, and the area will not be lighted for night-time games.

There is too much development going on.

There is a lot going on. The East Police Precinct will be completed soon, multi-family housing will be constructed, the Oregon College of Oriental Medicine plans to expand and the Portland Adventists are planning a new development with housing nearby. One of the reasons this is happening at this location is the Outer Southeast Plan proposed concentrating density in the nearby Gateway area and the plan was accepted. In the face of the need for housing and the related services one of the few choices is to plan specific areas for that growth's distribution.

7. MISCELLANEOUS QUESTIONS

Tanya Collier and Charlie Hales are in collusion to change the wording in the Master Plan.

Tanya and Charlie are working together to craft language that will protect the park.

Did the Chairman of the siting committee, Richard Cooley, profit from selling the property for the new police station and combining it with the community center and parking?

Absolutely not. The sale of the Police Precinct property was completed in September 1995, at the same time the task force recommended Mill Park, Glendoveer and Russellville. The sale of the property was never contingent upon parking, and the suggestion is highly inappropriate.

It is clear that the parking situation for the Police Precinct has caused considerable confusion. Originally the land use permit required that the City find 25 parking spaces either to construct or to enter into a shared parking agreement for the community room in the East Precinct. General Services, the City bureau in charge, felt they could obtain shared parking with either Floyd Light School, the shopping mall or the Oregon College of Oriental Medicine. During this period the Outer Southeast Plan re-zoned the Police Precinct to CX. Under this zoning the Police Precinct does not have to provide any parking at all, and technically that remains the case. At the same time, Parks agreed that, if it could be accomplished without detriment to the community center project, they would form a partnership with the Police Precinct to provide shared parking for the community room. By about June of this year it was determined that it would work and that agreement is being finalized.

The site selection process for the East Portland Community Center was concerned with primarily with transportation and serving East Portland residents. This process took many dedicated hours of thought by much-appreciated volunteers including Mr. Cooley. To suggest that the lack of parking spaces for another project was the deciding factor is to completely miss the complexity and importance of the process.

The community center is against the Mill Park plan.

Mill Park Neighborhood Plan in policy #3, Parks and Public Spaces, lists as an objective to "Attract a community center to the neighborhood or in surrounding areas to provide recreational and social activities for residents of the area." This is one of a number of objectives, and it is strong enough that Parks, the Planning Bureau and the Hearing's Officer felt the community center is in keeping with the Mill Park plan.

The City can change open space land use designation any time it wants; don't trust City's word.

What does an open space designation mean and how difficult is it to change use - lots of input.

Floyd Light Middle School is already at a maximum size and capacity for its age group and these students will always need outdoor play areas. If the school ever wished to expand it would be more likely to build adjacent to the existing building. Any such change would require a conditional use application for the R-zoned property. If the school ever wished to sell some portion of OS zoned land, it would have to apply for a zone change and Comprehensive Plan amendment. This process would take about four months beginning with a pre-application conference, an land use application, and a public hearing before a Hearings Officer. The

Hearings Officer would make a recommendation rather than a decision, and then City Council would hold another public hearing and make a decision.

The conditional use permit was not given to the Police Precinct until the collusion with Floyd Light site selection.

The Conditional Land Use Permit was granted for the Police Precinct project on July 27, 1995. One condition of approval by the Hearings Officer was that 25 parking spaces be made available for the community meeting room. An amendment to that conditional use was subsequently requested for the adjacent housing project which was proposed to be constructed on potential parking spaces. Due to a zoning change effective with approval of the *Outer Southeast Plan* on March 25, 1996, prior conditions of approval no longer applied and the project could proceed without the parking unless appealed. After discussions with the Hazelwood Neighborhood Association, General Services pledged to find the parking spaces and has pursued an agreement with Portland Parks and Recreation. If the community center is not built, General Services would continue to pursue agreements with Floyd Light Middle School and the mall.

Seniors will not be permitted to use the community center on weekends.

Not true. Programming for the facility will be developed with the community, including seniors. The schedule will be tailored to the needs and demand of the community.

Major problems with kids getting to school because of the traffic.

As part of the community center project a pedestrian safety island will be constructed in SE Washington and SE Stark at approximately SE 108th Avenue. Currently this is a very dangerous location and has been cited repeatedly by Floyd Light Middle School as a problem. The new island will include pedestrian cross-walks and will greatly improve safety in crossing here. There will also be a new cross-walk across SE 106th Avenue between the Police Precinct and the Floyd Light driveway.

No stop lights at 106th and Stark as promised.

Plans are proceeding to install traffic signals on SE 106th at both the Washington and Stark intersections. Funding for the project which, together with the pedestrian island project totals \$450,000, is being sought by several City bureaus jointly, including Portland Department of Transportation, the Parks Bureau, and General Services. Assuming funds are successfully assembled the lights will be installed in 1997.

Attachments: Portland Parks and Recreation guide to programs



Fall, 1995

SPECIAL EDITION

Citizen Involvement

DAVID MATTHEWS

**POLITICS
FOR
PEOPLE**

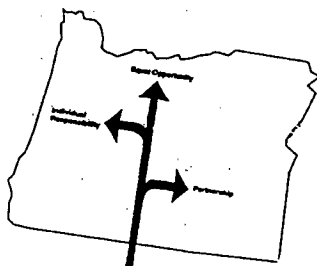
FINDING A RESPONSIBLE
PUBLIC VOICE



Oregon at the Crossroads
What do we want government to do?



OREGON STATE UNIVERSITY EXTENSION SERVICE



**CAN I PARTICIPATE IF I'M NOT
WELL INFORMED ABOUT THE
ISSUE?**

To discuss public issues, citizens need to grasp the underlying problem or dilemma, and they should understand certain basic facts and trends. But it isn't necessary to know a great deal about an issue. NIF discussions focus on what public actions should be taken. That's a matter of judgment that requires collective deliberation. The most important thing to ponder and discuss is the kernel of convictions on which each alternative is based. The task of the National Issues Forums is not to help participants acquire a detailed knowledge of the issue but to help people sort out conflicting principles and preferences, to find out where they agree and disagree and work toward common understandings.

Fifth Anniversary Issue

**JOURNAL OF
DEMOCRACY**

January 1995 \$4.00

**BOWLING ALONE: AMERICA'S
DECLINING SOCIAL CAPITAL**

Robert D. Putnam

FORUM REVIEWS CITIZEN ADVISOR SATISFACTION

The Board of County Commissioners and the Citizen Involvement Committee (CIC) discuss the relationships between citizens and governments and review ideas for improvement.

The Board of County Commissioners reviewed its citizen advisor benchmark in a live cablecast **BENCHMARK FORUM on CITIZEN ADVISOR SATISFACTION** held November 9, 1995. The comments below were delivered by the Executive Director of the CIC as a preface to the CIC's Five-Year workplan review.

In 1991, the Kettering Foundation and the Harwood Group released "Citizens and Politics: A View from Main Street America," exploring the public's role in policy-making and issues troubling citizens about their relationships to their governments.

The Kettering is an Ohio-based think tank on democratic issues chartered in 1927, working on problems of governing, educating and science.

The Harwood Group is a public issues research firm based in Bethesda, Maryland, working to define public issues and develop strategies for sustainable change.

The Challenge.

"Citizens and Politics" reports that the challenge is to reconnect citizens and government by changing the conditions that shape our political environment. "Merely making adjustments in campaign finance, ethics codes, term limits, and other laws will not address the underlying problems Main Street Americans find..."

The Myth.

Conventional wisdom, says the report, states that citizens are apathetic unless the issue directly affects them; don't take time to learn about issues; have plenty of ways to make themselves heard but don't use them; get what they ask for in elections; and, pay attention only in quick, short sound bites. Citizens supposedly want reform to hold politicians "accountable" - which is enough to make citizens happy; blame everyone else but

themselves for the problem: absolute, knee-jerk responses elected officials to citizen concern too self-absorbed in their own lives; participate in politics; and, see have lost their sense of civic duty.

The Opportunity.

"Citizens and Politics" reports that, in fact: citizens do care, but no longer feel they can have an effect. They feel cut off because of how issues are framed and talked about; they don't see their connections concerns reflected. They want to be better informed, but need information which is different than is currently offered. Citizens often find the avenues for expressing concerns are window dressing - they can only be heard when they are in large groups and protest loudly. I believe that there has been a hostile takeover of government by special interests and lobbyists, displacing the average citizen. Many believe

4. Outreach efforts reflect the County's rich diversity.
5. Citizens should be involved early in planning, projects and policy development.
6. The County and its departments and divisions should respond in a timely manner to citizen input and should respect all perspectives and insights.
7. Coordinated County outreach and involvement activities make the best use of citizens' time and efforts.
8. Evaluation and report on the effectiveness of County outreach efforts achieves the quality of County/citizen cooperation critical to good government.
9. On-going education in community organizing,

networking and cooperation for citizens in neighborhood and community groups, and County officials and staff is promoted; and,

THEREFORE, that Multnomah County reaffirms its commitment to promote and sustain a responsive citizen involvement environment, which depends upon:

- * Mutual respect of all parties;
- * Informed and involved citizens;
- * County officials and staff who honor their role to facilitate and respond to citizen advice; and,

THEREFORE, that the Citizen

Involvement Committee (CIC) of Multnomah County is recognized as the County's lead agency in helping to develop and facilitate citizen involvement processes; and,

BE IT FURTHER RESOLVED, that the County will both advance and cooperate with others on citizen involvement improvements, innovations and/or changes which help citizens to join in creating the political environment in which they have a real voice in setting the course of their communities.

[The Board of County Commissioners unanimously adopted the Citizen Involvement Resolution on November 30, 1995, reaffirming its commitment to genuine citizen involvement].

The Citizen Involvement Committee (CIC) was created by the vote of the people in 1984. Our mission: *"The Citizen Involvement Committee will involve, educate, empower and integrate the people of Multnomah County into all aspects of policy and decision-making within county government"* To reach the CIC call: (504) 248-3450, or write: Citizen Involvement Committee, 2115 S.E. Morrison, #215, Portland, Oregon 97214.

WANT TO VOLUNTEER?

If you'd like to volunteer to work with Multnomah County to help friends and neighbors in the county-wide community, please call: CIC at 248-3450 or the

To exchange park land bought and paid for by 3 or 4 generations of people is, to me, unthinkable. The future Outer Southeast Portland Plan clearly outlines the need for more open green space, not less. Hales is wrong to take existing green spaces without thinking about the mandate to develop more such space.

During annexation, the bargain and sale deed had a loop hole. Page 12 of the Deed says, "site to be used for park and recreational purposes, pump station site, or other uses approved by the Multnomah County Board of Commissioners only."

CIC Media Committee

Ed Lyle, Media Chair
 Kay Durtschi, Outreach Chair
 Jack Adams
 Joe Ferguson
 Angel Olsen
 Robert Sacks
 Derry Jackson, CIC Chair
 J. Legry, Staff
 Multnomah County Citizen
 Involvement Committee (CIC)
 2115 SE Morrison, #215
 Portland, OR 97214
 (503) 248-3450

Ruell-Gilbert N.A.
Al Clark
3147 SE, 129th
Portland, OR 97236

"I know of no safe depository of the powers of society but the people themselves..."
 Thomas Jefferson, 1821



Citizen Involvement Committee

2115 SE MORRISON

PORTLAND, OREGON 97214

248-3450

January 8, 1996

The enclosed Multnomah County Citizen Involvement Resolution responds to the erosion of trust which has occurred generally between citizens and their governments. In cooperation with the City of Portland, Oregon (Office of Neighborhood Associations), the Multnomah County Citizen Involvement Committee (CIC) developed and the Board of County Commissioners adopted a set of principles to guide government-citizen relationships.

The Resolution recognizes the essential nature of citizen involvement and sets parameters for governmental response which values: mutual respect of all parties; informed and involved citizens; and county officials and staff who honor their role to facilitate and respond to citizen advice.

The Resolution reaffirms the county's commitment to cooperate with other jurisdictions to advance and improve citizen involvement. The Portland area Metro (3-county regional government) has been asked to adopt the same principles. The City of Portland is expected to adopt them in January, 1996.

The cost to the county, and to the taxpayer, is presently minimal. However, the Resolution sets Citizen Involvement as a top priority of the county and added resources may be committed later, such as, for community organizing and/or training opportunities.

The Resolution formed the focus of three cablecast presentations, November 9 and 30, and December 30, 1995. These sessions shared the Resolution with as many as 60,000 viewers. Additionally, this special newsletter edition is being sent to all grassroots neighborhood and community activists, and to elected officials and managers in all the cities within the county. A further live presentation will be made January 31 to the mayors of Multnomah County's four east county cities, with the request that they consider similar legislation.

Early public response has been good. Although many citizens obviously continue to criticize government, many also identify local government as accessible and responsive. Since the Resolution actively seeks to identify and promote citizen involvement as a key value of the County's way of doing business, it is gratifying to be recognized as one of the "good" governments reaching out to its constituents. The Resolution states the County's willingness to work effectively and collectively with all of its citizen employers.

The long-term success of the Resolution will occur as citizens and government representatives cooperatively invent the next phase of American local grassroots democracy. Give us call if you have questions or comments: 248-3450.

Sincerely,


Derry Jackson, Chair
Citizen Involvement Committee (CIC)

16

FLOYD LIGHT

Location Adjoins Floyd Light Middle School
SE 111th and Alder Street
NW $\frac{1}{4}$ of Sec. 3 IS 2E, Map No. 3141

Type Neighborhood Park

Size 7.97 Acres

Funding Source

Recreation Facility Funds.

Access Fair. Limited from east and south. School grounds on the west. About 50% abutted by neighborhood residences.

General Description

Long (3 blocks) stretch of undeveloped land paralleling school fields but separated by chain-link fence. Sporadic hedgerows and remnant trees of orchard reflect earlier property lines. Southern hill with mature Douglas fir stand is used as downhill bicycle trail for youngsters. Middle property is at lowest contour and part of a small east-west valley.

Topography

Slope downward toward center from north and south. Flat sites at northern and southern edges.

Vegetation Mature stand of Douglas fir. Remnants of old orchards and hedgerows. Weed/grass land. Community vegetable garden on the southern edge.

Facilities

Dirt trails (informal).

Comments

The configuration of the park provides a long and narrow vista with a spectacular view through Douglas fir at the South end. The steep slope provides a great temptation for bicycle speeders down the hill.

County Master Plan

FLOYD LIGHT should remain a neighborhood park. Any development plans should consider:

- o Opening the park site to the adjoining Floyd Light Middle School fields by removing the intervening fence and explore joint park/school uses of the grounds and indoor recreational programming.
- o Developing a pathway or jogging trail through the park and school grounds for better neighborhood identity with this local open space area.
- o Multi-purpose use of the center portion of the park site in informal ways, limiting ball play by internal definition of spaces through landscaping.
- o Incorporating the hillslope at the southern end of the site to accommodate playground facilities in creative ways (such as slides, or backstop embankments for handball or tiered sitting for neighborhood social events).
- o Taking advantage of the viewpoints at the top of the northern and southern slopes by placing benches and picnic tables at these locations which overlook the park and surrounding areas.
- o Placement of various courtsports (tennis, volleyball, basketball, etc.) at the northern level area of the park site that could be screened from abutting residences by fences and landscaping, that would receive adequate sun and that could be separated from other more informal recreational activities at the central and southern locations of the park.
- o Taking advantage of the southern hilltop vantage point by encouraging passive recreational activities as has already occurred with the existing neighborhood garden and an informal path that leads downhill to the central portion of the park site. A paved path, landscaping, benches and picnic tables could reinforce neighborhood identity with this southern edge of the park on S.E. Salmon Street, and could connect this portion of the park with the rest of the park by views and a pathway.

EAST COUNTY LIVABILITY ISSUE

Floyd Light Park alert

Should our public land and heritage be traded for a parking lot for 100 to 150 cars and a recreational center?

5.9 of the 7.9 acres of Floyd Light park will be lost forever under a city plan to "trade" this valuable green space. The City intends to locate the new Recreational Center at this park. However, what City officials won't tell you, is that a perfectly acceptable site is available in a more centrally located area. Why haven't the citizens of East County been informed?

Mill Park and Powellhurst/Gilbert Neighborhood Associations support the building of the new recreational center at the old David Douglas Administration Building located at S.E. 122nd and Woodward. This location not only saves us up to 5.9 acres of prime green space, it also is a more centrally located site for the citizens of East County.

Both the City and the County know that Floyd Light Park was never intended as a building site for any development. In fact, Multnomah County's own Parks Master Plan clearly states that Floyd Light Park should remain what it is - a park. City guidelines and master plans should not be changed at the whim of whomever is in power for the day. Master plans are in place to protect us all and should be honored by our elected officials. Why haven't the citizens of East County been informed?

Call the Multnomah County Commissioners and tell them to say NO to the City's plan to take our green spaces and parks from us. Tell them YES to the old David Douglas Administration Building site for the recreational center.

Call: Beverly Stein, Chairperson - 248-3308
 Tanya Collier - 248-5217
 Sharron Kelley - 248-5213
 Gary Hanson - 248-5219
 Dan Saltzman - 248-5220

Also, call Mayor Katz at 823-4120.

Then, if you do nothing else, be at the hearing concerning this important issue on Wednesday, October 16, 1996 at 3:00 p.m. before the City Council (1120 SW 5th, 2nd fl. hearing room).

For more information call 256-4591.

PORTLAND

Fred Meyer drops land swap to build Powell Park store

Fred Meyer Inc. has dropped the idea of a land swap for a new store site in city-owned Powell Park.

The corporation announced Wednesday that it is no longer interested in the controversial concept, which had drawn quick and angry neighborhood opposition.

No one issue became a special deciding factor, said Cheryl Perrin, a Fred Meyer senior vice president.

Fred Meyer had talked about taking 3.5 acres of Powell Park and replacing the baseball diamond and adding a soccer field on swapped company land along 26th Avenue.

The corporate headquarters is at 3800 S.E. 22nd Ave., a less visible location for a retail store.

Perrin said the company listened to differing opinions from residents, considered what would be required to preserve trees in the park at Southeast Powell Boulevard and 22nd Avenue, and what would be beneficial to neighbors as well as Fred Meyer stockholders.

Looking at all the factors, Perrin explained, the corporation knew it could not build the store it wanted at that location. Ideas had evolved to a one-level, 60,000-square-foot building with limited merchandise, similar to the Burlingame and Stadium Fred Meyer stores.

Perrin said Fred Meyer will continue to seek another Southeast neighborhood site for a store to serve the area.

The news was welcome to some neighborhood leaders whose communities were concerned about loss of park land.

Multnomah neighborhood fights more dense housing

Hundreds of people jammed the Wilson High School cafeteria this week to blast proposed zoning plans to increase housing in their Multnomah neighborhood.

The majority of residents who spoke at Tuesday night's meeting were not just unhappy. They said they were shaking with anger, shocked, flabbergasted and mad at the Bureau of Planning and the Portland Planning Commission.

Most said they don't want residential rezoning that would decrease maximum lot sizes from 7,000 or 5,000 square feet to 2,500 square feet over most of the Multnomah neighborhood.

The zone also would allow row houses in a predominantly single-family area. And it has been proposed to meet part of the city's as-

sumption of growth within a contained urban growth boundary.

The neighborhood is roughly between Vermont Street and Barbur Boulevard, 45th Avenue and Capitol Hill Road.

Some speakers accused the city of "targeting" the neighborhood to absorb much of the 7,500 population increase assumed for all of southwest over 20 years.

Others predicted the zoning will mean rising property values in what has been a largely moderate and low-income single-family housing area, that families and elderly persons will be priced out, and that residents will leave the city.

Maria Gregory, chairwoman for Multnomah's neighborhood plan process, asked for a moratorium on new development until the neighborhood and southwest plan are in effect.

City Senior Planner Michael Harrison pointed out that building moratoriums are "greatly restricted" by state law and that the city is not able to make such decisions.

VANCOUVER

Clark deputies led on chase but eventually catch suspect

A burglary suspect led Clark County sheriff's deputies on a chase through the Minnehaha area Monday, stopping off in one home to change clothes, shave and have a snack.

Douglas Allen Hill, 32, of 605 S.E. 121st Ave., No. 8, was taken into custody in connection with the incidents. Bail is set at \$10,000.

Officials claim that during a busy afternoon crime wave, someone kicked in the doors of eight dwellings, stole a Chevy pickup and a Mercury Cougar and led deputies on a sometimes high-speed chase.

Deputies captured the suspect

MEETING DATE: OCT 17 1996

AGENDA #: R-2

ESTIMATED START TIME: 9:30

(Above Space for Board Clerk's Use ONLY)

AGENDA PLACEMENT FORM

SUBJECT: Citizen Involvement's Annual Report FY 95-96

BOARD BRIEFING:

DATE REQUESTED: _____

REQUESTED BY: _____

AMOUNT OF TIME NEEDED: _____

REGULAR MEETING:

DATE REQUESTED: 10-17-96

AMOUNT OF TIME NEEDED: 30 min.

DEPARTMENT: Non-Departmental

DIVISION: Citizen Involvement Committee

CONTACT: John Legry

TELEPHONE #: 3450

BLDG/ROOM #: 412/215

PERSON(S) MAKING PRESENTATION: Kay Durtschi, Chair

ACTION REQUESTED:

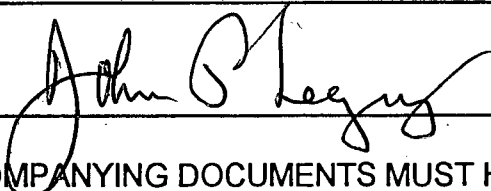
☒ INFORMATIONAL ONLY ☐ POLICY DIRECTION ☐ APPROVAL ☐ OTHER

SUGGESTED AGENDA TITLE:

SIGNATURES REQUIRED:

ELECTED
OFFICIAL: _____

(OR)
DEPARTMENT
MANAGER: _____



ALL ACCOMPANYING DOCUMENTS MUST HAVE REQUIRED SIGNATURES

Any Questions: Call the Office of the Board Clerk 248-3277 or 248-5222

BOARD OF
COUNTY COMMISSIONERS
96 OCT -3 AM 8:24
MULTNOMAH COUNTY
OREGON

BOARD OF COUNTY COMMISSIONERS
AGENDA ITEM BRIEFING
STAFF REPORT SUPPLEMENT

TO: BOARD OF COUNTY COMMISSIONERS

FROM: CITIZEN INVOLVEMENT COMMITTEE (CIC)
Kay Durtschi, Chairperson

TODAY'S DATE: September 19, 1996

REQUESTED PLACEMENT DATE: October 17, 1996
9:30 a.m. TIME CERTAIN Requested
to accommodate citizen volunteers

RE: Presentation of the CIC's ANNUAL REPORT, FY1995-96

I. Recommendation/Action Requested:

Board review and acceptance of the Citizen Involvement Committee's Annual Report for Fiscal Year 1995-96 in accordance with Multnomah County Ordinance #664.

II. Background/Analysis:

See: Annual Report of the Citizen Involvement Committee (CIC)

III. Financial Impact: None

IV. Legal Issues: None

V. Controversial Issues: None

VI. Link to Current County Policies: Multnomah County Ordinance #664
Resolution on Citizen Involvement, Nov. 1995

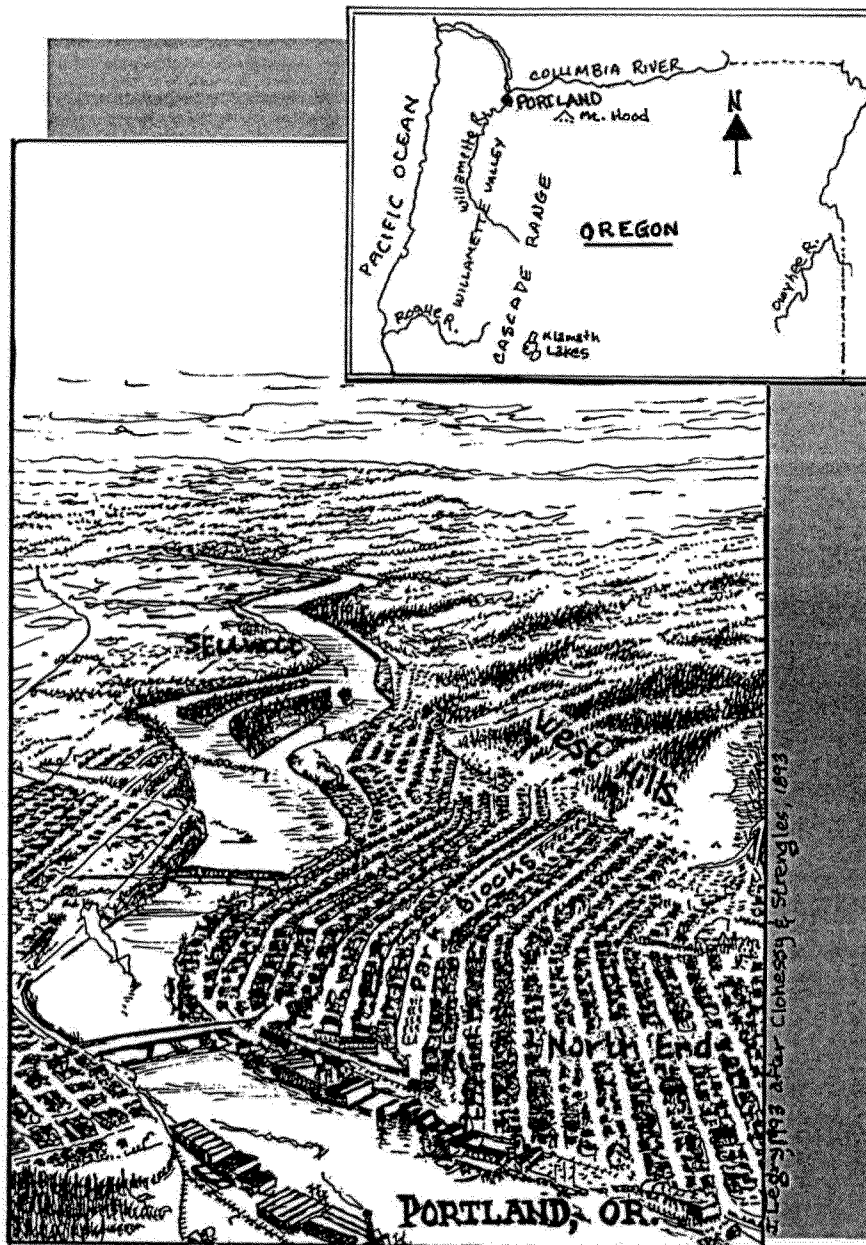
VII. Citizen Participation:

This is the annual report of the County's chartered Office of Citizen Involvement, prepared and approved by the twenty-five member Citizen Involvement Committee for presentation to the Multnomah County Board of Commissioners.

VIII. Other Government Participation: None. Not Applicable.

CITIZEN INVOLVEMENT COMMITTEE (CIC)

Multnomah County, Oregon

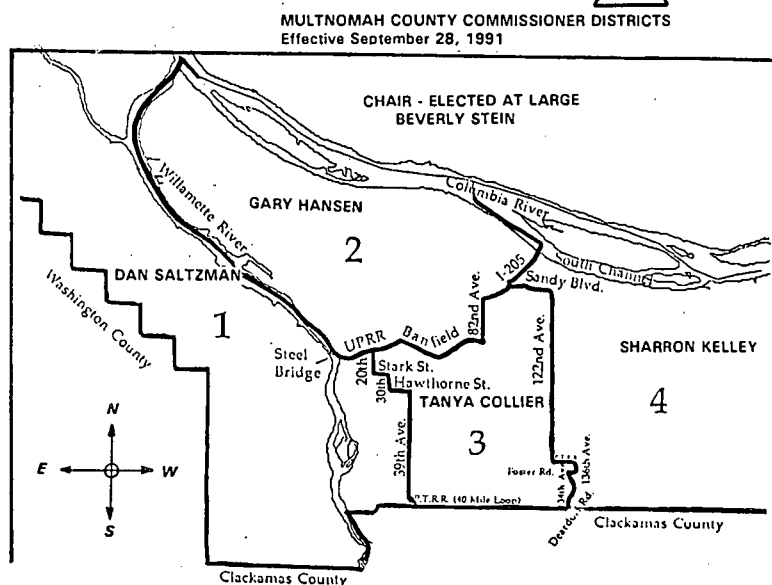
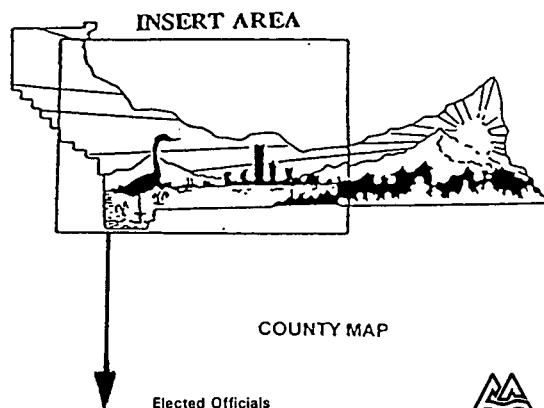


Annual Report
FY 1995 - 96



CIC MEMBERSHIP ROSTER - FY1995-96

MEMBER	REPRESENTING
Jack Adams	Dist. 4
Joy Al-Sofi	Dist. 3
Mike Blackwell	At-Large - Corbett
Margaret Boyles	Dist. 3
Jim Duncan	Dist. 2
Kay Durtschi	Dist. 1
Joe Ferguson	Dist. 3
Bruce Greene	At-Large
Winzel Hamilton	At-Large
Derry Jackson	Dist. 2
Robert Jones	Dist. 3
Ed Lyle	Dist. 1
Don MacGillivray	Dist. 1
Hank Miggins	Dist. 1
Angel Olsen	At-Large - Troi
Jack Pessia	At-Large
Jim Regan	At-Large - Sau
Robert Sacks	Dist. 1
Lianne Thompson	Dist. 1
Kathleen Todd	Dist. 2



OFFICERS, FY1995-96

Derry Jackson, Chair
Hank Miggins, Vice-chair
Ed Lyle, Secretary
Joy Al-Sofi, Treasurer

STAFF

John Legry, Executive Director
Gloria Fisher, Staff Assistant
Carol Ward, Legislative/Administrative Secretary

OFFICERS-ELECT, FY1996-97

Kay Durtschi, Chair
Ed Lyle, Vice-Chair
Joe Ferguson, Secretary
Joy Al-Sofi, Treasurer

OFFICE OF CITIZEN INVOLVEMENT

2115 S.E. Morrison, #215
Portland, Oregon 97214
(503) 248-3450 FAX: (503) 306-5674

"I know of no safe depository of the ultimate powers of society but the people themselves; and if we think them not enlightened enough to exercise their control with a wholesome discretion, the remedy is not to take it from them, but to inform their discretion by education." -- Thomas Jefferson, 1821



Citizen Involvement Committee

2115 SE MORRISON

PORTLAND, OREGON 97214

248-3450

September, 1996

Chair Beverly Stein

Commissioner Tanya Collier
Commissioner Gary Hansen
Commissioner Sharron Kelley
Commissioner Dan Saltzman

Dear Chair Stein and Commissioners:

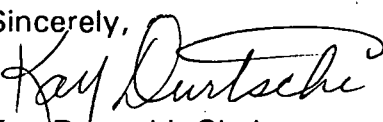
This letter transmits the Citizen Involvement Committee (CIC) Annual Report for FY95-6. Our report contains an Appendix of useful CIC documents, including copies of the CIC's recently adopted Editorial Policy (pg. 14) and Press Plan (pg. 15).

Our achievements over the past year include development of: Multnomah County's Citizen Involvement Principles adopted by the Board in November 1995 (pg. 4); the CIC's Five Year Plan, adopted in September 1995 (pgs. 12-13); "Citizens Involved" monthly cable television show on county issues (pg. 5, item 5.B.-C.); and, preliminary design for Citizen Advisory Boards Recruitment, Orientation and Training program in cooperation with the Chair's Office (pg.6, item 5.D.).

Special assignments this past year include work with Community Corrections and the Peninsula Parole and Probation to create a citizen advisory process (pg. 7, item 7.A.), and with the Department of Environmental Services on the design and implementation of a generic county Public Facility Siting Policy and Public Participation Plan (pg. 7, item 7.B.). These efforts will be continued in FY1996-7 to assist the county's completion of these tasks.

Thank you for your ongoing support and encouragement. We are grateful for your openness and receptivity to improvements and advances in citizen involvement opportunities and processes within Multnomah County. We look forward to a continuing, positive relationship with each of you.

Sincerely,



Kay Durtschi, Chair

CC: CIC

EXECUTIVE SUMMARY

This Annual Report is submitted in accordance with Multnomah County Ordinance #664, requiring the Citizen Involvement Committee (CIC) to report twice per fiscal year to the citizens of Multnomah County and the Chair and Board of County Commissioners on the work of the CIC and the Office of Citizen Involvement.

Several important themes run through the CIC's activities and will continue in the future. These themes are:

1. **Co-ventures, or informal partnerships** with local grassroots organizations on issues identified by citizens as important in understanding and being able to participate in county government. The CIC does not advocate for a particular point of view.
2. **On-going support of open, early and meaningful citizen participation** in county and other jurisdictional decision-making. While the CIC takes no stand on issues, it consistently and by charter supports public process which genuinely incorporates citizens into local government decision-making.
3. **Greater reliance on "mass-media"** to get the word out. Cablecasts about county issues on Government Channel 30 are produced monthly to reach the widest possible audience. Print publications are targeted to citizens who are actively working on county issues, programs, projects, policies and/or plans. Talk radio will be considered as a possible new tool.
4. **Development of Strategic Plan** for the CIC. The CIC will continue to provide vision and advice on the county's citizen participation and involvement processes, emphasizing a consistent set of priorities and related activities, including assisting the County to develop a Facility Siting Policy and Public Involvement Plan.
5. **Development of Citizen Involvement Principles (See: pg. 4)**. These Principles are designed to aid development of genuine public trust in government. The Principles partner various county offices and agents in creating and improving citizen participation/involvement opportunities and "institutionalizes" citizen involvement as a philosophy of business in county government. Other jurisdictions are being encouraged to join with the County in adopting these Principles. The City of Portland has adopted similar principles and Metro is actively considering them as of this writing.

Highlights of specific CIC committee work in FY95-6 are cited below.

HIGHLIGHTS

CITIZEN INVOLVEMENT COMMITTEE (CIC)

1. STRATEGIC PLANNING - MISSION DEVELOPMENT AND FIVE-YEAR PLAN.

A. CIC Mission Statement. The CIC adopted its new mission statement:

"The Citizen Involvement Committee (CIC) will involve, educate, empower and integrate the people of Multnomah County into all aspects of policy and decision-making within county governments."

B. Five-Year Plan adopted by the CIC September 1995.

(Copies available by calling the CIC offices at 248-3450).

2. CHAIR STEIN'S OFFICE ESTABLISHED A LIAISON TO THE CIC and requested identification of priority project(s) drawn from the CIC's Five-Year Plan. The CIC identified five priority projects:

- * Advisory Boards and Commissions recruitment, orientation and training;**
- * Coordinated advisory board and commission agendas, minutes and short reference materials available to the public;**
- * Ordinance (policy) providing for general citizen nomination(s) for each advisory board, commission, task force of the county;**
- * County Auditor to include citizen involvement factors in each audit**
- * Public Participation Plans for departments and divisions of the county. [See "Special Assignments: Siting Issues," pg. 8].**

3. BENCHMARK FORUM. The CIC presented its Citizen Involvement Annual and 10-year Reports and the Strategic Five-Year Plan to the Board of County Commissioners in a Benchmark Forum. The Citizen Involvement Resolution was proposed and BCC adopted it unanimously on November 30, 1995.

4. CITIZEN INVOLVEMENT PRINCIPLES. Working with the Office of Neighborhood Associations for the City of Portland, the CIC developed and the Board of County Commissioners adopted Principles for the guidance of officials, employees and citizens in public relationships. The Resolution has also been adopted by the City of Portland and is being considered at Metro Regional government and the City of Gresham, as well.

The Resolution states:

RESOLUTION ON CITIZEN INVOLVEMENT

WHEREAS, there has been a general erosion of the mutual trust and respect between citizens and their governments which impacts Multnomah County; and,

WHEREAS, many citizens continue to turn away from government processes, despite increasing opportunity for involvement in Multnomah County's decision-making activities; and,

WHEREAS, some citizens believe they have a limited voice in helping to shape responses to the demanding issues before society; and many citizens no longer view the government process as a reasoning together in public debate; and,

WHEREAS, citizens do participate in public life when conditions are right; and,

WHEREAS, citizens are not apathetic when there is a possibility to bring about constructive change; and will then engage in government process; and,

WHEREAS, there is a need to improve citizens' connections to their governments and to include citizens in governmental processes; and,

WHEREAS, it will take time and long-term effort to improve citizen involvement;

NOW, THEREFORE, BE IT RESOLVED THAT:

Multnomah County believes that effective citizen involvement is essential to good government, that elected officials, staff and citizens all play important roles in governing the county, and that cooperation between the County government and citizens results in the best policy decisions; and,

THEREFORE, that Multnomah County declares Citizen Involvement to be a top priority of the county and that to carry out this commitment, all the

departments and divisions will adhere to the following set of Citizen Involvement Principles to guide relations with citizens:

MULTNOMAH COUNTY CITIZEN INVOLVEMENT PRINCIPLES

1. Citizen involvement is essential to the health of our county.
2. Active relationships with neighborhoods, community groups and other citizen participation organizations promotes on-going dialogue with citizens.
3. Understandable County communications and processes respect and encourage citizen participation.
4. Outreach efforts reflect the County's rich diversity.
5. Citizens should be involved early in planning, projects and policy development.
6. The County and its departments and divisions should respond in a timely manner to citizen input and should respect all perspectives and insights.
7. Coordinated County outreach and involvement activities make the best use of citizens' time and efforts.
8. Evaluation and report on the effectiveness of County outreach efforts achieves the quality of County/citizen cooperation critical to good government.
9. On-going education in community organizing, networking and cooperation for citizens in neighborhood and community groups, and County officials and staff is promoted; and,

THEREFORE, that Multnomah County reaffirms its commitment to promote and sustain a responsive citizen involvement environment, which depends upon:

- * Mutual respect of all parties;
- * Informed and involved citizens;
- * County officials and staff who honor their role to facilitate and respond to citizen advice; and,

THEREFORE, that the Citizen Involvement Committee (CIC) of Multnomah County is recognized as the County's lead agency in helping to develop and facilitate citizen involvement processes; and,

BE IT FURTHER RESOLVED, that the County will both advance and cooperate with others on citizen involvement improvements, innovations and/or changes which help citizens to join in creating the political environment in which they have a real voice in setting the course of their communities.

[Adopted by the Board of County Commissioners November 30, 1995].



5. **SUBCOMMITTEE REPORTS.**

A. **EXECUTIVE COMMITTEE (EXCO)**, (Derry Jackson, Chair), **UMBRELLA PRIORITY:** Youth emphasis in all CIC activities.

FY96-7 PRIORITIES include: Increased interactivity between EXCO and Board of County Commissioners; development of viable internal performance measures; strategic plan implementation; adoption of countywide Citizen Involvement Principles; and encouragement of child care and improved access for citizens at all county meetings.

B. **MEDIA Committee** (Ed Lyle, Chair) adopted goal: **Present information and involvement opportunities to as many people in Multnomah County as possible.**

FY95-6 ACCOMPLISHMENTS include: cable production unit for monthly t.v. presence; contact MCTV and PCA to insure Channel 30 interconnect to west county on live call-in (Each month: "Citizens Involved," 6:00-7:00 p.m.); disclaimer statement developed for CIC publications; publications program reviewed with decision to produce 3 (not 4) **CONDUITS** in FY95-6; Publications Editorial Policy adopted; Newsletter - **Citizens Involved** - made available to Portland/Multnomah Commission on Aging (PMCoA) - Winter '95 issue.

FY96-7 PRIORITIES include: FAX modem for office; internet access and e-mail; develop MEDIA staff position; explore talk radio as information vehicle; revamp **CONDUIT** - proposal to contact high school newspaper faculty advisors for possible design assistance - a competition among high school newspapers, with possible "prize" (also, create "Youth Involved" column).

UMBRELLA PRIORITY to bring "new" people into participation/involvement.

C. **OUTREACH COMMITTEE**, (Kay Durtschi, Chair), **UMBRELLA PRIORITY:** Help to identify and inform public about county topics, recruit citizen volunteers and identify grassroots needs, matching them with county tools and services as possible; also seeks to empower citizens, teaching skills necessary to "fend for one's self" within the bureaucracy.

FY95-6 ACCOMPLISHMENTS: developed cable show, "Citizens Involved" (e.g. topics: Elections; Emergency Management; Taxes; etc.) which invites county speakers to report on programs (client info, etc.), access, citizen participation, etc.; CIC Press Plan.

FY96-7 PRIORITIES include: development of presentation packets and schedule for cpo visits; help develop stronger ties with elected officials in other jurisdictions; liaison with Chair Stein's Office to assist development and use of **SPEAKER'S BUREAU** as public information resource.

D. POLICY, (Kathleen Todd, Chair), reviews citizen involvement practices and processes for improvement, innovation or changes. **UMBRELLA PRIORITY:** include citizen involvement as a component of each county audit; increase public participation opportunities in all policy- and decision-making.

FY95-6 ACCOMPLISHMENTS include: development of Citizen Involvement Principles for formal adoption by Board of County Commissioners; named representative to land use comprehensive plan process review with County Planning; preliminary development of citizen advisory Boards and Commissions Recruitment, Orientation and Training Proposal with Chair Stein's Office; initiated Public Facility Siting Process Study in partnership with PSU School of Public Administration (student study of siting in Metro area governments and interviews with neighborhood representatives).

FY96-7 PRIORITIES include: inventory and development of resources for local government civics curriculum; re-establishment of Observer Corps proposal as liaison with citizen advisory boards and commissions; possible ordinance proposal to place 20% or at least 2 CIC nominees on each board and commission of the county; promotion of citizen involvement inventory in county divisions; continuation of Public Facility Siting Policy and Plan development.

E. CENTRAL CITIZEN BUDGET ADVISORY COMMITTEE (CCBAC), (Jack Pessia, Chair) - directs and coordinates the work of the ten (10) departmental Citizen Budget Advisory Committees (CBACs) as needed and provides oversight of the CBAC process. **UMBRELLA PRIORITY:** Critically review budgets of the county and recommend outcomes.

FY95-6 ACCOMPLISHMENTS include: Dedicated Fund Review; orientations; Jt. Meeting of Public Safety area CBAC members to discuss corrections/jails issues; CBAC Ordinance Change, dropping requirement for CIC member to be on each CBAC, while allowing for pass-through appointment on request.

FY96-7 PRIORITIES include: continued need for targeted services for special needs populations; stable funding for programs; sufficient capital for bridges and facilities; close monitoring of programs that are dependent on federal and state funds; consistent monitoring of financial and service delivery changes in health care services; emphasis on community involvement in service delivery locations; continued support of Strategic Planning for Information Technology; emphasis on the County providing in-house training and PC support; a comprehensive waste management strategy; and submission of complete budget documents on time.

6. INTERAGENCY ACTIVITIES:

A. PORTLAND/MULTNOMAH COUNTY BENCHMARK REVISIONS. Budget Office introduced proposed changes in Citizen Advisor Satisfaction benchmarks and asked for the CIC's recommendations. The CIC recommended preserving Benchmark #77 as written: "satisfied that recommendations were carefully and respectfully considered," vs. "satisfied with their experience," preferring meat and potatoes to milk and cookies.

B. OFFICE OF NEIGHBORHOODS (ONA) TASK FORCE REPORT - Reviewed and responded to report draft: on file in CIC Offices, copy available at 248-3450.

C. TAX SUPERVISING COMMISSION - TSCC provides technical assistance, oversight and expands public hearings for citizens. TSCC and CIC liaison for: in-service training; coordination with CBACs; tax proposals; assist citizen understanding. CIC produced a TSCC information cablecast April 19, 1996.

D. NATIONAL ISSUES FORUM. Two CIC members attended the NIF conference at Reed College, July 28-29-30, 1995 for training in deliberative democracy, issues forum development and practice in community action processes designed to reach community consensus and solutions for difficult problems.

D. FOUR-CITIES MEETING - Introduced the CIC and Citizen Involvement Principles to Gresham, Fariview, Troutdale and Wood Village elected and staff representatives, January 31, 1996. Requested Principles be reviewed for possible adoption of these important public process guidelines.

7. SPECIAL ASSIGNMENTS - SITING ISSUES:

A. PENINSULA PAROLE OFFICE CITIZEN ADVISORY BOARD - Facing neighborhood dissatisfaction and agreement that long-term process is needed, Chair Stein and the Department of Community Corrections expressed desire to develop positive community relations and have neighbors work with county to implement good neighbor policy. As a neutral citizen body, the CIC was asked to help and agreed to assist through June 30, 1996 (to be reviewed monthly, as required).

B. PUBLIC FACILITY SITING POLICY AND PARTICIPATION PLAN. Seeks improvement of siting process within the county, considering a "generic" approach applicable across all major county siting activities, to possibly include four (04) major components: Overall Siting Policy; Public Participation Plan model; Comprehensive County Public Facilities Map (with contract provider locations); and, Siting Review Board to review and coordinate and oversight public involvement on all proposed major county facility sitings. This on-going development is a significant activity in the CIC's FY96-7 work plan.

8. OTHER:

A. 1996 GLADYS MCCOY AWARD - Edna Mae Pittman received the 1996 Gladys McCoy Award for outstanding lifetime volunteer achievement.

B. 1996 NINTH ANNUAL VOLUNTEER AWARDS - EAcH year the Multnomah County Citizen Involvement Committee honors persons who have volunteered their time, energy and ideas to Multnomah County's programs in an outstanding and exemplary way. Volunteers are nominated for the award by department and program managers, elected officials and service agencies.

C. PRESS VISITS - Executive Committee began regular information contact with area press to share concerns for citizen involvement, acquaint media with the CIC.

D. CITIZEN INVOLVEMENT CHECKLISTS/AUDITS - The CIC wishes to define good citizen participation as foundation task and develop as permanent checkpoint in Audit process for all county departments for regular report to BCC. Auditor Gary Blackmer has agreed to assist as possible as Checklist is developed - referred to Policy Committee.

E. CIC DIVERSITY OUTREACH PLAN. Began research, set timeline on development of Diversity Outreach Plan for CIC recruitment, identification of minority issues. Set priority to increase active participation of minority individuals. The Diversity Outreach Plan will be implemented in FY96-7.

AFFIRMATIVE ACTION STATISTICS

1994-5

CBACS

62 MEMBERS (10 Committees)

11 African American
1 Native American
3 Hispanic American
5 Asian/Pacific
28 Women
1 Disabled

CIC

18 MEMBERS

3 African American
7 Women
1 Asian American
1 Native American

1995-6

CBACS

62 MEMBERS (10 Committees)

9 African American
2 Native American
2 Hispanic American
4 Asian/Pacific
27 Women
2 Disabled

CIC

20 MEMBERS

3 African American
6 Women
1 Asian American
1 Native American

APPENDIX

Introduction to the CIC

Multnomah County Code: 2.30.640. Citizen Involvement

Five Year Plan: Goals, Objectives and Summary Activities

Editorial Policy - Adopted 1-96

Press Plan - Adopted 1996

CIC Membership 1985 through 1995

INTRODUCTION TO THE CIC

The Citizen Involvement Committee (CIC) of Multnomah County, Oregon was created by a vote of the people in 1984. [Ref: Chapter 3.75 Multnomah County Homerule Charter]. Establishes: the Office of Citizen Involvement to develop and maintain citizen involvement programs and procedures designed to facilitate direct communication between citizens and the board of county commissioners; a citizens' committee; sufficient funds for operation of the office and committee from county discretionary revenue; and, authorizes the committee to hire and fire its own staff.

The CIC is a twenty-five member citizen volunteer committee. Five members come from each of our four commission districts, nominated by citizen participation organizations, neighborhood associations, neighborhood district coalitions, or community groups. Five additional members are chosen at-large, representing various civic and grassroots non-profit groups in the county. Membership is diverse in all respects.

CIC's mission is: to inform residents of Multnomah County of their opportunities and rights in the decision-making process of all aspects of county government; to create meaningful citizen involvement opportunities; and to integrate citizens effectively into the decision-making process of their county government.

The CIC does not involve itself in the merits of issues, but rather with the merit of the processes which shape the issues. The CIC annually: conducts public forums; nominates individuals to county boards and commissions; coordinates the Citizen Budget Advisory Committee (CBAC) process; produces and distributes both regular and special publications [CONDUIT, CITIZENS INVOLVED, SERVICE DIRECTORY, etc.]; participates in local and regional citizen involvement activities, such as, the Metro Committee for Citizen Involvement (MCCI); and facilitates Multnomah County's Annual Volunteer Awards.

Our program uses citizen volunteers to inform citizens about the issues, connect citizens with the decision-makers who are actively engaged in arriving at solutions, and help citizens to contribute to the final outcomes. We try to engage citizens at the earliest possible moment, before all the decisions are made.

The CIC works to help create: Cost-effective government; improved perception of government services; improved knowledge of elected officials; added professional skills and education; additional resources; and, strong democracy.

[For additional information: call 248-3450, or write Office of Citizen Involvement, 2115 S.E. Morrison, #215, Portland, OR 97214].



MULTNOMAH COUNTY CODE
2.30.640. Citizen Involvement

(A, B, C) "Introduction...", page 3).

(D) *Structure for Citizen Involvement Process*

(1) The functions and responsibilities of the Citizen Involvement Committee within the County's citizen involvement process may include, but not be limited to, the following:

(a) An ongoing study and discussion of the county's priorities, programs, and procedures, including budget preparation and amendment.

(b) Recommendation of an action, a plan, or a policy, to the board of County Commissioners or any department on any matter impacting the life of the county, including, but not limited to: health, mental health, parks, corrections, jails, animal control, assessment, taxation, elections, citizen participation, cable television, crime prevention, mediation, and libraries.

(c) A strengthening and encouragement of Department Advisory Boards and Budget subcommittees and cooperation with existing boards, subcommittees, and commissions.

(d) Written reports to the board of County Commissioners at least every six months outlining its activities and summarizing its recommendations to the Board of County Commissioners. The Board of County Commissioners shall respond in writing to the semi-annual reports of the Citizen Involvement Committee.

(e) Responsibility for the hiring, supervision, and discharge of its staff as may be necessary to execute functions and responsibilities of the Citizen Involvement Committee. The Citizen Involvement Committee shall act in accordance with County Personnel Ordinances and Regulations.

(f) Election of a Chair and adoption of rules or procedures for the operation of the Committee.

(g) Review of the size and representation of the committee every five years.

(2) The Citizen Involvement Committee shall abide by the laws regulating open meetings and open access to all information.

(3) The activities and expenditures of the Citizen Involvement Committee shall be conducted in accordance with all applicable Federal and State laws and all county ordinances and regulations.

(E) *Office of Citizen Involvement*

(1) There is established an Office of Citizen Involvement of Multnomah County which shall, at a minimum, consist of a director and secretary. this office shall be adequately funded.

(2) The Office of Citizen Involvement shall develop procedures to:

(a) Establish and broaden official channels for two-way communication between the citizens and the board of County Commissioners, elected officials, and department administrators.

(i) Such channels shall provide for both sharing of information from the county regarding the government and its services and the presentation of specific concerns and recommendations by citizens from the several Districts of Multnomah County.

(ii) Schedule twice yearly reports at a Board of County Commissioners' Informal meeting regarding activities and plans of the Citizen Involvement Committee.

(b) Increase the number of citizens participating in county government. Recruit a wide variety of volunteers without regard for age, sex, race, creed or sexual preference.

(c) Maintain an up-to-date file of individuals interested in participating on county boards, commissions, and committees and recommend individuals for appointment to county boards, commissions and committees.

(d) Record minutes of meetings of the Citizen Involvement Committee, including a record of attendance and votes.

(e) Develop and maintain a resource library regarding citizen involvement, including information

about past county programs, as well as other data and educational sources.

(f) Develop a budget and keep financial records using established county methods.

(g) Act as liaison with the Office of Neighborhood Associations of the City of Portland, Gresham Neighborhood Associations, District Coalitions, and other cities and community offices.

(h) Aid and educate citizens in the process of citizen involvement.

(i) Carry out the policy directions of the Citizen Involvement Committee.

(3) The Office of Citizen Involvement shall act in accordance with all applicable Federal and State laws and the County ordinances and regulations.

(F) *County Notice to and Cooperation with the Office of Citizen Involvement.*

(1) All county officials and their staffs shall cooperate in providing information as requested by the Office of Citizen Involvement.

(2) All county departments and divisions of county government shall cooperate in providing information as requested by the Office of Citizen Involvement.

(3) The Chair of the Board shall place Citizen Involvement Committee presentations on the Board of County Commissioners' Informal or Formal agenda annually, or as requested by the Citizen Involvement Committee.

For more information, contact:

Citizen Involvement Committee (CIC)
2115 S.E. Morrison, #215
Portland, OR 97214
(503) 248-3450; FAX: 248-304811



FIVE YEAR PLAN

Goals, Objectives and Summary Activities

(For a copy of the complete plan, call 248-3450)

GOALS adopted July 11, 1995, OBJECTIVES adopted July 20, 1995, related subcommittee work adopted August 17, 1995. "S," "M," "L," or "C" or combo thereof denote "Short, Medium, Long-term, or Continuous" development.

GOAL ONE: PUBLIC AWARENESS: ENSURE TIMELY PUBLIC NOTICE AND INFORMATION IN ORDER TO SUPPORT BROAD-BASED, EARLY AND CONTINUING INVOLVEMENT OF CITIZENS IN PUBLIC POLICIES, PLANS, PROGRAMS AND PROJECTS.

Objective A: Inform people on how democratic institutions and particularly local government work.

1. Identify intern assistance to assess and develop curriculum (S)
2. Televisе land use planning meetings of BCC (S-M)
3. Develop Monthly CIC t.v. presence (L)

Objective B: Inform people on how county public policies, plans, programs and projects work.

1. Develop Media plan (S)
 - a. Promote serious media coverage of major events (C)
 - b. Develop and hold major events (C)
 - c. Develop alternative outlets for citizen info (M)
 - d. Emphasize youth role in all activities/products
2. Schedule meetings with groups putting members on CIC (nominating groups) (S)
3. Develop citizen access internet web page (M)

GOAL TWO: CITIZEN INVOLVEMENT: ENSURE ACCESS TO OPPORTUNITIES FOR CITIZENS TO PARTICIPATE IN PUBLIC POLICIES, PLANS, PROGRAMS AND PROJECTS.

Objective A: Network boards and commissions of local government within the region (S - C)

1. Assist Boards and Commissions Training and orientation (S)
2. Establish Observer Corps to liaison boards and commissions (S)

Objective B: Recruit as many people as possible into organized citizen participation (C-L)

1. Create a list of all opportunities for citizen involvement (S)
2. Place citizen members on each county board, commission, etc. (S)
3. Develop new citizen leadership (S-M-L-C)

Objective C: Establish the CIC as Clearinghouse for citizens on boards and commissions within county government (S-M)

1. Establish the CIC as conduit for boards and commission appointments (M)
2. Develop Waiting list for members (S - C)

GOAL THREE: AUDIT/EVALUATION: ENSURE THAT PUBLIC INVOLVEMENT PROCESS IN COUNTY GOVERNMENTS IS PLANNED, COMMUNICATED AND IMPLEMENTED IN RESPONSE TO THE PUBLIC.

Objective A: Encourage County Auditor to include citizen involvement as element of each audit.

- a. Work with Auditor on Access issues (S)
- b. Develop viable performance measures (S)
- c. Promote citizen involvement record for agencies (S)

GOAL THREE cont.

Objective B: Help citizens set priorities (S-C)

Study county programs and procedures to set priorities (M)

Objective C: Audit citizen involvement countywide with respect to charter requirement.

1. Evaluate citizen involvement processes and programs (M)
2. Document trends from people who have been involved in citizen involvement (C-L)

GOAL FOUR: INTERNAL: ENSURE THAT THE OFFICE OF CITIZEN INVOLVEMENT IS WELL-ORGANIZED, EFFICIENTLY OPERATED AND WORKS IN A COOPERATIVE AND INTERACTIVE MANNER.

Objective A: Recruit and facilitate CIC member participants

1. Develop youth recruitment (S)
2. Ensure diversity (S-C)

Objective B: Maintain good communication and relationships between staff and board

Objective C: Explore efficient and effective alternatives for communications and operations of the Office of Citizen Involvement

GOAL FIVE: GOVERNMENT RELATIONS: CREATE STRONG AND EFFECTIVE TIES WITH ELECTED LEADERS AND OTHER GOVERNMENT OFFICIALS AND RECOGNIZED CITIZEN INVOLVEMENT GROUPS.

Objective A: Develop Better communications with county officials (S)

Objective B: Become a citizen involvement resource for other agencies and officials (M-L)

Objective C: Develop Better interjurisdictional relationships (L)

NOTE: Contact work - Executive Committee responsibility.

GOAL SIX: CITIZEN RELATIONS: ENSURE THAT THE PUBLIC INVOLVEMENT ACTIVITIES OF THE CIC ARE VISIBLE, COMMUNICATED AND ACCOMMODATING TO THE INDIVIDUALS, GROUPS AND AGENCIES WHO MAY PARTICIPATE.

Objective A: Ensure equitable service throughout the county (S)

Objective B: Increase CIC interaction with other citizens and citizen groups (S)

Expand volunteer recognition outreach (M)

Objective C: Develop and implement methods to increase confidence in government (L)

Encourage/develop child care at all county meetings (S-M)

PARTICIPATE

As a resident of Multnomah County you have the right to say how you want your tax money to be spent; to plan for the future; to recommend programs, operations and policies; and, to advise on budget. Pick a way to participate that fits your personal style. You are the government, so if you don't like what's going on, work to change it. Give us a call: we're the CIC, 248-3450.

CITIZEN INVOLVEMENT COMMITTEE (CIC)

EDITORIAL POLICY

The CIC seeks to provide fair, balanced, timely and accurate information on issues concerning government of interest to the residents of Multnomah County, including, but not limited to: plans and proposals, programs, boards/commissions/ committees.

The CIC edits for length and grammar. The CIC supports citizen participation in local government; the process is important to us. However, the views and opinions expressed on issues are those of the authors, not the CIC or Multnomah County.

The CIC does publish ideas, plans and recommendations from citizens, elected officials and staff, CBACs, Boards and Commissions, Task Forces, etc.

The CIC publicizes community organizing efforts, volunteer opportunities, outstanding volunteers to provide models of successful citizen participation.

The CIC encourages input of ideas and/or articles from the public, officials and staff.

The CIC conforms to all federal and state laws and requirements and County policies. The CIC does not promote or oppose, ballot measures, political candidates, political committees, proposed initiatives, referenda or recalls.

Adopted Unanimously: January 25, 1996

Citizen Involvement Committee (CIC)
of Multnomah County, Oregon
2115 S.E. Morrison, #215
Portland, Oregon 97214
(503) 248-3450; FAX: (503) 248-3048



PRESS PLAN

- I. Establish Personal Relationships with area editors/reporters
 - A. Executive Director and Chair (if possible) meet with editors of Oregonian, Outlook, and the four television stations regularly.
 - B. Executive Director and Chair hold a series of meetings with small compatible groups of editors of neighborhood and ethnic newspapers. Explain CIC, county citizen involvement, CIC's needs from them, their interests and needs and deadlines. Meet with each one during the first year and then keep contact by submitting information and by telephone. Repeat meetings at least every other year.
- II. Provide news.
 - A. To interest the media, one must have a message - a major event, an outstanding volunteer, an issue - to promote. Decide what to send, why you want publicity at this time, how it fits the mission of the particular news media. You do a service for small papers by providing news and features. With large media, our material competes for time and space.
 - B. Staff provide press releases on all events, new appointments, etc. Follow up with phone call.
 - C. Staff write articles for neighborhood newspapers with local interest, supply photos. One article at least every three months per paper (more if possible). Recognize their interests, desire for exclusivity, competition, readership, etc.
 - D. Staff send recruiting notices specific to area, position.
 - E. Staff send meeting notices.
- III. Public Service Announcements (PSAs)
 - A. Produce one PSA or PSA series during the year. Should involve a major event such as McCoy Award, or a recruiting campaign for the CIC and county boards and commissions.
 - B. Use MCTV staff or intern to produce. CIC staff provide content and talent. Youth involvement opportunity.
 1. McCoy Award - seeking nominations; announcing winner at event
 2. Recruitment campaign - series of three, each with different committee volunteer.

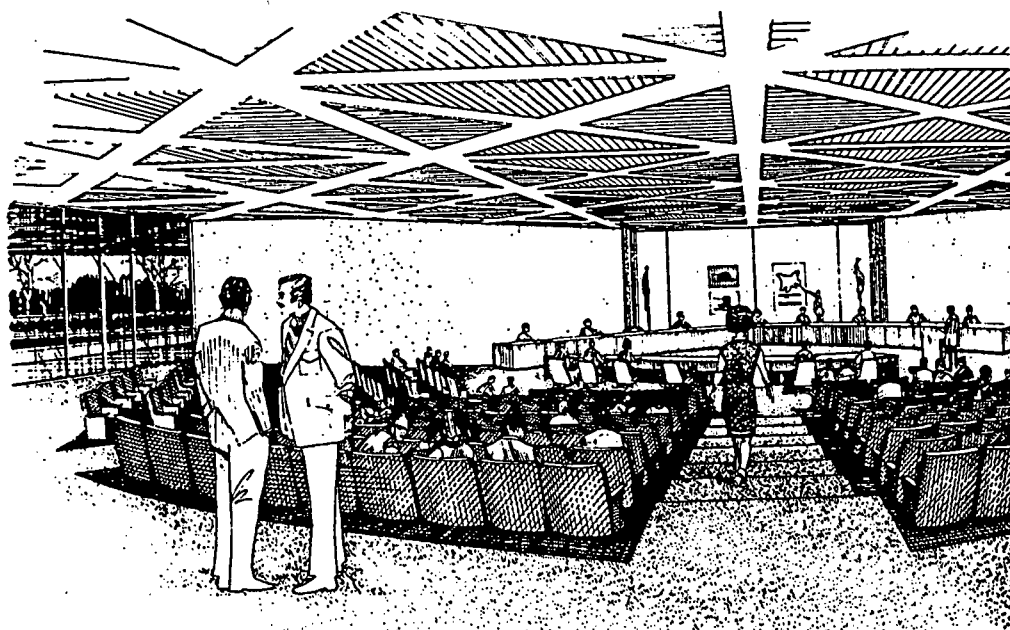


CIC MEMBERSHIP 1985 THROUGH 1995

JOY AL-SOFI
BOB ANNONI
SHIRLEY ARCE
AL ARMSTRONG
BILL BASILIKO
CAROLYN BAX
ROBIN BLOOMGARDEN
MARGARET BOYLES
PAT BOZANICH
DAVID BUNNELL
BEN BUTZIEN
MARLENE BYRNE
CAROL CANNING
GAIL CERVENY
KATHERINE CHENEY
PHYLLIS COLE
SHEILA DRISCOLL
KAY DURTSCHI
HAL ELSTON
JOE FERGUSON
LARRY FOLTZ
DAVID FUKU
STEVE FULMER
JANE GORDON
BRUCE GREENE
JUDY HADLEY

WINZEL HAMILTON
TARRI HANSON
CHARLES HERNDON
SCOTT HOLZEM
DERRY JACKSON
FRANKLIN JENKINS
SARA LAMB
ED LYLE
DICK LEVY
KEITH LOEFFLER
BOB LUCE
DON MACGILLIVRAY
JUDITH MANDT
HANK MIGGINS
JOHN MILLER
LAVERNE MOORE
GEORGE MUIR
BOB NELSON
JANE NETBOY
ANGEL OLSEN
DENNIS PAYNE
RON PENNINGTON
JACK PESSIA
ALEX PIERCE
ANN PORTER
JENNIE PORTIS

BEN PRIESTLY
BEV REEVES
JIM REGAN
TANNA REYNOLDS
JEAN RIDINGS
ROBERT SACKS
CHRIS SCARZELLO
MARY SCHICK
MICHAEL SCHULTZ
MARILYN SCHULTZ
PETE SMITH
DAVID SOLOOS
VIVIAN STARBUCK
JOY STRICKER
MIKE SULLIVAN
RACHEL SUMMER
KARMA SWEET
LIANNE THOMPSON
KATHLEEN TODD
MARTHA WHITE
MARK WILLIAMS
NANCY WILSON
JIM WORTHINGTON
CHRIS WRENCH
MIKE ZOLLITSCH



MEETING DATE: October 17, 1996
AGENDA #: R-3
ESTIMATED START TIME: 10:00 am

(Above Space for Board Clerk's Use ONLY)

AGENDA PLACEMENT FORM

SUBJECT: Resolution Assigning Board of County Commission Liaison Roles

BOARD BRIEFING:

DATE REQUESTED: _____

REQUESTED BY: _____

AMOUNT OF TIME NEEDED: _____

REGULAR MEETING:

DATE REQUESTED: Thursday, October 17, 1996

AMOUNT OF TIME NEEDED: 2 Minutes

DEPARTMENT: Non-Departmental

DIVISION: Chair Beverly Stein

CONTACT: Bill Farver

TELEPHONE #: 248-3958

BLDG/ROOM #: 106/1515

PERSON(S) MAKING PRESENTATION: Chair Beverly Stein

ACTION REQUESTED:

☐ INFORMATIONAL ONLY ☐ POLICY DIRECTION ☒ APPROVAL ☐ OTHER

SUGGESTED AGENDA TITLE:

RESOLUTION Assigning Board of County Commissioner Liaison Roles

*10/21/96 copies to BCC, Department Directors &
Bill Farver*

SIGNATURES REQUIRED:

ELECTED
OFFICIAL: _____

(OR)

DEPARTMENT
MANAGER: _____

Beverly Stein

BOARD OF
COUNTY COMMISSIONERS
96 OCT 10 PM 11:38
MULTNOMAH COUNTY
OREGON

ALL ACCOMPANYING DOCUMENTS MUST HAVE REQUIRED SIGNATURES

Any Questions: Call the Office of the Board Clerk 248-3277 or 248-5222



Beverly Stein, Multnomah County Chair

Room 1515, Portland Building
1120 S.W. Fifth Avenue
Portland, Oregon 97204

Phone: (503) 248-3308
FAX: (503) 248-3093
E-Mail: MultChair@aol.com

M E M O R A N D U M

TO : Board of County Commissioners
Direct Report Managers
Operating Council
FROM : Bill Farver
DATE : 12 September, 1996
RE : Commissioner Liaison Assignments

The following Commissioner liaison assignments are effective immediately:

COMMISSIONER DAN SALTZMAN/DISTRICT 1

Department Liaison:

Aging Services
Health

COMMISSIONER GARY HANSEN/DISTRICT 2

Department Liaisons:

Community & Family Services
Environmental Services

COMMISSIONER TANYA COLLIER/DISTRICT 3

Department Liaisons:

Juvenile Justice
Library Services

COMMISSIONER SHARRON KELLEY/DISTRICT 4

Department Liaisons

Community Corrections
District Attorney
Sheriff's Office

CHAIR BEVERLY STEIN

Department Liaisons:

Department of Support Services

BOARD OF
COUNTY COMMISSIONERS
96 SEP 26 PM 4:57
MULTNOMAH COUNTY
OREGON



District 4 - Sharron Kelley
Community Corrections
District Attorney
Sheriff's Office

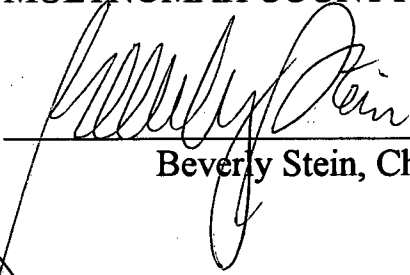
Chair - Beverly Stein
Management Support Services

IT IS FURTHER RESOLVED that Resolution 94-19 is hereby repealed.

DATED this 17th day of October, 1996.

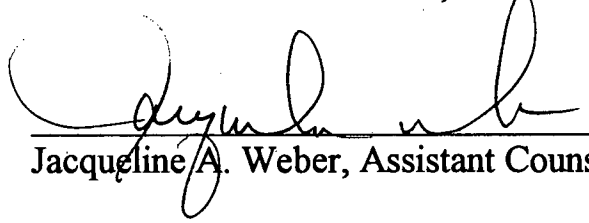


BOARD OF COUNTY COMMISSIONERS
MULTNOMAH COUNTY, OREGON


Beverly Stein, Chair

REVIEWED:

LAURENCE KRESSEL, COUNTY COUNSEL
MULTNOMAH COUNTY, OREGON


Jacqueline A. Weber, Assistant Counsel

BEFORE THE BOARD OF COUNTY COMMISSIONERS
FOR MULTNOMAH COUNTY, OREGON

Assigning Board of County)	RESOLUTION
Commissioners Liaison Roles)	96-185

WHEREAS, the Chair, the Board of County Commissioners and the Department Directors desire to formalize their new liaison roles as a method of keeping informed about policy issues; and

WHEREAS, the role of a liaison Commissioner is to help create a team relationship among the Chair, the liaison Commissioner and the Department Director; to develop in-depth knowledge of their liaison Departments and citizen advisory groups in order to serve as resources by communicating with the Chair and the Board; to accept responsibility for external advocacy efforts on specific issues or with specific issues or with specific jurisdictions; and

WHEREAS, the general oversight role of the Commissioners will continue to be carried out via liaison meetings between the Chair, the Department Director and liaison Commissioner every four to six weeks to discuss policy issues, including: progress made on achieving Department performance trends, key results and action plans, emerging policy issues and proposals which will need Board attention or Chair involvement, monitoring implementation of the RESULTS Campaign as it is implemented, discussing "hot" issues, identifying issues for Board briefings, ordinances and resolutions, budget review and contingency requests, updates on performance trends, key results and action plans as requested by Commissioners and Department Directors, updates on Benchmarks, and budget decisions and budget notes; now therefore

IT IS HEREBY RESOLVED that the Multnomah County Department liaison Commissioner assignments are formally acknowledged as follows:

District 1 - Dan Saltzman

Aging Services
Health

District 2 - Gary Hansen

Community and Family Services
Environmental Services

District 3 - Tanya Collier

Juvenile Justice Services
Library Services

District 4 - Sharron Kelley
Community Corrections
District Attorney
Sheriff's Office

Chair - Beverly Stein
Department of Support Services

IT IS FURTHER RESOLVED that Resolution 94-19 is hereby repealed.

DATED this 17th day of October, 1996.



BOARD OF COUNTY COMMISSIONERS
MULTNOMAH COUNTY, OREGON


Beverly Stein, Chair

REVIEWED:

LAURENCE KRESSEL, COUNTY COUNSEL
MULTNOMAH COUNTY, OREGON


Jacqueline A. Weber, Assistant Counsel

MEETING DATE: OCT 17 1996

AGENDA #: R-4
ESTIMATED START TIME: 10:05

(Above Space for Board Clerk's Use ONLY)

AGENDA PLACEMENT FORM

SUBJECT: Resolution establishing a Parent Education Program in Multnomah County

BOARD BRIEFING:

DATE REQUESTED:

REQUESTED BY: Cameron Vaughan-Tyler

AMOUNT OF TIME NEEDED:

REGULAR MEETING:

DATE REQUESTED: October 17, 1996

AMOUNT OF TIME NEEDED: 15 minutes

DEPARTMENT: Non Departmental

DIVISION: Commissioner Saltzman

CONTACT: Cameron Vaughan-Tyler

TELEPHONE #: 248-5220

BLDG/ROOM #: 106/1500

PERSON(S) MAKING PRESENTATION: STAFF

ACTION REQUESTED:

☐ INFORMATIONAL ONLY ☐ POLICY DIRECTION ☒ APPROVAL ☐ OTHER

SUGGESTED AGENDA TITLE:

Resolution establishing a Parent Education Program in the Multnomah County Family Court System

10/18/96 copy to Commissioner Saltzman

SIGNATURES REQUIRED:

ELECTED
OFFICIAL:
(OR)
DEPARTMENT
MANAGER:

Dan Saltzman

BOARD OF
COUNTY COMMISSIONERS
96 OCT 10 AM 9:14
MULTNOMAH COUNTY
OREGON

ALL ACCOMPANYING DOCUMENTS MUST HAVE REQUIRED SIGNATURES
Any Questions: Call the Office of the Board Clerk 248-3277 or 248-5222

DEB —

~~ED KEATING IS THE~~
~~STAFF / SPEAKER FOR R-4~~

#2

PLEASE PRINT LEGIBLY!

MEETING DATE 10/17/96

NAME DAN DENNEHY
ADDRESS 4635 SE 47th
STREET
PORTLAND, OR 97206
CITY ZIP

I WISH TO SPEAK ON AGENDA ITEM NO. R-4
SUPPORT X OPPOSE _____
SUBMIT TO BOARD CLERK

#3

PLEASE PRINT LEGIBLY!

MEETING DATE 10/17/96

NAME CHIQUITA ROLLINS
ADDRESS 421 SW 10th Suite 700
STREET
PDX 97204
CITY ZIP

I WISH TO SPEAK ON AGENDA ITEM NO. R4
SUPPORT ✓ OPPOSE _____
SUBMIT TO BOARD CLERK

TO: BOARD OF COUNTY COMMISSIONERS

FROM: Cameron Vaughan-Tyler

DATE: October 10, 1996

REQUESTED PLACEMENT DATE: October 17, 1996

RE: Resolution to establish a Parent Education Program in Multnomah County

I. Recommendation/Action Requested:

Approval of Resolution

II. Background/Analysis:

Multnomah County does not currently have a program targeted toward those divorcing families with children under the age of eighteen. As **Oregon has the third highest divorce rate in the country**, we must develop a program that specifically addresses the emotional strain and trauma children experience during divorce. The behavior of divorcing parents during and after their divorce has a direct impact on how well children do in school, in the community, and in their personal relationships.

There is need for a program that focuses on how to reduce the adverse effects of divorce on children and that also educates parents on the development stages and how these relate to divorce. The Parent Education Program will help parents identify problem behaviors and find resources, and give parents strategies for better co-parenting.

III. Financial Impact:

The Department of Community Corrections Family Court Services office will assess a fee from each participant. This fee will completely cover the cost of the program facilitation, maintenance and supplies.

IV. Legal Issues:

The Parent Education Program will be self supporting after successful passage of an ordinance which will direct the Department of Community Corrections Family Court Services office to assess a fee from each participant.

V. Controversial Issues:

Multnomah County, Washington County and Clackamas County have the highest filing fee in the state of Oregon. The current fee is \$251.

The Parent Education program is self-funded through the participants without raising filing fees or expending other funds. For some residents experiencing a financial hardship, the additional program fee per person may seem exorbitant.

Aren't we currently covering these child related issues through our mediation program?

No. The current mediation program does not go into depth on the effects divorcing parents can have on their children. The specific intent of this program is to focus on the children.

I am afraid of my spouse, do parents have to attend the program at the same time?

No. The court will not require the parties to attend the education program at the same time. Participants will be asked whether they would like to attend the program with their spouse.

VI. Link to Current County Policies:

Directly relates to several Multnomah County Benchmarks

Reduce Domestic Violence-Child Abuse"...child abuse and neglect is linked to immediate stresses on families, including single parent families." This program will help with stages of loss and grief, fear, emotional strain, mediation, counseling, economic hardship and communication skills.

Reduce Violent Crime by Juveniles- by helping parents to identify problem behaviors, children at risk, finding resources and giving parents better strategies for co-parenting

VII. Citizen Participation:

Any Multnomah County resident who is filing for a divorce, legal separation, annulment, custody modification and visitation modification will go through this program.

There can be citizen participation at this reading of this resolution.

VIII. Other Government Participation:

The Presiding Judge and Family Court Judge are in support of the Parent Education Program and see it as a necessary addition to the divorce, legal separation, annulment, custody modification and visitation modification process.

Currently, this program is in place in Clackamas County and is very successful.

The Department of Community Corrections Family Court Services office is completely prepared to fully operate the Parent Education Program immediately following successful adoption of the ordinance by the Board of Multnomah County Commissioners.

This program tracks with the recommendations of the Oregon Task Force on Family Law. The Oregon Task Force on Family Law has identified parent education as one of the important services needed to diminish the effects of the adversary process and help parents focus on the needs of their children.

DEPARTMENT OF COMMUNITY CORRECTIONS
FAMILY COURT SERVICES
PARENT EDUCATION FOR FAMILIES IN DISSOLUTION
Draft Proposal

This proposal is drafted in response to Commissioner Dan Saltzman's request regarding a parent education program for parents going through divorce. This program is modeled after a similar program initiated by Clackamas County Family Court Services.

NEED

Last year, 3,673 families dissolved their marriage in the Multnomah County Circuit Court. It is estimated 60% of these families had children under the age of eighteen. The US Bureau of Census, Division of Population Studies estimates fifty percent of all children will spend a significant period away from one, or both, parents.

Studies also indicate it is not the divorce which hurts children it is the conflict between parents before and after the divorce that harms children. Our current adversary system fails to address these needs and may indeed exacerbate the situation through the elevation of parents' rights over children's needs.

Many jurisdictions have turned to education as a means of helping families through this difficult transition. The Oregon Task Force on Family Law has identified parent education as one of the important services needed to diminish the effects of the adversary process and help parents focus on the needs of their children. Divorce is not an end of the family; it is a reorganization. The divorce is in the spousal role, not in the parental role.

GOALS AND OBJECTIVES

The goals of the program are for parents to:

1. Learn more about the needs of their children as the family transits the divorce and separation process, and how parents may best help their children during this time.
2. Obtain information about the court process and services available to them.
3. Begin developing a parenting plan for the continued care and support of their children. (The Oregon Task Force on Family Law is recommending parents be required to develop a parenting plan to be filed with their final decree. Also proposed is a change of language emphasizing the role of both parents and eliminating terms of ownership and competition through encouraging cooperation).

4. Learn effective ways of resolving conflict.

PLAN

Who: At the time of filing petitions for dissolution or filiation, petitioners and respondents will be informed of the need to register for one of the PACT (Parents And Children Together) sessions at the court. Parents of children under the age of eighteen will be required to attend.

When : The program will be offered on Tuesday and Thursday evenings from 6:00 pm to 9:00 pm at the Multnomah County Courthouse. Parents will preregister and pay a \$30 per person fee with the Family Court Services Division. Parents will be given the option of attending the session away from the other parent.

How: A single, three hour session will involve a combination of lecture, films and discussion. A member of the Family Court Service staff will be responsible for coordinating the program. A panel of six to ten presenters will be selected to provide the service. This program will be similar to the very successful program initiated in Clackamas County and contact will be made to coordinate our program with Clackamas County Family Court Services, providing consistency and quality for the Greater Portland metropolitan area.

EVALUATION:

A survey will be conducted on the night of the presentation. Additional follow-up evaluations will be conducted to determine the value of the program for recipients and to ensure the maintenance of quality.

BUDGET

A. Income; \$30 per person (1/3 - indigent deferral or waiver)	
3,673 dispo x 60% x 2 parents x \$30 x 2/3 =	\$88,152
B. Expense	
1/2 time counselor	20,000
1/2 time OA II	12,000
8 presenters at \$25 p/hr (two at each session)	15,600
Training	3,000
Case tracking and program evaluation software:	6,000
Handouts @ \$5.00 per person	21,600
Coffee and donuts @ \$50 per session	5,200
Miscellaneous cost	3,702
Equipment	
VCR	300
33" TV	750
Total	\$88,152

TIMEFRAME

Goal to begin orientation by January 10. 1997

Milestones:

Approval

Court

Commissioners

Facilities

Security

Recruitment and selection of presenters

Curriculum development

Handouts

Evaluation process

Registration process

Court protocol - certificate of completion

Finance department protocol for collection of funds

Equipment and film procurement

Trial run

Systems go

CONCLUSION

Commissioner Saltzman has already contacted Judge Londer and Judge Welch. They have approved the concept. This proposal tracks with the recommendations of the Oregon Task Force on Family Law. It is self-funded through the participants without raising filing fees or expending other funds.

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R10/4/96

PROPOSAL FOR A PILOT EDUCATION PROGRAM FOR DIVORCING AND SEPARATING PARENTS

Ingrid Slezak and Amy Swift

This article presents the proposal made to the Clackamas County Board of Commissioners outlining the rationale for the Clackamas County Parent Education Program, including a proposed budget and sources of income.

Clackamas County Family Court Services proposes that the circuit court adopt a pilot education program for all divorcing and separating parents with children under age 18. We will call it Parents Helping Children Cope With Divorce.

The purpose of the program is to educate parents about the impact of separation and divorce on children. It will include information on the adjustment of children of different ages to parental separation, the effect of parental conduct and conflict on children, dispute resolution and conflict management techniques, cooperative parenting, and information about parenting plans.

The court has the authority to establish a parent education program as a pilot program in this county under its inherent powers. Enabling legislation has also been passed by the legislature in HB 3196 as recommended by the Oregon Task Force of Family Law. The legislation provides that each circuit court may establish an education program designed to inform parents about the impact of family restructuring on children when the parent is a named party in litigation incident to dissolution, legal separation, paternity, or postdecree custody and visitation matters. This provision is modeled on several successful ventures in other states.

GOALS AND OBJECTIVES

Generally, two parents working together are more likely to provide the time, emotional commitment, and financial resources that are necessary to effectively raise a child. Too often divorce and separation leave a child with one parent who is shut out, or with only one involved parent. Too often children are emotionally compromised by the escalating bitterness and anger their parents show. As a result, children's sense of security is shattered, and they have negative, not positive, models for future relationships.

FAMILY AND CONCILIATION COURTS REVIEW, Vol. 34 No. 1, January 1996 130-139
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The goal of the program is to give parents an understanding of the effect of separation and divorce on themselves and on their children so that they can parent more effectively during and after divorce or separation and work toward providing their children with a greater sense of security and positive role models for handling conflict.

EXPECTED OUTCOMES

Even the most well-intentioned parents have no idea of the roller coaster ride they and their children have embarked on—the swells of anger, depression, fear, sadness, and guilt that will, to a greater or lesser extent, affect their lives and the lives of their children during divorce and separation. Divorce is, by definition, a time of greater interpersonal conflict and personal distress.

When parents do not handle divorce well, their children are at increased risk for emotional distress, educational failure, and economic hardship. As parents, we have few good role models for parenting during and after divorce. The focus of the popular literature has been to encourage parties toward joint custody and more equal visitation schedules. Yet there has been very little information provided to separating and divorcing couples about how to develop the skills necessary to manage divorce, and to minimize the impact of divorce on their children. Although many parents know instinctively that their anger, hurt, sadness, and conflict is not good for the children, few have the information or skills they need to constructively deal with their emotions and adapt their negative behaviors to be more effective parents.

Programs in other states have confirmed that parent education helps parents understand in a realistic way the effect of the separation and divorce on themselves and their children. Parents learn skills to modify their behaviors to benefit their children. When parents receive information about how children feel when they are put in the middle, they often change their way of doing things. When conflict between parents is reduced, the children's involvement with both parents frequently increases and the nonresidential parent has more frequent and continuing contact. When parents recognize the negative impact their actions can have, they are more likely to communicate positively with their children about the other parent.

METHODOLOGY

Although we all wish that parents would voluntarily avail themselves of the information and education that will teach them more about divorce

through the eyes of their children, previous experience tells us parents who might benefit most do not attend such programs unless they are mandatory. Therefore, the most important aspect of this pilot project is that it be mandatory for all parents who have filed for divorce, legal separation, or custody regardless of whether the pleadings evidence a dispute. The court can further require parties to attend if a postdecree matter is filed. The court may excuse participation if, with the court's approval, the parties agree, the parties select and participate in a comparable program, or the court determines that participation is unnecessary.

Statistics for Clackamas County show that there were 1,531 divorce/separation filings in calendar 1993, 1,814 in 1994, and 634 for the first 4 months of 1995. We estimate that 55% to 65% of these filings involve families with children.

Based on information from other jurisdictions, we anticipate a compliance rate of 75% to 85%. Therefore, we can expect to serve between 900 and 1,000 families annually.

The chief judge must determine whether a standing local rule is required to implement the pilot project in Clackamas County, or whether we can begin the program under a general order.

In either event, we anticipate that an order mandating attendance in a parent education program will be sent by the court administrator to each party in every case in which there are children filed for annulment, dissolution of marriage and legal separation, in custody or visitation actions, and in all postdecree litigation involving custody or visitation issues. Brochures provided by Clackamas County Family Court Services with an enclosed registration form should be sent with each order and will be available in the courthouse. Each participant will be given a certificate upon completion of the program and a duplicate will be filed with the court to show compliance with the order.

ENFORCEMENT

The legislation provides that a certificate of completion must be filed with the court prior to the entry of final judgment. Withholding the decree is likely the most effective and strongest measure to ensure compliance. Particularly for those parties requesting a waiver of the 90-day waiting period, class attendance will be an important "carrot" for the granting of the waiver. However, because the sanction of denying entry of a final decree has the potential to work a hardship on the compliant party and children, we anticipate that the court will use its discretion on a case-by-case basis and impose

alternative sanctions when appropriate. Other sanctions might include holding the noncompliant party in contempt or denying a hearing or postjudgment relief when a noncompliant party seeks enforcement or modification of existing custody/visitation orders.

We believe that if the court supports this program and adopts a court rule to implement it, both the bar and the parties will come to see that attendance at the parent education program is an automatic part of any domestic relations proceeding.

CURRICULUM

The basic belief underlying this curriculum is that most parents want to be good parents and are concerned about their children. It is also based on the assumption that parents can learn skills for parenting to help them through their separation or divorce and to work in a positive way as a restructured family.

The most important aspect of the class is that it be taught in a positive and supportive manner, without undue criticism or judgment. Because the course will be mandatory, it is important that the tenor of the program be respectful to all parents participating.

The design of the curriculum assumes the facilitators using it have worked with the issues of divorce. The program will be taught by two professionals at a time in a team-teaching format. The class will be 3 hours in length, with three 10-minute breaks at appropriate intervals.

Parents will experience a mixture of teaching methods for optimum learning experience: didactic, audiovisual, and group exercises. Participants will both observe and participate in role playing and group discussions. Segments of the video *Listen to the Children* will be shown to allow parents to see how children themselves say they experience divorce and separation. Various handouts will be available, including information about children's needs at different developmental stages. Handouts will also be given to identify other resources in the community, including counseling, mediation, and legal services. A list will be provided of relevant books and pamphlets for both adults and children. Finally, the participants will receive a handbook that summarizes the content of the course.

We have looked at several different curricula in use across the country and have elected to develop our own curriculum and purchase a handbook for distribution until such time as we write our own handbook. We anticipate that it will take us approximately 5 hours per week during the months of June,

July, and August to develop the curriculum and have the program ready to start in September 1995.

SUMMARY OF COURSE CONTENT

1. General information about divorce
 - Information about living in two households
 - Remarriage and stepparenting
2. Problem solving and conflict resolution
 - The legal system
 - Mediation/counseling
3. The divorce experience for adults
 - Aspects of divorce—emotional, legal, parental, spousal, economic
 - Stages of the divorce process
 - Stages of loss and grief
4. The divorce experience for children
 - How to tell the children
 - How children generally respond to divorce
 - Stages of child development
 - Developmental tasks of divorce for children
 - Helping children through divorce
 - Children at risk
5. The co-parental relationships
 - Roadblocks to cooperation
 - "Pain games"
 - Psychological tasks of co-parents
 - Communication and behavioral skills to co-parent
 - Restructuring your family
 - Parenting plans for custody and visitation
 - Child support

STAFFING

The parent education course will be facilitated by two professionals associated with Family Court Services. Ingrid Slezak, a domestic relations attorney and mediator, and Amy Swift, a master's-level social worker and mediator, will develop the curriculum and co-facilitate the program. Although the program will initially be taught by an attorney and a social worker, the content of the course is meant to provide an educational experience. We do not intend the program to be an opportunity for either psychological counseling, mediation, or legal advice.

After the pilot project is up and running, we will train additional staff members from Clackamas County Family Court Services to facilitate the

seminar. Ultimately, we expect to have four to eight trained facilitators and have each class taught by a male/female team.

We have not, at this point, inquired into translation services. However, we believe that this issue needs to be considered and that we should, at a minimum, have Spanish and hearing-impaired translations available if requested. The best way to handle this issue might be to ask, both on the registration form and during the intake, whether translation is required. We believe that the handbook and handout materials can be provided in Spanish as well as in English. We assume that the agency is in compliance with ADA requirements, and we will not address that issue here.

SECURITY

The enabling legislation states that the court may not require the parties to attend the education program at the same time. The agency will provide information in the brochure that describes the program, letting parents know that they can attend either separately or together. Parents will be asked to check whether they wish to attend the program separate from their spouse or partner on the registration form. Agency staff will additionally inquire of each registrant during phone intake whether they wish to attend a class separate from their spouse or partner.

Additionally, we will provide security at each class to ensure that the classes are conducted in a safe environment.

Finally, all facilitators will have specialized training in domestic violence and in working with this population. Handout materials will also provide resources and information about domestic violence.

EVALUATION

Evaluation will consist of at least two components. First, we wish to evaluate what the participants, various attorneys, Clackamas County judges, and Family Court Services staff think about the pilot project to determine whether to continue the program after 1 year.

We anticipate giving a questionnaire to each participant at the conclusion of the class similar to the questionnaire attached. This questionnaire will ask participants to rate the course and tell us whether they thought it was worthwhile and relevant to their parenting situation. We expect to collate the responses to this questionnaire on a quarterly basis for the duration of the project. We will provide information to the agency, the advisory committee,

interested attorneys, and the court about attendance records and how participants felt about the course and the facilitators.

We are hopeful that this parenting program will be well received by parents who attend. Based on results from other jurisdictions, we anticipate that approximately 50% to 75% of parents will initially resent that they are required to attend, but that 85% to 95% will, after completion of the course, state that they thought the course was worthwhile and will have a positive influence on their parenting skills and their interactions with their former spouse or partner around the children.

To evaluate whether the program meets the objective of reducing conflict for children and teaching parents skills to better parent during and after separation and divorce, we wish to develop a long-term study. The complexity and duration of a long-term study will depend, in part, on additional research funding. At the very least, we will obtain information from participants on the first questionnaire to follow up with a second questionnaire 6 months after they have attended the program. Our current budget includes funding for the evaluation of these two questionnaires. We will also develop a questionnaire for attorneys whose clients have participated in the project and circuit district, as well as *pro tem* judges hearing domestic relations matters.

We would additionally like to design a more comprehensive long-term study. We anticipate this will involve review of court records to determine whether the rate of return to court for custody and visitation disputes has decreased, and it will also require comparison with a control group from a county similar to Clackamas County without a parent education program.

ADMINISTRATION

Continued input from the agency's office administrator will help us determine how best to coordinate the administrative tasks related to this pilot project. It is our hope that the current administrative staff can handle course registration and copying of materials for the classes. We intend to use agency staff who wish to assist with the mechanics of each program and have budgeted a staff person for 5 hours per week to work on the program.

As indicated above, registration forms should be sent by the court to the parties. Additional forms will be at the courthouse, and the agency will, of course, have brochures and registration forms on hand. Because it is a mandatory program and the brochure will describe the program, we do not anticipate having to explain as much about the parent education classes as we do about mediation.

Parties will call the agency to register. The administrative staff will be instructed to ask each parent during the intake if they wish to attend the same or a different parenting class than their spouse or partner. The administrative staff must also keep confidential which class each parent is attending if either of the parties elects to attend separately. This can be done by saying that the class in which the spouse or partner is registered is currently full.

We believe that the additional administrative burden should be evaluated as we proceed with the pilot project to determine whether the current staffing schedule can handle the phone calls. We expect that there will be sufficient funds generated by the classes to cover additional staff time if the pilot program is well attended and additional staffing is warranted.

LOCATION, CLASS SIZE, CLASS HOURS, AND FEES

Initially, we will offer the classes at Clackamas County Family Court Services and evaluate whether the agency can accommodate the classes without too much disruption to our existing services. Class size will be limited to 35 persons.

We intend to offer three classes per month:

1. Two evening classes given on either Tuesday or Thursday from 6:00 p.m. to 9:00 p.m.
2. A Saturday class given on Saturday morning from 9:00 a.m. to 12:00 p.m.

We are prepared to add an additional class if the number of registrants exceeds our class size limitation and there are enough participants to warrant it. A class will not be held if fewer than 10 parents register.

Participants will be encouraged to take the class within 3 months of filing. In divorce cases, this timing coincides with the 90-day waiting period between filing and entry of the final decree and should, therefore, not pose a delay in the proceedings.

BUDGET

INCOME

We intend to charge \$25 per person for the 3-hour class. Parents who have had their filing fees deferred or waived by the court will have the fees for the class to Clackamas County Family Court Services deferred or waived. The

agency will not do an independent financial assessment to determine whether the participants qualify for waiver. Parents who wish to waive the fees must first produce proof that the court has granted them a deferral or waiver.

We have calculated the income based on an estimate of 1,368 paying participants after taking a "no show" rate of 25% and a waived-fees rate of 15% to 25% into account. Based on these assumptions, our projected income is \$34,200.

1,100 × 25% (no. of no shows)	
825 × 20% (no. of waived fees) = 660 × 2 =	1,320
	<u>\$25</u>
	\$33,000

EXPENSE

1. Personnel—salaries per year	
Parent education facilitators ¹	\$10,800
Administrative staff	
5 hours per week	\$2,600
Security	
3.5 hours per class × 36 classes	
\$15.00 per hour × 168 hours =	\$1,890
Facilitator preparation/start up ²	
5 hours per week at 2 = 16 hours	
\$320 × 8 weeks (July and August) =	\$1,600
Facilitators' training of additional facilitators	
Preparation and training time	
15 hours at 2 × \$20 =	\$600
Consultant/evaluation	
Estimate of expense for evaluation of project	
without additional funding	\$2,000
Overhead ³	<u>\$4,162</u>
Subtotal	\$23,652
2. Supplies	
a. Video <i>Listen to the Children</i> × 2 =	\$320
b. Flip charts, pens, and miscellaneous supplies =	\$350
c. Coffee and refreshments	
\$10.00 per class × 36 =	<u>\$360</u>
Subtotal	\$1,030

3. Printed materials	
a. Handouts (2,000 × 1.00) =	\$2,000
b. Flyers and brochures (4,000) =	\$1,000
c. Certificates (2,000) =	\$335
d. Miscellaneous expenses =	\$1,500
e. Handbooks (\$1.50 × 2,000) =	<u>\$3,000</u>
Subtotal	\$7,835

Expense summary	
Personnel	\$23,652
Supplies	\$1,030
Printed materials	<u>\$7,835</u>
Total	\$32,517

Budget summary	
Income	\$33,300
Expense	<u>\$32,517</u>
Profit	\$783

NOTES

1. Two facilitators will run the program for the term of the pilot project, facilitating the classes, organizing administration, coordinating the evaluation component, and so on. The estimate is approximately 20 hours per month including class time.

2. Curriculum, brochures, registration forms, certificates, and details of the project will be developed and finalized during July and August 1995.

3. This is the percentage of agency overhead budget, including but not limited to office supplies, postage, computer hardware/software (not capital expenditures), small tools and minor equipment, furniture, phones, insurance, electricity, and rent.

Ingrid Slezak is a domestic relations attorney who limits her practice to divorce and family law mediation and the representation of children in custody and visitation disputes.

Amy Swift, MSW, is a social worker employed by the Clackamas County Family Court Services in Portland, Oregon to head the parent-adolescent mediation program.

OPINION & COMMENTARY

They help families parent through divorce

The choice left no wiggle room: Attend the class on helping children succeed after divorce or the court won't give you a final decree or modify a custody or visitation order.

Even so, few of the 28 parents want to be at Clackamas Family Services on an August evening. They resent paying \$35. Their body language — arms crossed tightly, jaws clenched, expressions sullen — says so.

Still, heads nod as Amy Swift, coordinator of the Clackamas County Court's Youth & Family Mediation Program, describes behavior that erupts as children feel threatened by parents' arguments, violence and separation: eating, sleeping and toileting problems; excessive crying; temper tantrums; guilty feelings of responsibility; compulsive approval-seeking; withdrawal; avoiding appropriate peer groups; loyalty conflicts; shame or embarrassment; running away; loss of concentration in school; suicidal thoughts; drug and alcohol abuse.

"It's not divorce that's tough on kids; it's the conflict between mother and father and the interruption of parenting," Ingrid Slezak tells the class. A lawyer, mediator and member of the Oregon Task Force on Family Law, Slezak helped found the program.

She explores "stages of grief that are as evident in divorce as in death" — denial, anger, depression, bargaining and acceptance.

Then Slezak and Swift role-play the parental behavior that produces the healthiest outcomes for America's million-plus kids affected by divorce each year — three out of five of whom feel rejected by one or both parents.

The children who do best see both parents (a) resolve problems and disagreements with civility, respect and compromise and (b) see them move beyond anger and toward rebuilding happy lives after divorce. They begin to see such behavior as possible in their own lives.

Almost three hours later, most attendees are grateful, not hostile. They mark on evaluation forms that they appreciated learning how to help their children weather the storm of divorce. Many who resented being blackjacked into attending say now, yes, the sessions ought to be required.

In most places, one rule governs post-divorce relationships: Pay the cash or pay the consequences. Oregon's child-support system is preoccupied with that.

Yet children need more than a mother or father at home supplying services and another parent whose only involvement is to send a monthly check.

Clackamas County's program pushes, at last, beyond the state's collection-agency role. It shows separating mothers and fathers that children thrive best with parenting from both of them; that failure to provide it is cruel and harmful abandonment; and that sabotaging an ex-spouse's relationship with the children is deeply wrong.

It is also dumb. U.S. Census Bureau figures show that



where both parents stay involved with their children, support payments continue, usually through good times and bad. Where visits are restricted or stopped, emotional distance grows, and then economic commitment dwindles.

"Your children must know that they aren't being divorced," Slezak says. "We are here to help you give your children the gifts of having the other parent and of having a happy childhood despite divorce."

Aguest, a luckily long-married father, has several reactions as he listens:

1. This is truly good — down-to-earth and nonjudgmental

in tone, practical and helpful in its advice. It is a roadmap guiding divorcing parents around painful problems for children and toward possible solutions.

2. What Slezak and Swift are saying is at least as important to Oregonians as any campaign talk we will hear from Bill Clinton and Bob Dole, Al Gore and Jack Kemp.

3. This program ought to be happening in 36 Oregon counties, not just eight, every U.S. county, not just 540 of them.

But as the guest leaves, a question nags: Why do we wait until marriages fail to give such fine parenting instruction?

Robert Landauer is editorial columnist of The Oregonian.



ROBERT
LANDAUER

RECEIVED SEP 23 1996



CIRCUIT COURT OF THE STATE OF OREGON

for MULTNOMAH COUNTY
MULTNOMAH COUNTY COURTHOUSE
1021 SW FOURTH AVENUE
PORTLAND, OR 97204-1123
(503) 248-3846

DONALD H. LONDER
PRESIDING JUDGE

Department 04
Courtroom 208

September 20, 1996

Dan Saltzman
Multnomah County Commissioner
Room 1500 - The Portland Building
1120 SW Fifth Avenue
Portland, Oregon 97204

Dear Commissioner Saltzman:

I am in receipt of the information regarding the Clackamas County Parent Education Program. I have discussed this matter with Judge Welch already and she is more than willing to discuss this program with you. The only problem is funding and if you could figure how to fund it, I don't see any problem with us doing it.

Very truly yours,

Donald H. Londer
Presiding Judge

DHL/cr

BEFORE THE BOARD OF COUNTY COMMISSIONERS
FOR MULTNOMAH COUNTY, OREGON

Resolution to establish a Parent)	RESOLUTION
Education Program in the Multnomah)	96-186
County Family Court)	

WHEREAS, the divorce rate in Oregon is one of the highest in the country with 700 of every 1,000 marriages ending in divorce; and,

WHEREAS, studies indicate that in Multnomah County, an estimated sixty percent of divorcing families have children under the age of 18; and

WHEREAS, the behavior of divorcing parents during and after their divorce has a direct impact on how well children do in school, in the community, and in their personal relationships; and,

WHEREAS, studies indicate it is not the divorce which hurts children, it is the conflict between parents before and after the divorce that harms children. Parents in the process of divorce are often unable to help or are unaware of the emotional strain their children are experiencing; and,

WHEREAS, in order to reduce the adverse effects of divorce on children, there is need for a program to educate parents on the development stages and how these relate to divorce, help parents identify problem behaviors and find resources, and give parents strategies for better co-parenting; and,

WHEREAS, the Multnomah County court system does not currently have a parent education program in place to deal with these issues; and,

IT IS THEREFORE RESOLVED, that Multnomah County will work with the Multnomah County family court system to establish a Parent Education Program for all Multnomah County residents who have children under the age of 18 and are in the process of filing for divorce, legal separation, annulment, custody modifications and/or visitation modifications. Completion of the Parent Education Program shall be mandatory before final court action is taken; and,

IT IS FURTHER RESOLVED, that the Family Court Services office of the Department of Community Corrections will develop the Parenting Education Program to include evening sessions convenient for parents, including a weekend day; and,

IT IS FURTHER RESOLVED, that the goal of Multnomah County is to have the Parent Education Program fully operational no later than February of 1997.


ADOPTED this 17th day of October, 1996




REVIEWED BY:

BOARD OF COUNTY COMMISSIONERS
FOR MULTNOMAH COUNTY, OREGON

BY


Beverly Stein, Chair
Multnomah County, Oregon


Jacqueline A. Weber, Assistant County Counsel
of Multnomah County, Oregon



COMMUNICATION COUNSELING CENTER

October 25, 1996

Mr. Dan Saltzman
County Commissioner
The Multnomah County Board of Commissioners
1120 S.W. Fifth, Room 1500
Portland, Or.

Dear Mr. Saltzman:

We are writing to you as our County Commissioner. Communication Counseling Center has been following with interest the articles in The Oregonian about the approval of classes for parents seeking a divorce that will increase their ability to foster the best interest of their children. As professional mental health clinicians, we are very aware of the benefits these classes will bring to the families.

Two of us on the staff, Melinda Maginnis and Kathi Moore, are trained mediators and nationally certified counselors who work with divorcing parents and their families. We have taught parenting classes and parenting skills to individuals, families and groups using the strength-based curriculum model. Melinda Maginnis has taught classes at Open Door Counseling Center to the homeless, migrant, and low-income families; and teaches on-going classes at Communication Counseling Center. Kathi Moore has taught effective parenting at the Multnomah County family service centers of Westside Youth Service Center and FamilyWorks. Parents reported that the classes were effective in increasing harmony, consistency, and structure in their lives. (see enclosed statements)

We are inquiring about the process to become instructors in this program. We have a conference room that accommodates up to twenty people for these trainings on Macadam Avenue, or we would be willing to use a site designated by the County. Please inform us of the application procedure and requirements.

We are enclosing brochures for your information.

Sincerely yours,

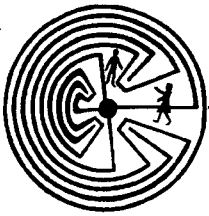
Melinda Maginnis

Kathleen A. Moore

cc: Beverly Stein, Chair, Rm. 1515
cc: Board Clerk, Rm. 1510

Enclosures

BOARD OF
COUNTY COMMISSIONERS
96 OCT 29 AM 9:13
MULTNOMAH COUNTY
OREGON



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 - We work with children, adolescents, adults, couples, families, court agencies, attorneys, and businesses.
-

Melinda Maginnis is a *Nationally Certified Counselor, Registered Art Therapist, Registered Play Therapist, and Mediator* who works with children and adults who are struggling with emotional turmoil and conflict to construct solutions that will enhance the process of life. She facilitates the verbal healing process in her clients with strategies from her extensive training to implement effective conflict resolution and life skills. Her work fosters positive self-identity, self-sufficiency, and enhanced social interaction, which leads to an increased quality of life.

We utilize a **Solution-Focused Approach** that recognizes:

- clients have the *strengths, resources, skills, and images* to solve their problems
****our job is to elicit, reinforce, amplify, and utilize these assets*
 - effective therapy is a *collaborative, honest, goal-directed* interchange between client and therapist
 - the primary focus of therapy is on *changing* the client's present *patterns* of thinking and behavior that are not working
 - the *how, when, and where* of the client's problem are *more important than why* the problem developed
 - therapy *need not be lengthy* nor complicated to be effective
-

COUNSELING SERVICES PROVIDED and/or ISSUES ADDRESSED:

- An in-depth evaluation
- Conflict Resolution * Mediation
- Couples and Family relationship enhancement
- Childhood and adolescent issues
- Effective Parenting
- Changing anger
- Self-discipline and emotional control, overcoming self-defeating behaviors
- Adults molested as children/Survivors of trauma
- Chronic illness
- Grief and loss issues
- External and internal contributors to feelings
- Cognitive distortions regarding thoughts and feelings
- Boundary issues
- Communication skills
- Examination of content, structure, and effectiveness of personal values
- Supervision of Interns, Counselors, and Therapists



COMMUNICATION COUNSELING CENTER

COMMUNICATION COUNSELING CENTER®

Is a *full-service counseling agency* offering:

- Mediation with *Families *Neighborhoods *Schools *Businesses
 - Solution-Focused Counseling and Conflict Resolution
 - Art Therapy, Play Therapy, Individual, Marriage, and Family Therapy
 - We work with children, adolescents, adults, couples, families, court agencies, attorneys, and businesses.
-

Kathi Moore is a *Nationally Certified Counselor and Registered Art Therapist* with additional training in mediation and Solution-Focused Therapy. She has extensive experience working with individuals and families and focuses on strengthening and empowering clients. She facilitates the promotion of social competence, increased autonomy and a sense of purpose.

We utilize a **Solution-Focused Approach** that recognizes:

- clients have the *strengths, resources, skills, and images* to solve their problems
***our job is to elicit, reinforce, amplify, and utilize these assets
 - effective therapy is a *collaborative, honest, goal-directed* interchange between client and therapist
 - the primary focus of therapy is on *changing* the client's present *patterns* of thinking and behavior that are not working
 - the *how, when, and where* of the client's problem are *more important than why* the problem developed
 - therapy *need not be lengthy* nor complicated to be effective
-

COUNSELING SERVICES PROVIDED and/or ISSUES ADDRESSED:

- An in-depth evaluation
- Conflict Resolution * Mediation
- Couples and Family relationship enhancement
- Childhood and adolescent issues
- Effective Parenting
- Changing anger
- Self-discipline and emotional control, overcoming self-defeating behaviors
- Adults molested as children/Survivors of trauma
- Chronic illness
- Grief and loss issues
- External and internal contributors to feelings
- Cognitive distortions regarding thoughts and feelings
- Boundary issues
- Communication skills
- Examination of content, structure, and effectiveness of personal values
- Supervision of Interns, Counselors, and Therapists



COMMUNICATION COUNSELING CENTER

COMMUNICATION COUNSELING CENTER®

- Is a *full-service counseling agency* offering:
- Mediation intervention: *Families *Neighborhoods *Schools *Businesses
- Solution-Focused Counseling and Conflict Resolution
- Art Therapy, Play Therapy, Marriage and Family Therapy, Pet Assisted Therapy
- We work with children, adolescents, adults, couples, families, court agencies, attorneys, schools, and businesses.

Mediation is a third-party intervention

that is recognized as an effective and valuable conflict management strategy that is being applied to many settings which include: families, hospitals, neighborhoods, small claims court, schools, and businesses.

Melinda Maginnis is a *Mediator, Nationally Certified Counselor, and Registered Therapist* who believes negotiation involves asserting one's own needs and cooperating to meet the needs of others.

Kathi Moore is a *Mediator, Nationally Certified Counselor, and Registered Art Therapist* who believes mediation offers a means to resolve differences when negotiations fail.

We utilize a Solution-Focused Approach that recognizes:

- clients have the *strengths, inner resources, skills, and images* to solve their problems
***our job is to elicit, reinforce, amplify, and utilize these assets
- effective intervention is a *collaborative, honest, goal-directed* interchange between client and mediator/therapist
- the primary focus of intervention is to develop strategies to accomplish goals leading to solutions to thinking and behaviors that are not working
- the *how, when, and where* of the client's problem are *more important than why* the problem developed
- intervention *need not be lengthy* nor complicated to be effective

MEDITATION SERVICES PROVIDED and/or ISSUES ADDRESSED:

- Analysis of conditions for effective negotiation
- Identifying interests from positions
- Creating and setting ground rules for collaboration
- Developing strategies to accomplish goals
- Clarifying and working with barriers to successful negotiation
- Problem solving
- Creating options for consideration
- Decision-making processes
- Formalizing agreements
- Writing agreements



COMMUNICATION COUNSELING CENTER

EVALUATION/ FEEDBACK FROM PARENTS PARTICIPATING IN PARENTING CLASSES

"It really works"

"Chores and Homework are getting done"

"Fights have gone from daily to almost zero"

"More good times together"

"Bedtime no longer a nightly struggle"

"It's a pleasure to take the children places now"

"Now that I'm not harping at him all the time, my son actually talks to me"

"A few changes in my follow-through helped make huge changes in the family"

BUDGET MODIFICATION NO:**DA # 3**(For Clerk's Use) Meeting Date: **OCT 17 1996**Agenda No: **R-5****1. REQUEST FOR PLACEMENT ON THE AGENDA FOR**

DEPARTMENT District Attorney's Office DIVISION Neigh. DA; Drugs
CONTACT Kelly Bacon/Judy Phelan TELEPHONE 248-3105,3335
NAME(s) OF PERSON MAKING PRESENTATION TO THE BOARD Mike Schrunk

SUGGESTED AGENDA TITLE

Appropriates Local Law Enforcement Block Grant funds. Adds one Deputy District Attorney to the Neighborhood DA program and one Deputy District Attorney to the Drug Unit.

(Estimated Time Needed on the Agenda) **10 minutes****2. DESCRIPTION OF MODIFICATION****X** PERSONNEL CHANGES ARE SHOWN IN DETAIL ON THE ATTACHED SHEET.

The Portland Police Bureau applied for and has received funding for law enforcement activities through the Local Law Enforcement Block Grant Program of the Bureau of Justice Assistance. The grant pays for two Deputy District Attorneys; one Deputy will be assigned to Southeast Portland and work with the community policing effort in the Lents and Brentwood Darlington neighborhoods. The other deputy will be assigned to the drug unit.

3. REVENUE IMPACT

Portland Police Bureau: \$150,000

4. CONTINGENCY STATUS

Originated By: <i>Theresa Sany</i>	Date <i>9/30/96</i>	Department Director <i>Kelly Bacon</i>	Date <i>9.30.96</i>
Plan/Budget Analyst <i>Karayne Dargan</i>	Date <i>10/8/96</i>	Employee Services <i>Chellmbras</i>	Date <i>9-30-96</i>
Board Approval <i>Dorothy Bogstad</i>	Date <i>10/17/96</i>		

96 OCT -9 AM 10:17
MULTNOMAH COUNTY
OREGON
BOARD OF
COUNTY COMMISSIONERS

PERSONNEL DETAIL FOR BUDGET MODIFICATION NO. DA 3

ANNUALIZED PERSONNEL CHANGES

FTE		ANNUALIZED			
		BASE PAY	Increase (Decrease)		TOTAL
Increase		Increase	Increase (Decrease)		Increase
(Decrease)	POSITION TITLE	(Decrease)	Fringe	Insur.	(Decrease)
			-	-	-
1.0	Deputy District Attorney 2	45,838	8,026	5,824	59,689
1.0	Deputy District Attorney 3	59,586	10,434	6,292	76,311
			-	-	-
			-	-	-
			-	-	-
			-	-	-
			-	-	-
			-	-	-
2.0	TOTAL CHANGE (ANNUALIZED)	105,424	18,460	12,116	136,000

CURRENT YEAR PERSONNEL DOLLAR CHANGES

Permanent Positions, Temporary, Overtime, or Premium	Explanation of Change	CURRENT FY			
		BASE PAY	Increase/(Decrease)		TOTAL
		Increase	Increase/(Decrease)		Increase
		(Decrease)	Fringe	Insur.	(Decrease)
0.75	Deputy DA 2 through June, 1997	34,378	6,020	4,368	44,766
0.75	Deputy DA 3 through June, 1997	44,690	7,825	4,719	57,234
			-	-	-
			-	-	-
			-	-	-
			-	-	-
			-	-	-
			-	-	-
1.50	TOTAL CURRENT YEAR CHANGES	79,068	13,845	9,087	102,000

EXPENDITURE TRANSACTION

				Rptg		Current	Revised	Change		
Fund	Agency	Org	Activity	Cat	Object	Amount	Amount	Increase (Decrease)	Subtotal	Description
100	23	2441			5100			34,378		Permanent
		2441			5500			6,020		Fringe
		2441			5550			4,368		Insurance
									44,766	
		2411			7150			4,000		Telephones
		2411			7200			10,000		Computers and desks
									14,000	
		2452			5100			44,690		Permanent
		2452			5500			7,825		Fringe
		2452			5550			4,719		Insurance
									57,234	
400	70	7522			6580			9,087	9,087	Claims Paid
402	70	7990			6140			4,000	4,000	Communications
Total Expenditure Change								129,087	129,087	

REVENUE TRANSACTION

				Rptg		Current	Revised	Change		
Fund	Agency	Org	Activity	Cat	Revenue	Amount	Amount	Increase (Decrease)	Subtotal	Description
100	23	2400			2773			116,000	116,000	City of Portland (Block Grant)
400	70	7520			6600			9,087	9,087	Service Reimb from Gen Fund
402	70	7990			6600			4,000	4,000	Service Reimb from Gen Fund
Total Revenue Change								129,087	129,087	

MICHAEL D. SCHRUNK

Office Memorandum

District Attorney

TO: Board of County Commissioners

FROM: Michael D. Schrunk

DATE: September 19, 1996

REQUESTED PLACEMENT DATE:

RE: Law Enforcement Block Grant Budget Modification and
Intergovernmental Agreement

- I. Recommendation/Action Requested: Approval of the Budget Modification and IGA.
- II. Background/Analysis: The Portland Police Bureau applied for and has received funding for law enforcement activities through the Local Law Enforcement Block Grant Program of the Bureau of Justice Assistance. The grant pays for two Deputy District Attorneys; one Deputy will be assigned to Southeast Portland and work with the community policing effort in the Lents and Brentwood Darlington neighborhoods. The other deputy will be assigned to the drug unit.
- III. Financial Impact: The grant is for one year and provides the District Attorney's Office with \$150,000.
- IV. Legal Issues: None.
- V. Controversial Issues: None.
- VI. Link to Current County Policies:
- VII. Other Government Participation: Portland Police Bureau.

BUDGET MODIFICATION NO:

DA # 4

(For Clerk's Use) Meeting Date:

OCT 17 1996

Agenda No:

R-6

1. REQUEST FOR PLACEMENT ON THE AGENDA FOR

DEPARTMENT DISTRICT ATTORNEY DIVISION Circuit Court
CONTACT Judy Phelan/Kelly Bacon TELEPHONE 248-3335;3105
NAME(s) OF PERSON MAKING PRESENTATION TO THE BOARD Mike Schrunk

SUGGESTED AGENDA TITLE

Appropriates Local Law Enforcement Block Grant funds to the District Attorney for additional legal assistant in the Drug Unit.

(Estimated Time Needed on the Agenda)

2. DESCRIPTION OF MODIFICATION

☒ PERSONNEL CHANGES ARE SHOWN IN DETAIL ON THE ATTACHED SHEET.

Adds a legal assistant through June, 1997 to the Drug Unit using Local Law Enforcement Block Grant funds. While this budget modification only appropriates funds through June, 1997, the grant funds the position through June, 1998. The grant requires a 10% local match. The local match, \$7,176 over the two years, will be met by the District Attorney's Office providing a desk and a computer for the legal assistant.

3. REVENUE IMPACT

Local Law Enforcement Block Grant, \$31,805.

4. CONTINGENCY STATUS

Originated By: <u>Ths J Saps</u>	Date: <u>9/27/96</u>	Department Director: <u>Kelly Bacon</u>	Date: <u>9/27/96</u>
Plan/Budget Analyst: <u>Karyne Dargen</u>	Date: <u>10/8/96</u>	Employee Services: <u>Chellmbras</u>	Date: <u>9-30-96</u>
Board Approval: <u>Wenderson C Boaster</u>	Date: <u>10/17/96</u>		

BOARD OF
COUNTY COMMISSIONERS
MULTNOMAH COUNTY
OREGON
96 OCT - 9 AM 10:17

PERSONNEL DETAIL FOR BUDGET MODIFICATION NO. DA 4

ANNUALIZED PERSONNEL CHANGES

FTE		ANNUALIZED			
		BASE PAY			TOTAL
Increase		Increase	Increase (Decrease)		Increase
(Decrease)	POSITION TITLE	(Decrease)	Fringe	Insur.	(Decrease)
			-	-	-
1.0	Legal Assistant	31,544	5,523	5,338	42,406
			-	-	-
			-	-	-
			-	-	-
			-	-	-
			-	-	-
			-	-	-
			-	-	-
1.0	TOTAL CHANGE (ANNUALIZED)	31,544	5,523	5,338	42,406

CURRENT YEAR PERSONNEL DOLLAR CHANGES

Permanent Positions, Temporary, Overtime, or Premium	Explanation of Change	CURRENT FY			
		BASE PAY			TOTAL
		Increase	Increase/(Decrease)		Increase
		(Decrease)	Fringe	Insur.	(Decrease)
			-	-	-
0.75	Legal Assistant through June '97	23,658	4,143	4,004	31,805
			-	-	-
			-	-	-
			-	-	-
			-	-	-
			-	-	-
			-	-	-
			-	-	-
0.75	TOTAL CURRENT YEAR CHANGES	23,658	4,143	4,004	31,805

EXPENDITURE TRANSACTION

				Rptg		Current	Revised	Increase		
Fund	Agency	Org	Activity	Cat	Object	Amount	Amount	(Decrease)	Subtotal	Description
100	23	2441			5100			23,658		Permanent
								4,143		Fringe
								4,004		Insurance
									31,805	Total Grant Exp.
400	70	7522			6580			4,004	4,004	Insurance Fund
Total Expenditure Change								35,809	35,809	

REVENUE TRANSACTION

				Rptg		Current	Revised	Change		
Fund	Agency	Org	Activity	Cat	Revenue	Amount	Amount	Increase (Decrease)	Subtotal	Description
100	23	2441			NEW 2190			31,805	31,805	Local LE Block Grant Program
400	70	7522			6600			4,004	4,004	Serv Reimb from Gen Fund
Total Revenue Change								35,809	35,809	

MICHAEL D. SCHRUNK

Office Memorandum

District Attorney

TO: Board of County Commissioners

FROM: Michael D. Schrunk

DATE: September 19, 1996

REQUESTED PLACEMENT DATE:

RE: Budget Modification appropriating Local Law Enforcement Block Grant

-
- I. Recommendation/Action Requested: Approval of the Budget Modification
- II. Background/Analysis: Adds a legal assistant through June, 1997 to the Drug Unit using Local Law Enforcement Block Grant funds. While this budget modification only appropriates funds through June, 1997, the grant funds the position through June, 1998. The grant requires a 10% local match. The local match, \$7,176 over the two years, will be met by the District Attorney's Office providing a desk and a computer for the legal assistant.
- III. Financial Impact: Local Law Enforcement Block Grant, \$31,305
- IV. Legal Issues: NA
- V. Controversial Issues: NA
- VI. Link to Current County Policies: NA
- VII. Other Government Participation: NA

Multnomah County District Attorney's Office

DRUG CASES ISSUED 1996

Charge (Primary)	JAN	FEB	MAR	APR	MAY	JUN	JUL	AUG	SEP	OCT	NOV	DEC	TOTAL
DCS 1	35	28	35	26	15	50	29	37	31				286
ATTEMPTED DCS 1						3		1					4
DCS MINOR	1		1										2
MCS 1	27	20	33	36	35	31	19	36	26				263
ATTEMPTED MCS 1													0
PCS 1	62	35	38	43	33	37	40	53	40				381
ATTEMPTED PCS 1	1	2	15	6	2		1	1					28
DCS 2	72	45	40	56	48	63	64	65	82				535
ATTEMPTED DCS 2	4	1											5
MCS 2	3	1	4	6	3	3	4	2					26
ATTEMPTED MCS 2													0
PCS 2	134	105	143	179	116	107	117	131	106				1138
ATTEMPTED PCS 2	1		1		4	3	3	4					16
DCS 3													0
MCS 3													0
PCS 3													0
DCS 4													0
MCS 4													0
PCS 4													0
DCS 5													0
MCS 5													0
PCS 5													0
PCS LESS 1 OZ					1		1						2
TOTAL	340	237	310	352	257	297	278	330	285	0	0	0	2686

Multnomah County District Attorney's Office

DRUG CHARGES ISSUED 1996

Charge (Primary)	JAN	FEB	MAR	APR	MAY	JUN	JUL	AUG	SEP	OCT	NOV	DEC	TOTAL
DCS 1	117	104	93	86	72	79	50	66	57				724
ATTEMPTED DCS 1						3		2					5
DCS MINOR	3		2		3	4		21	4				37
MCS 1	60	43	55	67	57	35	19	37	28				401
ATTEMPTED MCS 1													0
PCS 1	184	138	137	132	110	123	102	141	109				1176
ATTEMPTED PCS 1	1	2	16	7	6	3	2	4	2				43
DCS 2	151	136	106	142	120	105	116	129	105				1110
ATTEMPTED DCS 2	6	1	1										8
MCS 2	3	1	4	17	6	6	4	2	1				44
ATTEMPTED MCS 2													0
PCS 2	303	235	260	325	222	212	249	295	228				2329
ATTEMPTED PCS 2	2	4	30	13	56	63	52	65	70				355
DCS 3													0
MCS 3													0
PCS 3	1	2		1			1		1				6
DCS 4								1					1
MCS 4													0
PCS 4	2	3	2	1				3					11
DCS 5													0
MCS 5													0
PCS 5													0
PCS LESS 1 OZ	4	6	4	7	2	8	4	2	6				43
TOTAL	837	675	710	798	654	641	599	768	611	0	0	0	6293

Police zero in on drug dealers

SPECIAL REPORT

Portland police say their crack-down on drug dealing downtown shows they are unwilling to cede the city's most visible ground to crime



Portland police Officer Nancy Poggi arrests Robin M. Tolbert, 36, Tuesday morning on Northwest Sixth Avenue between Couch and Davis streets.

Operation North Star seeks to rid Portland's Central Precinct of a growing problem

By DAVID R. ANDERSON
of The Oregonian staff

Ed May spent two years fighting the drug trade downtown as a Portland Police Bureau day-shift lieutenant.

When he returned to the Central Precinct in June after 18 months away, the new commander was not happy with what he saw.

Downtown Portland had become a drug supermarket.

Gang members selling crack cocaine had moved into Old Town. Heroin, methamphetamine and cocaine were plentiful along West Burnside Street and down the Transit Mall. Marijuana and LSD were dealt openly in the South Park Blocks.

And the crime rate, which had been falling since 1988 and was falling

throughout the city, was rising in Old Town. Serious crimes such as theft, assault and robbery started increasing late last year.

May knew he would get extra money in November to deal with the problem. But he couldn't wait.

So last month, May kicked off Operation North Star, a two-year series of weekly undercover missions. Police already have arrested about 200 suspected drug dealers.

May expects police to arrest as many as 1,500 more people on drug charges than they usually would in the first year of North Star.

"The environment we hope to create is that the west side of Portland

Please turn to
DRUGS, Page B7

Continued from Page B1

is no longer a place to buy and sell drugs," May said. "It's at the very root of neighborhood livability, and it's at the heart of our business district, and I personally believe how downtown goes, so the rest of the city goes."

By May's figuring, about 200 dealers work each day downtown. If each supplies 15 customers, and each customer has a \$100 daily habit, that means \$300,000 a day out of Portland's economy, most of it in the form of theft and robbery.

But the operation has some skeptics. Hispanic community leaders hope that Hispanics are not targeted for deportation. County officials worry that North Star arrests will force other prisoners out of the jails.

And a national expert doubts that Portland would get a reputation as a place drug dealers want to avoid. More likely, dealing would be driven underground, to bars or nightclubs or dealers' homes.

"That's a good thing, even if you don't affect the amount of drug use," said Jonathan Caulkins, co-director of RAND's Drug Policy Research Center. "Street markets cause greater harm to the surrounding neighborhood."

May is using two main tools in his fight against drugs: arrests and exclusions.

Undercover officers pose as buyers and arrest the dealers. The missions are done with small amounts of overtime, until the city gets a

\$300,000 federal grant next month.

In areas that the City Council has designated drug-free zones, people arrested on drug charges are excluded for 90 days. If police see them in the zone during that time, they are arrested for trespassing.

The city attorney's office is working on an ordinance that would increase the exclusion to one year once a person is convicted on drug charges.

Officials are talking to hotel and motel owners, asking them to sign an agreement that they will not rent to excluded people.

May also has enlisted the U.S. Immigration and Naturalization Service to place holds on arrested illegal immigrants. He has asked Multnomah County parole officers to keep tabs on parolees arrested in North Star. May also wants parole officials to reconsider where they house parolees downtown.

If convicted of dealing small amounts of drugs, first-time offenders are sentenced to three years' probation and 30 days in jail, said Gary Meabe, Multnomah County senior deputy district attorney. They typically serve less than 30 days. However, if someone has a criminal record, the sentence can be longer.

The idea, May said, is to at least make it inconvenient to deal drugs.

That's a start, people who live and work in the area say. They witness almost constant drug dealing along Northwest Sixth Avenue north of

Burnside. They fear the drug dealers — many of them gang members — in their neighborhood are willing to kill over territory.

"We are moments away from murder," said Anna Abraham, manager of the Everett Station Lofts and a veteran of efforts to clean up Old Town.

At a Neighbor Safe meeting Monday night, tempers flared as downtown business owners and residents asked Police Chief Charles Moose and Mayor Vera Katz for more police.

Moose got into a testy exchange with a business owner who asked whether the answer was flooding 9-1-1 with calls.

"If we manipulate and play games, we're going to get people killed," Moose said.

This is not the first time police have run drug sweeps downtown; they've done three in the past three years. North Star is different because it will last years instead of weeks, May said.

That is straining the system as police arrest 30 or 40 people in a night.

The Justice Center Jail is under a federal court order that it cannot have more than 476 prisoners. When there are more, the overflow prisoners are released or "matrixed" out, based on the severity of their crimes.

The equation is not simple, but the influx of drug dealers has meant that car thieves, trespassers, forgers and people merely in possession of

drugs have been released early, said Larry Reilly, administrator of the Multnomah County sheriff's classification program.

During two days last week, for example, the downtown jail had to release 67 inmates early, Capt. Jeanie King, the jail commander, said. That's unusual, and King attributes most of it to North Star.

The Police Bureau's Hispanic Advisory Council is neither supporting nor opposing North Star, co-chairwoman Carolina Hess said. It is keeping close track of the missions, worried that the partnership with the immigration service could lead to Hispanics not involved in drug dealing being questioned about their immigration status.

And as in past stings, Hispanic leaders are concerned that police are focusing on only half the problem — the dealers.

After the number of dealers has been reduced, May promises that police officers will pose as dealers and begin arresting drug buyers. Reducing demand is the key to reducing drug dealing, May said.

After police make a dent in the downtown core, May said, they will move to other westside problem areas, such as Northwest's Couch Park and Southwest Barbur Boulevard. That will help keep the problem from simply moving.

"I don't want to do the neighborhood-to-neighborhood shuffle in this precinct," May said.

About 11 p.m. one day last week,

May drove through Old Town. It was one month into North Star. In less than two blocks, May saw what he said were between 60 and 80 crack dealers.

"We still have a serious problem," he said. "I think people are impatient because the problem affects them every day."

"Can we, in two years, break that cycle? Yeah, I think we can dent it."

The Oregonian
October 16, 1996
Section B, Page 1

MEETING DATE: OCT 17 1996

AGENDA NO.: R-7

(Above space for Board Clerk's Use ONLY)

AGENDA PLACEMENT FORM

SUBJECT: ENVIRONMENTAL HEALTH FEES AND FOOD HANDLER ORDINANCE

BOARD BRIEFING Date Requested: _____

Amount of Time Needed: _____

REGULAR MEETING: Date Requested: October 17, 1996

Amount of Time Needed: 15 MINUTES

DEPARTMENT: HEALTH DIVISION: DISEASE PREVENTION

CONTACT: HILDA CHASKI ADAMS TELEPHONE #: 248-3400

BLDG/ROOM #: 160/3RD FLOOR

PERSON(S) MAKING PRESENTATION: HILDA CHASKI ADAMS.MPH

ACTION REQUESTED:

[] INFORMATIONAL ONLY [] POLICY DIRECTION [X] APPROVAL [] OTHER

SUMMARY (Statement of rationale for action requested, personnel and fiscal/budgetary impacts, if applicable):

First reading of an ordinance to increase license fees for food service, tourist accommodations and food service plan reviews.

SIGNATURES REQUIRED:

ELECTED OFFICIAL: _____

Or

DEPARTMENT MANAGER: Bibi Adgaard

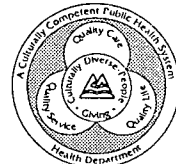
BOARD OF
COUNTY COMMISSIONERS
96 OCT -4 AM 11:06
MULTNOMAH COUNTY
OREGON

(ALL ACCOMPANYING DOCUMENTS MUST HAVE REQUIRED SIGNATURES)

Any Questions: Call the Office of the Board Clerk 248-3277/248-5222



MULTNOMAH COUNTY OREGON



HEALTH DEPARTMENT
ENVIRONMENTAL HEALTH SECTION
426 SW STARK STREET, 3RD FLOOR
PORTLAND, OREGON 97204-2394
(503) 248-3400
FAX (503) 306-5844

BOARD OF COUNTY COMMISSIONERS
BEVERLY STEIN • CHAIR OF THE BOARD
DAN SALTZMAN • DISTRICT 1 COMMISSIONER
GARY HANSEN • DISTRICT 2 COMMISSIONER
TANYA COLLIER • DISTRICT 3 COMMISSIONER
SHARRON KELLEY • DISTRICT 4 COMMISSIONER

MEMORANDUM

TO: Board of County Commissioners
VIA: *B. Odgaard*
FROM: Hilda Chaski Adams
REQUESTED PLACEMENT DATE: October 17, 1996
DATE: October 7, 1996
SUBJECT: Increasing Environmental Health Fees and updating food handler code

I. Recommendation/Action Requested:

The Board of County Commissioners is requested to approve this ordinance increasing certain Environmental Health license fees and updating the food handler training code to comply with changes in state statute and administrative rule and to improve verification of training by food handlers.

II. Background/Analysis:

Fee increases: The Health Department periodically reviews the fees it charges for licenses issued and services provided by the Environmental Health program. The last fee increase was enacted in 1994. The fee increases are based on an analysis of actual program costs to carry out the programs.

It has generally been the Health Department's policy that fees charged to regulated facilities should cover the costs of mandatory licensing and related services.

Increased remittance to the State Health Division: Multnomah County provides environmental health services under a delegation agreement with the Oregon Health Division. Each delegate county is required to remit a portion of food license fees to the State Health Division to support the statewide consultation unit. Multnomah County remittance was increased by \$78,739 over a two year fiscal period 95-97. A portion of that was made up through salary savings (\$26,774) but fee increases are needed to raise the remainder.

Increased building and computer costs: Both the size of the program's office rental space and the base rent increased for the inspection program.

General inflation: There have been cost-of-living increases in both supplies and personnel costs.

Increased work load: An analysis of food service plan review activities has shown that significant increases are necessary to cover costs for field visits and pre-opening inspections..

Food handler Code update: Passage of Senate Bill 380 in the 1995 Legislature established a statewide food handler training program. This ordinance changes the county code to make it comply with state statute and administrative rules. It also updates language in the code and enhances the verification of food handler training. The food handler changes are as follows:

- would require training to be completed within 30 days of employment. The county code requires training from the first day of employment.
- would adopt the state's definition of "food handler" which differs from that in the county code.
- would adopt state criteria for food handler training. The county code leaves this to the discretion of its health officer.
- would allow a restaurant to offer a state-approved training program to its food handlers if the content of the program meets state criteria and would set a fee for cards issued after this training. The county code does not address this option.
- would require operators to keep employees' cards in a central location for review by the department.

III. Financial Impact:

Additional revenues are anticipated to be:

Food Service	\$66,464
Food Plan Review	\$14,065
Tourist and Traveler Accommodations	\$2,870

Changes to the food handler code will have no fiscal impact.

V. Legal Issues:

Oregon statute and administrative rule mandate the regulation of food service facilities and tourist and travel accommodations. Multnomah County performs these functions under a delegation agreement with the Oregon Health Division. These laws and rules also authorize collection of license fees to cover the costs of these functions.

The methods used to derive the proposed fees and the program costs are within the limits of applicable laws and rules.

V. Controversial Issues:

Fee increases are always controversial. The proposed increases are based on the county's actual costs. The overall increase is 9% however, the average increase on license fees is 7%. The overall average is affected by significant increase in plan review fees.

VI. Link to Current County Policies:

This conforms to the current Health Department policy of charging license and inspection fees except where prohibited by state statute to establishments under the delegation agreement.

VII. Citizen Participation:

These proposed fee increases were shared with members of the Multnomah County Food Service Advisory Committee, the Oregon Restaurant Association and the Oregon Health Division. Additionally, the proposed changes will be published in the October issue of the department's *Food Program Update* that is mailed to all food license holders in the county.

VIII. Other Government Participation:

No direct participation by other governmental agencies is required in this matter.

ORDINANCE FACT SHEET

Ordinance Title: 5.10.320 - 5.10.345 Food Service, Food Service Plan Review and Tourist Accommodation License Fees. 8.30.010 - 8.30.350 Food handler.

Give a brief statement of the purpose of the ordinance (include the rationale for adoption of ordinance, description of persons benefited, other alternative explored):

Increases license fees in the food service and tourist accommodations programs and for plan reviews of food service facilities. Updates the county food handler code to comply with changes in state statute and rules and to enhance verification of food handler training.

What other local jurisdictions in the metropolitan area have enacted similar legislation?

Washington and Clackamas counties have similar license and plan review fees for these same services.

What has been the experience in other areas with this type of legislation?

They have been allowed to set fees to cover the cost of providing the services.

What is the fiscal impact, if any?

The proposed fees are an overall increase of approximately 9% over the last two years. It is noteworthy that there is a 7% increase for license fees; significant increase for plan review fees are necessary to cover the costs of providing all activities required.

SIGNATURES

Person Filling Out Form: Hilda Chaski Adams, MPH

Planning & Budget Division (if fiscal impact): Wendy Byers

Department Manager/Elected Official: Billi Olegard

1 BEFORE THE BOARD OF COUNTY COMMISSIONERS

2 FOR MULTNOMAH COUNTY, OREGON

3 ORDINANCE NO. _____

4 An ordinance amending sections of MCC 5.10, relating to food service license fees
5 and MCC 8.30, relating to food handlers.
6

7 (Language in brackets [] is to be deleted; underlined language is new)
8

9 Multnomah County ordains as follows:
10

11 SECTION 1. AMENDMENT.
12

13 MCC 5.10.320 is amended to read as follows:

14 5.10.320 Food Service License Fee. For the services of the department of health
15 in connection with issuance of food service licenses, the department shall collect a fee
16 from every applicant, at the time of application.

17 The following fee structure shall apply for full service restaurants, limited service
18 restaurants, or commissary licenses issued or applied for between January 1, and
19 September 30:
20

21	Seating Capacity	0 - 15	[\$230]	<u>\$240</u>
22	Seating Capacity	16 - 50	[\$300]	<u>\$325</u>
23	Seating Capacity	51 - 150	[\$360]	<u>\$390</u>
24	Seating Capacity	Over 150	[\$430]	<u>\$465</u>
25	Limited Service Restaurants		[\$230]	<u>\$240</u>
26	Commissaries servicing 1-5			

mobile units and/or 1-50

vending machines [\$230] \$240

Commissaries serving 6 or more

Mobile units and/or

51 or more vending

Machines [\$350] \$375

Where there are more than two food service facilities located at the same address and licensed to the same licensee, the license fee shall be the amount listed above for the first two largest facilities and one-half the amount for each additional facility.

The following fee structure shall apply for full-service restaurants, limited service restaurants, or commissary licenses issued or applied for between October 1 and December 31:

Seating Capacity 0 - 15 [\$115] \$120

Seating Capacity 16 - 50 [\$150] \$162.50

Seating Capacity 51 - 100 [\$180] \$195.00

Seating Capacity Over 150 [\$215] \$232.50

Limited Service Restaurants [\$115] \$120.00

Commissaries servicing 1-5

mobile units and/or 1-50

vending machines [\$115] \$120.00

Commissaries serving 6 or more

Mobile units and/or

51 or more vending

Machines [\$175] \$187.50

1 Where there are more than two food service facilities located at the same address
2 and licensed to the same licensee, the license fee shall be the amount listed above for the
3 first two largest facilities and one-half the amount for each additional facility.

4 For the following special food service facilities, the following fees shall be charged
5 for licenses issued or applied for:

6 Temporary Restaurants:

7 1 day \$ 65

8 2-4 days \$110

9 5 or more days \$125

10 Non-Potentially Hazardous Temporary Restaurant:

11 Selling only non-potentially hazardous food

12 as defined in OAR 333-150-000

13 for a period of 1-30 days \$65.00

14 Seasonal Full Service,

15 Commissaries or Limited

16 Service Restaurants

17 Operating Six (6)

18 months or less [\$115] \$120.00

19 Sundries Shops: Selling

20 only pre-wrapped food

21 without the use of

22 reusable utensils [\$120] \$130.00

23 Warehouses [\$140] \$150.00

24 Mobile Units [\$125] \$135.00

Vending Machines:

1-	10 units	[\$130]	<u>\$140.00</u>
11-	20	[\$255]	<u>\$270.00</u>
21-	30	\$385	<u>\$415.00</u>
31-	40	\$445	<u>\$480.00</u>
41-	50	\$510	<u>\$550.00</u>
51-	75	\$635	<u>\$685.00</u>
76-	100	\$765	<u>\$825.00</u>
101-	250	\$1,015	<u>\$1095.00</u>
251-	500	\$1,900	<u>\$2050.00</u>
501-	750	\$3,050	<u>\$3295.00</u>
751-	1,000	\$3,815	<u>\$4120.00</u>
1,001-	1,500	\$5,090	<u>\$5495.00</u>
1,501-	2,000	[\$5,090]	<u>\$5495.00</u>

plus \$1 for
each unit over
2,000 units

SECTION 2. AMENDMENT.

MCC Chapter 5.10 is amended to read as follows:

5.10.321 Food Service Plan Review. For the services of the department of health in connection with the review of plans for the construction of food service facilities as those terms are defined in ORS 624, the department shall collect the following fees:

Mobile unit[s] <u>plan review</u>	[\$105.00]	<u>\$120.00</u>
[Minor remodeling	\$105.00]	
Major remodeling	[\$210.00]	<u>\$355.00</u>

1 New construction [\$280.00]

2 0 - 50 seats \$355.00

3 over 50 seats \$500.00

4
5 The definition of mobile unit plan review, major remodeling, and new construction
6 shall be established by [administrative rule] department administrative policy.

7 SECTION 3. AMENDMENT.

8
9 MCC Chapter 5.10.322 is amended to read as follows:

10 5.10.322 Payment of license fees, reinspection fees and delinquency penalty:

11 (A) Licenses issued under this section terminate and are renewable on
12 December 31 of each year. The renewal of license fees imposed by MCC 5.10.320
13 through 5.10.345 shall be paid or postmarked on or before midnight of January 31 of the
14 current license year, to the department.

15 (B) Except as provided in subsection (C) of this section, to any license fee not
16 paid as required in subsection (A), (D) and (K) of this section, there shall be added a
17 penalty of fifty percent of such license or [reinspection] increased frequency inspection
18 fees.

19 (C) If they department determines that the delinquency was due to reasonable
20 cause and without any intent to avoid compliance, the penalty provided by subsections (B)
21 and (I) of this section shall be waived.

22 (D) When a license fee is due at any other time of the year other than January
23 31, the license fee shall be payable to the department within thirty days of application. If
24 the license fee is not paid as provided in this subsection, then subsection (B) of this section
25 shall apply.

26 (E) The license fee for a seasonal facility, which operates six (6) or fewer

1 consecutive months, shall be payable within 30 days of the first day of operation for the
2 current year. If the fee is not paid as provided in this subsection, then subsection (B) of
3 this section will apply.

4 (F) One-half of the license fee shall be refunded if an establishment closes or
5 changes ownership within the first two months of the year or within any two-month period
6 of ownership, and application for a refund is made, in writing, within the same two-month
7 period.

8 (G) The license fee for a temporary restaurant operating on an intermittent
9 basis at the same specific location in a grouping of less than six shall be [~~\$120~~] \$125.00
10 per month for the first four (4) months of operation within a calendar year, and \$40 per
11 month for the remainder of the year.

12 (H) The application and license fee for a temporary restaurant shall be received
13 in the Environmental Health Office by noon two working days before the event begins.

14 (I) Except as provided in Subsection (C) and for benevolent organizations as
15 defined in ORS 624.015 for any temporary restaurant license not applied and paid for as
16 required in subsection (H) of this section there shall be added a \$50.00 Late Processing
17 Fee.

18 (J) Benevolent Organizations are exempt from any temporary restaurant
19 license or inspection related fees.

20 (K) For the services of the Department of Health in providing an increased
21 frequency inspection as mandated under ORS 624.085 and OAR 333-157-0027 [more
22 than two reinspections in a calendar year connected with the operation of a food service
23 facility], the department shall collect a [reinspection] fee for each additional [re]inspection
24 in the amount of \$120.00. Reinspections for the sole purpose of checking the number of
25 food handler cards shall not be subject to this fee.
26

1 SECTION 4. AMENDMENT.

2
3 MCC 5.10.323 is amended to read as follows:

4 5.10.323 Bed and Breakfast Facilities, Food service license fees: For the services of the
5 Department of Health in connection with the inspection of food service facilities as those
6 terms are defined in ORS 624, the department shall collect a [\$120] \$130 annual license
7 fee from each applicant.

8
9 SECTION 5. AMENDMENT.

10 MCC 5.10.345 is amended to read as follows:

11 5.10.345 Tourist and travelers facilities license fees. For the services of the
12 Department of Health in connection with the issuance of licenses the department shall
13 collect from every applicant at the time of application, the following fees:

14
15 Tourist and travelers facilities and recreation parks:

16	1	-	25 units	[\$155]	<u>\$175.00</u>	
17	26	-	50	[\$185]	<u>\$205.00</u>	
18	51	-	75	[\$215]	<u>\$250.00</u>	
19	76	-	100	[\$245]	<u>\$265.00</u>	
20	101 units and over			[\$245]	<u>\$265.00</u>	plus \$1 per
21						unit over
22						100 units

23 Picnic parks \$ 65

24 Organizational camps \$125

25 Day Camps \$ 80

1 SECTION 6. AMENDMENT.

2
3 MCC 8.30.010 is amended to read as follows:

4 8.30.010. “Food handler” defined.

5 As used in this chapter, “food handler” means any person [who performs work as
6 an owner, employee or agent] involved in the preparation or service of food in an
7 establishment in Multnomah County which is subject to ORS chapter 624. This includes
8 but is not limited to, dishwashers, wait staff and bus persons.

9
10 SECTION 7. AMENDMENT.

11 MCC 8.30.150 is amended to read as follows:

12 8.30.050. Food handler’s certificate required.

13 (A) No owner of a public eating place shall [hire an employee] continue to
14 employ a food handler after thirty (30) days from the date of hire without the [employee]
15 food handler having a valid food handler’s certificate.

16 (B) No person shall perform work as a food handler without having [first]
17 procured a food handler’s certificate within the first thirty (30) days of employment.

18 (C) All employers shall post all food handler certificates or a photocopy of any
19 certificate provided they have seen the original certificate, in one central location for
20 review by the health department.

21
22 SECTION 8. AMENDMENT.

23
24 MCC 8.30.150 is amended to read as follows:

25 8.30.150 Food handler’s certificate; course of study.

26 (A) A food handler’s certificate shall be issued by the [division of epidemiology

1 and health sanitation of the department of human services] health department to any
2 person who has attended and satisfactorily completed a course in food handling
3 [conducted under rules adopted by the health officer] which has been reviewed and
4 approved by the health department pursuant to the criteria set forth in subsection (B) of
5 this section.

6 (B) [The health officer may adopt rules as may be reasonably necessary to
7 establish the scope and conduct of the food handler's course, the satisfactory completion
8 of which shall be a condition precedent to the issuance of a food handler's certificate.]
9 Food handler training shall include, but not be limited to the following:

- 10 (1) Principles of foodborne illnesses and their transmission;
11 (2) Personal hygiene and handwashing;
12 (3) Cross contamination;
13 (4) Safe food sources and wholesomeness of food;
14 (5) Proper procedures for cooking, cooling, reheating, holding and storing
15 food;
16 (6) Dish and utensil washing;
17 (7) Rodent and insect control; and
18 (8) Injury and accident prevention.
19

20 (C) A restaurant may offer a training program to its food handlers if the
21 program has been reviewed and approved by the Oregon Health Division or health
22 department.
23
24
25
26

1 SECTION 9. AMENDMENT.

2
3 MCC 8.30.250 is amended to read as follows:

4 8.30.250 Fees.

5 [A \$7.00 fee shall be paid to Multnomah County for the issuance of an original of
6 a food handler's certificate and \$2.00 shall be paid for the issuance of a replacement
7 certificate.]

8 (A) All food handlers trained under MCC 8.30.150 (C) shall pay the health
9 department a \$5.00 fee for the issuance of an original food handler's certificate.

10 (B) All other food handlers shall pay the health department a \$7.00 fee for the
11 issuance of an original food handler's certificate.

12 (C) All food handlers shall pay the health department a \$2.00 fee for the
13 issuance of a replacement certificate.

14 SECTION 10. AMENDMENT.

15
16 MCC 8.30.350 is amended to read as follows:

17 8.30.350. Compulsory physical examination.

18 (A) The health officer, or any person duly designated by the health officer, may
19 require any person who is required to have a food handler's certificate, and who there is
20 reasonable cause to believe is infected with any pathogen which is medically associated
21 with foodborne human illness, to obtain a physical examination and to report the result to
22 the [division of epidemiology and health sanitation] health department.

23 (B) If an examination is required under subsection (A) of this section, a food
24 handler's certificate shall not be issued to the applicant unless the examination shows no
25 evidence of the presence of any pathogens which are medically associated with foodborne
26 human illness.

1 (C) In the event a physical examination is ordered under subsection (A) of this
2 section for any person to whom there has been issued a food handler's certificate, the
3 certificate shall be suspended until the person has furnished the report of the examination
4 which shows no evidence of the presence of any pathogens which are medically associated
5 with foodborne human illness.

6 ADOPTED this _____ day of October, 1996, being the date of its
7 second reading before the Board of County Commissioners of Multnomah County,
8 Oregon.

9
10
11 BOARD OF COUNTY COMMISSIONERS
12 FOR MULTNOMAH COUNTY, OREGON

13
14 _____
15 Beverly Stein, County Chair

16 REVIEWED:

17 LAURENCE KRESSEL, COUNTY COUNSEL
18 FOR MULTNOMAH COUNTY, OREGON

19 By 
20 Katie Gaetjens, Assistant Counsel
21
22
23
24
25
26

Meeting Date: OCT 1 1996 OCT 17 1996

Agenda No: R-8

(Above Space for Board Clerk's Use ONLY)

AGENDA PLACEMENT FORM

SUBJECT: Exempt employee job title and salary range revisions

BOARD BRIEFING Date Requested: _____

Amount of Time Needed: _____

REGULAR MEETING: Date Requested: October 3, 1996

Amount of Time Needed: 10 minutes

DEPARTMENT: Nondepartmental DIVISION: Employee Services

CONTACT: Curtis Smith TELEPHONE #: x5015

BLDG/ROOM #: 106/1430

PERSON(S) MAKING PRESENTATION: Curtis Smith

ACTION REQUESTED:

☐ INFORMATIONAL ONLY ☐ POLICY DIRECTION ☒ APPROVAL ☐ OTHER

SUMMARY (Statement of rationale for action requested, personnel and fiscal/budgetary impacts, if applicable):

This proposed Ordinance amends Ordinance No. 856 and reflects routine updating of the exempt employee compensation system to: (1) Delete classifications no longer needed; (2) Create new classifications and restore classifications; (3) Revise salary ranges; (4) Describe the effect on employees; and (5) Award two special adjustments. As detailed in the briefing memo, the fiscal impact is less than \$2,000 annually.

10/18/96 copy to Curtis Smith
10/23/96 copies to ORDINANCE Distribution list

SIGNATURES REQUIRED:

ELECTED OFFICIAL: _____

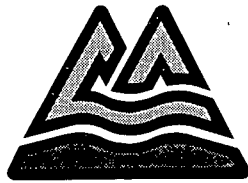
OR

DEPARTMENT MANAGER: Vickie L. Jones

ALL ACCOMPANYING DOCUMENTS MUST HAVE REQUIRED SIGNATURES

Any Questions: Call the Office of the board Clerk 248-3277/248-5222

BOARD OF
COUNTY COMMISSIONERS
96 SEP 23 AM 10:12
MULTNOMAH COUNTY
OREGON



MULTNOMAH COUNTY OREGON

BEVERLY STEIN
COUNTY CHAIR

EMPLOYEE SERVICES
FINANCE
LABOR RELATIONS
PLANNING & BUDGET
RISK MANAGEMENT

(503) 248-5015
(503) 248-3312
(503) 248-5135
(503) 248-3883
(503) 248-3797

(503) 248-5170 TDD

PORTLAND BUILDING
1120 S.W. FIFTH, 14TH FLOOR
P.O. BOX 14700
PORTLAND, OREGON 97293

PURCHASING, CONTRACTS
& CENTRAL STORES

(503) 248-5111

2505 S.E. 11TH, 1ST FLOOR
PORTLAND, OREGON 97202

TO: BOARD OF COUNTY COMMISSIONERS

FROM: Curtis Smith, Employee Services Manager

DATE: September 23, 1996

REQUESTED PLACEMENT DATE: October 3, 1996

RE: Ordinance amending Ordinance No. 856, in order to add, delete and revise exempt pay ranges and job titles and make special adjustments.

I. Recommendation/Action Requested: Adoption of Ordinance amending Ordinance No. 856.

II. Background/Analysis: The Board adopted a new exempt employee compensation system, effective July 1, 1991. Since that time, the Personnel Section has kept the system up to date by bringing periodic changes to the Board to adopt. This is the most recent update.

Section II of the Ordinance deletes 4 classifications that are no longer needed, due to departmental reorganization of responsibilities.

Section III of the Ordinance adds or restores five classifications that are necessary due to departmental reorganization of responsibilities. As each new position is created, the Board has or will consider a budget modification that adds the position and specifies the funding source for the position.

Section IV. of the Ordinance revises exempt salary ranges. The revisions of the salary ranges in the Bridge Section of the Transportation Division are based on increased responsibilities that these classifications have taken on over time.

The revision to the Payroll Supervisor range is included to implement the Order of the Merit System Civil Service Council which resulted from an appeal that was filed with the Council.

Section V. of the Ordinance specifies that employees in classifications at the time they are adopted or revised are reclassified and may be eligible for pay increases within the limits of Ordinance 778, Section IX (A).

Section VI. of the Ordinance awards special salary adjustments to the two Law Clerks in County Counsel's Office. These special adjustments are based on a local salary survey of governmental agencies that employ Law Clerks. After completion of the survey, the Employee Services Division recommended that no change in the Law Clerk range was necessary, but that these special adjustments would be appropriate to maintain the position of these incumbents in the local labor market.

III. Financial Impact: The financial impact of Special Adjustments of this Ordinance is less than \$2,000 on an annual basis and it is effective for the entire fiscal year. This money is included in current budgeted funds. Salary adjustments as a result of the reclassification provisions are optional and, if any, will be paid out of current budgeted funds by the respective departments.

IV. Legal Issues: None.

V. Controversial Issues: None

VI. Link to Current County Policies: Ordinance No. 778 requires that the exempt compensation plan be kept current.

VII. Citizen Participation: None

VIII. Other Government Participation: None

ORDINANCE FACT SHEET

Ordinance Title: Exempt employee job title and salary range revisions

Give a brief statement of the purpose of the ordinance (include the rationale for adoption of ordinance, description of persons benefited, other alternatives explored):

This proposed Ordinance amends Ordinance No. 856 and reflects routine updating of the exempt employee compensation system to: (1) Delete classifications no longer needed; (2) Create new classifications or restore classifications; (3) Revise salary ranges; (4) Describe the effect on employees; and (5) Award two special adjustments.

What other local jurisdictions in the metropolitan area have enacted similar legislation?

Other jurisdictions establish and maintain exempt compensation plans.

What has been the experience in other areas with this type of legislation?

Not applicable.

What is the fiscal impact, if any?

Less than \$2,000 annually for the special adjustments. The special adjustments and any payments as a result of the reclassification provisions will be absorbed within current budgeted funds.

(If space is inadequate, please use other side)

SIGNATURES:

Person Filling Out Form: Curtis Smith

Planning & Budget Division (if fiscal impact): David J. Warren

Department Manager/Elected Official: Vickie L. Gales

1 BEFORE THE BOARD OF COUNTY COMMISSIONERS

2 FOR MULTNOMAH COUNTY OREGON

3 ORDINANCE NO. 867

4 An ordinance amending Ordinance No. 856, in order to add, delete and revise
5 exempt pay ranges and titles and make special adjustments.

6 MULTNOMAH COUNTY ORDAINS AS FOLLOWS:

7 Section I. Findings.

8 (A) Multnomah County, Oregon employs a variety of individuals excluded from
9 any collective bargaining agreement referred to as "exempt" employees.

10 (B) It is the County's policy to establish an exempt compensation plan that
11 provides such pay as necessary for the County to recruit, select, and retain qualified
12 management, supervisory, administrative, and professional employees; that recognizes
13 employee performance, growth, and development; that maintains an appropriate internal
14 relationship among classifications and employees based on job responsibilities,
15 qualifications, and authority; and that maintains parity between equivalent exempt and
16 non-exempt positions.

17 (C) The Personnel officer is responsible for developing and recommending
18 compensation plan adjustments to the Multnomah County Board of Commissioners.

19 Section II. Deletion of Job Titles.

20 The following job titles established in Exhibit A of Ordinance No. 856 are deleted,
21 effective August 1, 1996:

22 Civil Process Supervisor

23 Information Services Manager/Senior

24 Planning & Program Development Manager

25 Victim Services Administrator

1 Section III. Addition of Job Titles and Ranges:

2 The following job titles and pay ranges are added to Exhibit A of Ordinance No.
3 856, effective August 1, 1996:

<u>Job Title</u>	<u>Min</u>	<u>Mid</u>	<u>Max</u>
4 Dep Public Guardian/Senior	\$39,156	\$46,987	\$54,819
5 Facilities Coordinator	\$30,690	\$36,828	\$42,965
6 MCSO Info Systems Manager *	\$49,966	\$59,959	\$69,952
7 MCSO Human Resources Manager *	\$47,584	\$57,101	\$66,617
8 Planning Manager *	\$52,479	\$62,975	\$73,470

9
10 *Unclassified, non-Civil Service position pursuant to MCC 3.10.100.

11 Section IV. Revision of Ranges.

12 (A) The following pay ranges are established for existing positions, effective
13 August 1, 1996:

<u>Job Title</u>	<u>Min</u>	<u>Mid</u>	<u>Max</u>
14 Bridge Maintenance Supervisor	\$39,156	\$46,987	\$54,819
15 Bridge Operations Supervisor	\$30,690	\$36,828	\$42,965

16
17 (B) The pay range for Payroll Supervisor, effective January 1, 1996, is \$41,987
18 - \$50,385 - \$58,782. The pay range for Payroll Supervisor, effective July 1, 1996, is
19 \$43,162 - \$51,795 - \$60,427.

20 Section V. Effect on Employees.

21 Exempt employees in classifications which are adopted or revised in this
22 Ordinance shall be deemed reclassified, and may receive salary adjustments as
23 authorized in Ordinance 855, Section IX. (A) and (B).

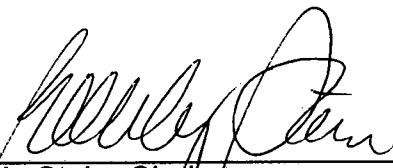
Section VI. Special Adjustments.

The following employees will receive a one-time salary adjustment, effective July 1, 1996, to the following annual salary rate. This adjustment is necessary to maintain appropriate internal and external relationships among exempt employees.

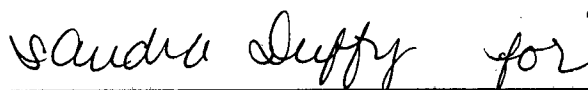
<u>Employee</u>	<u>Job Title</u>	<u>Annual Salary</u>
Elizabeth Katz	Law Clerk	\$40,824
Susan Dunaway	Law Clerk	\$40,723

ADOPTED the 17th day of October, 1996, being the date of its second reading before the Board of County Commissioners of Multnomah County, Oregon.



By 
Beverly Stein, Chair
MULTNOMAH COUNTY, OREGON

REVIEWED:

 for
Laurence Kressel, County Counsel
of Multnomah County, Oregon

N:\DATA\EMP\SERV\DATA\EXUPDATE.DOC

Meeting Date: OCT 17 1996
Agenda No.: R-9

(Above Space for Board Clerk's Office Use ONLY)

AGENDA PLACEMENT FORM

SUBJECT: Resolution Adopting Multnomah County Investment Policy

BOARD BRIEFING:

Date Requested: _____

Requested By: _____

Amount of Time Needed: _____

REGULAR MEETING:

Date Requested: October 17, 1996

Amount of Time Needed: 5 Minutes

DEPARTMENT: MSS

DIVISION: Finance

CONTACT: Harry Morton

TELEPHONE #: 248-3290

BLDG/ROOM #: 106/1430

PERSON(S) MAKING PRESENTATION: Harry Morton

ACTION REQUESTED:

☐ INFORMATIONAL ONLY ☐ POLICY DIRECTION ☒ APPROVAL ☐ OTHER

SUGGESTED AGENDA TITLE:

Resolution adopting the Multnomah County Investment Policy.

10/18/96 copies to Harry Morton

SIGNATURES REQUIRED:

ELECTED OFFICIAL: _____

(OR)

DEPARTMENT

MANAGER: _____



BOARD OF
COUNTY COMMISSIONERS
96 OCT -1 PM 3:06
MULTNOMAH COUNTY
OREGON

ALL ACCOMPANYING DOCUMENTS MUST HAVE REQUIRED SIGNATURES

Any Questions: Call the Office of the Board Clerk 248-3277 or 248-5222



MULTNOMAH COUNTY OREGON

BEVERLY STEIN
COUNTY CHAIR

EMPLOYEE SERVICES
FINANCE
LABOR RELATIONS
PLANNING & BUDGET
RISK MANAGEMENT

(503) 248-5015
(503) 248-3312
(503) 248-5135
(503) 248-3883
(503) 248-3797

(503) 248-5170 TDD

PORTLAND BUILDING
1120 S.W. FIFTH, 14TH FLOOR
P.O. BOX 14700
PORTLAND, OREGON 97214


PURCHASING, CONTRACTS
& CENTRAL STORES

(503) 248-5111

2505 S.E. 11TH, 1ST FLOOR
PORTLAND, OREGON 97202

MEMORANDUM

To: Board of County Commissioners

From:  Harry S. Morton, Treasury Manager

Date: September 26, 1996

Requested Placement Date: October 17, 1996

Subject: Resolution Adopting Multnomah County Investment
Policy Approval

I. Recommendation/Action Requested:

Approve Resolution adopting the Multnomah County Investment Policy.

II. Background/Analysis:

Pursuant to ORS 294.135, which requires that municipalities adopt a written investment policy, the Finance Division has modified the County Investment Policy last approved under Resolution 95-236, adopted November 9, 1995.

III. Financial Impact:

The modified policy will have no financial impact on the General Fund.

IV. Legal Issues:

The modified investment policy meets all legal requirements.

V. Controversial Issues:

None.

VI. Link to Current County Policies:

The modified Investment policy is consistent with County policy.

VII. Citizen Participation:

The Investment Advisory Board has reviewed and approved the modified policy.

VIII. Other Government Participation:

The Oregon Short Term Fund Board reviewed the modified policy and all recommendations of the Board were implemented.

BEFORE THE BOARD OF COUNTY COMMISSIONERS

MULTNOMAH COUNTY, OREGON

In the matter of adopting)
Multnomah County's)
Investment Policy)

RESOLUTION

WHEREAS, ORS 294.135 requires municipalities adopt a written Investment Policy;

WHEREAS, Multnomah County's Investment Policy has been reviewed by the Oregon Short Term Fund Board and the Investment Advisory Board;

THEREFORE, BE IT RESOLVED:

1. Multnomah County, Oregon adopts the Investment Policy set forth as attached.
2. The Finance Director or the Treasury Manager is authorized to administer the Investment Policy.

This Resolution replaces Resolution 95-236.

Adopted this day of , 1996.

By _____
Beverly Stein
Multnomah County, Oregon

Sandra K. Duffy for

Laurence Kressel, County Counsel
of Multnomah County, Oregon

BEFORE THE BOARD OF COUNTY COMMISSIONERS

FOR MULTNOMAH COUNTY, OREGON

ADOPTING MULTNOMAH)	RESOLUTION
COUNTY'S INVESTMENT)	96-187
POLICY)	

WHEREAS, ORS 294.135 requires municipalities adopt a written Investment Policy; and

WHEREAS, Multnomah County's Investment Policy has been reviewed by the Oregon Short Term Fund Board and the Investment Advisory Board; now therefore

IT IS HEREBY RESOLVED that Multnomah County, Oregon adopts the Investment Policy set forth as attached; and

IT IS FURTHER RESOLVED that the Finance Director or the Treasury Manager is authorized to administer the Investment Policy; and

IT IS FURTHER RESOLVED that this Resolution replaces Resolution 95-236 adopted November 9, 1995.

DATED this 17th day of October, 1996.



BOARD OF COUNTY COMMISSIONERS
FOR MULTNOMAH COUNTY, OREGON



Beverly Stein, Chair

REVIEWED:

LAURENCE KRESSEL, COUNTY COUNSEL
MULTNOMAH COUNTY, OREGON



Sandra N. Duffy, Chief Assistant

MULTNOMAH COUNTY, OREGON
INVESTMENT POLICY
For Fiscal Year 1996-1997

1. Scope:

(a) This investment policy applies to investing the financial assets of all funds included in Multnomah County's Investment Pool as defined in Section 12 of this policy. The County's approximate average daily balance of funds invested is \$140,000,000, with a high of about \$425,000,000 in November and a low of about \$70,000,000 in October.

(b) Funds will be invested in compliance with ORS 294, other applicable statutes, this policy, and other written procedures.

2. Investment Objectives:

(a) The primary objective of Multnomah County's investment activities is the preservation of capital and the protection of investment principal.

(b) The County's investment portfolio will remain sufficiently liquid to enable the County to meet all operating requirements that are reasonably anticipated. This preference for liquidity will be considered basic to investment decisions.

(c) The County will diversify its investments to avoid unreasonable risks regarding specific security types or individual financial institutions.

(d) The County will conform with Federal and State law and other legal requirements.

(e) The County will attain a market rate of return throughout budgeting cycles.

3. Delegation of Authority:

The Treasury Manager is designated as the Investment Officer of the County and is responsible for the daily cash management, and investment decisions and activities.

4. Prudence:

(a) The standard of prudence used by the Treasury Manager and Treasury staff in the context of managing the overall portfolio shall be the prudent investor rule, which states: "Investments shall be made with judgement and care, under circumstances then prevailing, which persons of prudence, discretion and intelligence exercise in the management of their own affairs, not for speculation, but for investment, considering the probable safety of their capital as well as the probable income to be derived."

(b) The Treasury Manager and Treasury staff, acting in accordance with

written procedures and exercising due diligence, shall not be held personally responsible for a specific security's credit risk or market price changes, provided that these deviations are reported to the Finance Director immediately and that appropriate action is taken to control any adverse developments.

(c) The Treasury Manager shall strive for best execution of trades and shall solicit competitive bids or offers for all instruments traded, whenever practical.

5. Investment Diversification:

(a) The County will diversify its investments across security type and institution. No more than 20 percent (20%) at market value of the County's total investment portfolio will be invested in a single security type as defined in Paragraph 8, or in instruments of a single issuer, or as limited by ORS 294.035, whichever is less. Exceptions to this twenty percent limit are:

(1) The County may invest one hundred percent (100%) of its portfolio in U.S. Treasury securities.

(2) The County may invest seventy-five percent (75%) of its portfolio in securities of U.S. Government Agencies and Instrumentalities.

(3) The funds invested in the Local Government Investment Pool may exceed twenty percent (20%) to the extent allowed under ORS 294.810.

(4) The County may invest in repurchase agreements to the extent that the collateral received does not cause the County to exceed any limits set elsewhere in this policy, including, but not only, Section 5(a)(2).

(b) If due to unanticipated cash needs or investment maturities, the investment in any security type or any financial issuer exceeds the guidelines in this policy, the Treasury Manager is responsible for bringing the investment portfolio back into compliance as soon as practicable. The Treasury Manager will also advise the Finance Director and Advisory Board members of the occurrence.

6. Investment Maturity:

(a) The County will maintain the following investment portfolio types and maturity dates:

(1) Short-term Investment Portfolio (maturities up to 3 years):

(a) Using the projected cash flow schedule the County will attempt to match its investments with anticipated cash flow requirements. The County will not invest in securities with maturity dates longer than 3 years from date of purchase.

(b) The diversification of security maturity dates for the short-term investment portfolio will be measured at market value against average monthly portfolio balances as follows:

1. Less than 30 days	10% Minimum
----------------------	-------------

2. Less than 90 days	25%	"
3. Less than 270 days	50%	"
4. Less than 1 year	70%	"
5. Less than 3 years	100%	"

(c) If the goals for diversification of security maturity dates are exceeded by 5% or more for 5 successive days, the Treasury Manager is responsible for promptly notifying the Finance Director and Advisory Board members.

(2) Long-term Investments (Maturities over 3 years and up to a maximum of 5 years):

(a) Bond Sinking Fund or Certificate of Participation reserve monies may be invested in securities exceeding three years if the maturities of such investments are made to coincide as nearly as practicable with the expected use of the funds, and the legal documents authorizing the financing allow for long-term investments.

(b) Self-Insurance Fund monies in the amount not to exceed \$8,000,000 (face value) may be invested in securities that exceed three years up to the maximum of five years. Securities purchased under this section are to be U.S. Treasury securities or securities of U.S. Government Agencies and Instrumentalities.

7. Investment of Bond Proceeds:

The Treasury Manager will work with the Finance Director, the financial advisor, and the bond counsel to determine how best to invest bond proceeds. Bond proceeds will be segregated within the County's investment portfolio, and invested in a manner consistent with Internal Revenue Service limitations on tax-exempt issuers, as well as the trust indenture, if any, and the expectations of drawdown of proceeds.

8. Investment Limitations:

(a) The following investment securities are allowed to be purchased. Additional investments are allowed by ORS 294.035, but are not allowed by the County investment policy to be purchased.

(b) The following are allowed to be purchased under this policy.

(1) U. S. Treasury Issues:

- (a) U.S. Treasury Bills
- (b) U.S. Treasury Notes
- (c) U.S. Treasury Bonds
- (d) U.S. Treasury Strips/Cubes

(2) U.S. Government Agency and Instrumentality Securities:

U.S. Government Agency securities for local government investment under ORS 294.035 and 294.040, and pursuant to ORS 294.046 (current revision).

(3) Municipal Bonds:

Legally issued interest-bearing bonds pursuant to ORS 294.035 and 294.040 (current revision).

(4) Time Certificates of Deposits (CD or TCD):

In purchasing time certificates of deposit, the County will not invest an amount which is more than 1 percent of the total deposits of any single institution. As required by ORS Chapter 295, the Treasury Manager will be responsible for insuring that a Certificate of Participation, Collateral Pool has been issued by the institution to cover County deposits.

(5) Repurchase Agreements (Repo's):

All repurchase agreements will be collateralized at margin ratios prescribed by written policy of the Oregon Short Term Fund Board. A signed master repurchase agreement will first be obtained from financial institutions. The collateral securing the repo will be delivered to the County's appropriate portfolio custodian. The County will not enter into term repo's with maturities exceeding 90 days.

(6) Reverse Repurchase Agreements (Reverse Repo's):

Before entering into a reverse repurchase agreement, the County will obtain a signed master repurchase agreement from the brokerage firm. The firm's current net worth must be over \$50 million. Reverse repo's cannot exceed two percent (2%) of the issuing firm's liabilities. Proceeds from reverse repo's will be invested in securities with maturities that match the maturities of the reverse repo. The County will not enter into term reverse repo's with maturities exceeding 60 days, and all reverse repo's must be approved by the Finance Director.

(7) Banker's Acceptance (BA's):

All bankers' acceptances will be purchased from a qualified financial institution as defined by ORS 294.035(8).

(8) Local Government Investment Pool (LGIP):

With the exception of pass-through funds, the maximum amount to be placed with the LGIP shall be pursuant to ORS 294.810.

(9) Commercial Paper (CP) and Other Corporate Debt:

All commercial paper and other corporate debt will be purchased in accordance with ORS 294.035(9). Investment in corporate debt other than commercial paper requires approval by the Finance Director.

(10) Interest-Bearing Accounts:

All such deposits shall be FDIC-insured to \$100,000.

(11) Cash Deposits in Demand Accounts:

All cash deposits will be collateralized in accordance with ORS 295.

9. Delivery of Securities:

Investment securities eligible for delivery purchased pursuant to this investment policy will be delivered by either book entry or physical delivery to a third-party custodian.

10. Authorized Financial Institutions and Securities Dealers:

(a) Addendum "A" is the list of banks and securities dealers authorized to provide investment services. The County will limit all investment and banking activities to the institutions in Addendum "A".

(b) The Treasury Manager is authorized to sign a Trading Authorization agreement or master repurchase agreement with any institution included on this list.

(c) Additions to the list of authorized financial institutions may be made at the discretion of the Finance Director with written notification to the County Chair, the Board of County Commissioners and the Investment Advisory Board.

(d) Before the County purchases securities over \$100,000 from any bank or brokerage firm, the County must have on file the firm's most recent audited financial report. The Treasury Manager is responsible for keeping current files indicating the necessary licenses and professional credentials of broker/dealers with whom the County transacts business. The files will be reviewed annually by the Treasury Manager.

11. Cash Flow Planning:

The Treasury Manager is responsible for preparing an annual projected cash flow schedule of all funds that are included in the County's Investment Pool. The projected cash flow schedule will be based on the previous two years actual cash flows. The Finance Director will review the schedule periodically. The Treasury Manager is responsible for comparing the cash flow projections to actual cash flows each month and will revise the schedule, if necessary, based on the actual cash flows.

12. Accounting Method:

(a) At the time of purchase, investments will be booked at cost. Any gains or losses from investments sold will be credited or charged to investment income at the time of sale. Premiums or discounts on securities will be amortized or accreted over the life of the securities, and be credited or charged to interest income.

(b) The County shall comply with all required legal provisions and generally accepted accounting principles (GAAP). These principles are contained in the pronouncements of authoritative bodies, including, but not necessarily limited to, the American Institute of Certified Public Accountants (AICPA), the Financial Accounting Standards Board (FASB), and the Government Accounting Standards Board (GASB).

13. County Investment Pool and Interest Earnings Allocation:

(a) The County will pool most of its funds in the County's Investment Pool for investment purposes. The funds not pooled will be restricted to: contract retainage and lien deposits, deferred compensation deposits and investments, Library Retirement Plan investments, funds held for Certificates of Participation and Revenue Bond reserves, or construction payments, petty cash funds, and imprest funds. These funds will earn interest income, if any, from the financial institution or organization holding the funds in a trust or fiduciary capacity.

(b) Method and Process of Investment Interest Allocation.

(1) According to State law and County Policy, interest earnings will be allocated to the following funds:

- (a) Road Fund and Willamette River Bridge Fund
- (b) Bicycle Path Fund
- (c) County School Fund
- (d) Tax Title Land Sales Fund
- (e) Emergency Communication Fund
- (f) Property Tax Trust Funds and Accounts
- (g) Funds accounting for serial levy and bond funds
- (h) Inmate Welfare Fund
- (i) Justice Services Special Operations Fund

(2) All Proprietary Type Funds will receive interest earnings allocation.

(3) Funds held in Trust Accounts or Trust Funds, that are to be used for a specific purpose will receive interest earnings allocation. These include:

- (a) Regional Organized Crime and Narcotics (ROCN)
- (b) Public Guardian
- (c) Drug Forfeiture

(4) Interest will be allocated to Funds created by the Board of County Commissioners that specifically state the funds will earn interest. These include:

- (a) Capital Acquisition Fund
- (b) Capital Improvement Fund

(5) Interest will not be allocated to the Federal/State Program Fund because the majority of the expenditures are on a reimbursement basis from the Grantor Agency, and the General Fund provides the cash flow.

(6) The General Fund will receive the balance of interest earnings. All other Funds that are supported in whole or part by the General Fund will not be allocated interest earnings.

(7) In the event a new fund or account is created, the Finance Director is authorized to make the determination if the fund or account should receive interest. This determination is to be based on the criteria used for the funds in existence at the time this policy is adopted.

(c) The amount of interest allocation will be based on:

(1) The average daily cash balance of the fund. The property tax trust funds average daily cash balance will be reduced by the average daily uncollected funds (float).

(2) The average monthly yield of the County's investment portfolio.

(3) The yield is calculated on a 365-day basis.

(4) An administrative fee of 1% of the earnings will be deducted from the interest earnings allocation prior to distribution.

(5) If the average daily cash balance in a fund is negative and the fund has interest income received, the fund will be debited interest income for the period or periods that the cash balance is negative.

(6) Each month the General Ledger Section is responsible for computing and recording the amount of interest income that is to be allocated to various Funds.

14. The Investment Advisory Board:

(a) The County Chair will appoint the Investment Advisory Board members. The Investment Advisory Board will be composed of five citizen members. These individuals shall be nominated on the basis of their understanding and knowledge of financial markets.

(b) The Investment Advisory Board will meet quarterly to review the County's investment performance and existing investment plan. All such meetings of the Investment Advisory Board will be open and publicized as required by the "Open Meetings Law."

(c) After each meeting of the Investment Advisory Board, the Treasury Manager will prepare and distribute a written report summarizing the meeting to the Chair of the Board, the Board of County Commissioners, the Investment Advisory Board and the Finance Director.

15. Reporting Requirements:

The Treasury Manager will provide the Chair of the Board, the Investment Advisory Board, the Executive Assistant to the Chair, and the Finance Director copies of the monthly Investment Portfolio. At each quarterly Advisory Board meeting the Treasury Manager will provide the Board and the Finance Director a monthly detailed listing of all sales and purchases, with an explanation for the decision to sell or purchase. The Investment Portfolio will be marked-to-market monthly for financial reporting purposes.

16. Indemnity Clause:

The County shall indemnify County Officials and Advisory Board members from personal liability for losses that might occur pursuant to administering this investment policy.

17. Internal Controls:

The Treasury Manager and Treasury staff shall follow the internal controls outlined in the Financial and Budget Policy, Finance Division policies and

procedures, and any policies adopted after this policy is adopted.

18. Performance Evaluation and Goals:

The performance of the County's portfolio shall be measured against the performance of the Local Government Investment Pool yield and of 90-day Treasury Bill yields. It is the goal of the County to maintain a yield that is not more than 1/2 percent (.5%) lower than that of the Local Government Investment Pool, and is not less than 1/4 percent (.25%) higher than the 90-day Treasury Bill yield. The County will attempt to compare its yield to Washington County and Clackamas County portfolios.

19. Investment Policy Adoption:

(a) The County's investment policy will be reviewed by the Finance Director and Investment Advisory Board for appropriate modifications on an annual basis and submitted to the Oregon Short Term Fund Board. Any comments made by the Oregon Short Term Fund Board will be formally responded to, and any suggestions not implemented will be explained to the Board of County Commissioners.

(b) This policy and any amendments to this policy are to be approved annually by the Board of County Commissioners.

ADOPTED THIS 17th DAY OF October, 1996 by BOARD OF
COMMISSIONERS, MULTNOMAH COUNTY, OREGON.

MULTNOMAH COUNTY, OREGON
INVESTMENT POLICY

Financial Institutions
Addendum "A"

Brokerage Firms:

1. BA Securities, Inc
2. Bear Stearns Inc.
3. Chase Securities, Inc.
4. Dain Bosworth Incorporated
5. Dean Witter Reynolds Inc.
6. Donaldson, Lufkin and Jenrette
7. Merrill Lynch Capital Markets, Inc.
8. Paine Webber Incorporated
9. Prudential Securities, Inc.
10. Sanwa Securities (USA) Co.
11. Seattle Northwest Securities Corp.
12. Smith Barney*
13. US Bancorp Brokerage

**Trading approval for Smith Barney is suspended while an affiliated person serves on the Investment Advisory Board*

Banks:

1. Bank of America NT&SA
2. Bank of Tokyo
3. Key Bank
4. Union Bank of California
5. US National Bank of Oregon
6. Wells Fargo Bank NA
7. Albina Community Bank (\$100,000 maximum)
8. American State Bank (\$100,000 maximum)

Savings and Loans:

1. None at this time.

Other:

1. Oregon Local Government Investment Pool (LGIP)

**MULTNOMAH COUNTY, OREGON
INVESTMENT POLICY**

**Investment Advisory Board
Addendum "B"**

Marc Gonzales, Finance Director
Clackamas County
902 Abernethy Road
Oregon City, OR 97045
(503) 655-8666, 650-3319
(503) 650-3478 (Fax)

Term Expires: 6/30/99
First Term

Judy Homer
Cash & Debt Management, City of Gresham
1333 NW Eastman Parkway
Gresham, OR 97030
(503) 669-2371
(503) 661-6073 (Fax)

Term Expires: 6/30/99
Second Term

Thomas Landye, Senior Partner
Copeland, Landye, Bennett and Wolf
300 First Interstate Tower
Portland, OR 97201
(503) 224-4100
(503) 224-4133 (Fax)

Term Expires: 6/30/97
First Term

George Scherzer, First Vice President
Smith Barney
200 SW Market, Suite 1200
Portland, OR 97201
(503) 221-7640, 221-7627
(503) 221-7647 (Fax)

Term Expires: 6/30/99
Fourth Term

Howard Shapiro
American Bank Building
621 SW Morrison #600
Portland, OR 97205
(503) 222-6613

Term Expires: 6/30/97
First Term

Staff: David Boyer, Finance Director
Harry Morton, Treasury Manager

(503) 248-3903
(503) 248-3290

MULTNOMAH COUNTY, OREGON
INVESTMENT POLICY

Staff Authorizations
Addendum "C"

Single Signature

David A. Boyer, Finance Director (Full Authorization)

Harry S. Morton, Treasury Manager (Full Authorization)

Dual Signature (Requires Second Signature)

Cliff Pengra, Treasury Specialist 2 (Dual Authorization)

Calvin J. Smith, Treasury Specialist 2 (Dual Authorization)

August 12, 1996

TO: Harry Morton
Treasury Manager
Multnomah County

FROM: James M. Yasutome
Senior Investment Officer
Short-Term Investments

RE: Preliminary comments, Multnomah County Investment Policy

These preliminary comments are provided so that the County may respond with explanations or clarifications to exceptions we have noted before the County's policy together with our final comments are forwarded on to the OSTF Board members.

We suggest that the most recent adoption date become part of the Title.

Page 3: Paragraph 6: Investment Maturity (1b) This line is obsolete, see below discussion of (b)(5).

Page 4: Paragraph 8. Investment Limitations: (b)(5) Repurchase Agreements

We suggest changing the language prescribing the minimum margin ratios for repurchase collateral so it paraphrases the applicable ORS i.e. "may not exceed amounts or percentages prescribed by written policy of the.....Oregon Short Term Fund Board.....". Further, such pricing margins apply to all collateral regardless of maturity. Originally, ORS 294.135 required pricing of collateral only when over 18 months maturity and to minimum margins of 98% of market value. These specifications have been deleted by the 1995 revised ORS's. For your information, on March 12, 1996, the OSTF Board adopted the following margins:

US Treasury securities:	102%
US Agency discount and coupon securities:	102%
Mortgage backed or other:	103%*
*Limited to those described in ORS 294.035(1)	

Page 5: Paragraph 9. Delivery of Securities:

As an observation, the more common term for a safekeeping agent is "custodian".

Paragraph 10: Authorized Financial Institutions and Securities Dealers:

We suggest that language requiring some periodic review of such lists be added and that the County have in place proof as to all the necessary licenses and credentials of the broker/dealer contact.

Page 6: Paragraph 12. Accounting Method (a) :

We suggest that specific language about accounting practices be placed in an appendix or addendum. Paragraph (b) is all encompassing enough to encumber the County to do whatever any authoritative body dictates.

Page 8: Paragraph 17. Internal Controls:

We suggest adding language for periodic review of these controls by an independent third party i.e. the County's auditors.

Paragraph 19. Investment Policy Adoption:

We suggest the County add language requiring annual readoption (ORS 294.135a).

Meeting Date: SEP 24 1996 OCT 17 1996
Agenda No: P-2 R-10
Est. Start Time: 6:00pm 10:40

(Above Space for Board Clerk's Use ONLY)

AGENDA PLACEMENT FORM

SUBJECT: First Reading of an Ordinance adopting the West Hills Rural Area Plan (C 2-93)

BOARD BRIEFING Date Requested:
Amt. of Time Needed:
Requested By:

REGULAR MEETING Date Requested: September 24, 1996
Amt. of Time Needed: 2 Hours

DEPARTMENT: DES **DIVISION:** Transportation & Land Use Planning
CONTACT: Gordon Howard **TELEPHONE:** 248-3043
BLDG/ROOM: 412 / 109

PERSON(S) MAKING PRESENTATION: Gordon Howard

ACTION REQUESTED

☐ Informational Only ☐ Policy Direction ☒ Approval ☐ Other

SUGGESTED AGENDA TITLE

First Reading of an Ordinance adopting the West Hills Rural Area Plan (C 2-93)

10/22/96 copies to Gordon Howard
and ordinance distribution list 10/23/96

SIGNATURES REQUIRED

Elected Official: _____

or

Department Manager: KR Larry F. Nicholas /ms

BOARD OF
COUNTY COMMISSIONERS
MULTNOMAH COUNTY
OREGON
SEP 17 PM 2:52

#1

PLEASE PRINT LEGIBLY!MEETING DATE 10-17-96

NAME BETTINA CHRISTENSEN
 ADDRESS OTSC INC 1966 NW RAMSEY CREST
STREET
PORTLAND 97229
CITY ZIP

I WISH TO SPEAK ON AGENDA ITEM NO. R-10
 SUPPORT _____ OPPOSE ✓ (PARTIAL)
 SUBMIT TO BOARD CLERK _____

#2

PLEASE PRINT LEGIBLY!MEETING DATE 10/17/96

NAME Dave Koennecke/Koennecke Timber
 ADDRESS 14482 NW Gilligan Rd
STREET
Portland Ore 97231
CITY ZIP

I WISH TO SPEAK ON AGENDA ITEM NO. R-10
 SUPPORT CFU 2 OPPOSE CFU 1
 SUBMIT TO BOARD CLERK _____

#3

PLEASE PRINT LEGIBLY!MEETING DATE 10/17/96

NAME JAMEY HAMPTON
 ADDRESS 2981 NW 53rd Dr
STREET
Portland 97210
CITY ZIP

I WISH TO SPEAK ON AGENDA ITEM NO. R-10
 SUPPORT _____ OPPOSE X
 SUBMIT TO BOARD CLERK _____

#7

PLEASE PRINT LEGIBLY!

MEETING DATE Oct 17

NAME

ADDRESS

Stacy Fowler
520 SW Yamhill
STREET

PCD

CITY

ZIP

I WISH TO SPEAK ON AGENDA ITEM NO. R-10

SUPPORT X **OPPOSE** X

SUBMIT TO BOARD CLERK

**BOARD OF COUNTY COMMISSIONERS
AGENDA ITEM BRIEFING
ORDINANCE SUPPLEMENT**

To: Multnomah County Board of Commissioners

From: Planning Staff

Today's Date: September 13, 1996

Requested

Placement Date: September 24, 1996

Subject: First Reading on Adoption of the West Hills Rural Area Plan, a component of the Multnomah County Comprehensive Framework Plan

I. Recommendation / Action Requested:

Approve on first reading the ordinance adopting the West Hills Rural Area Plan, and schedule a second reading of the ordinance for October 17, 1996.

II. Background / Analysis:

Multnomah County began work on the West Hills Rural Area Plan in 1993 with an issues identification process. The result of this process was a Scoping Report, identifying major issues expressed by citizens at two public workshop meetings, other governmental agencies, and organized interest groups.

In the Fall of 1993 a twelve-member Citizens' Advisory Committee, appointed the Chair, began a series of public meetings to formulate planning policies to be included in the West Hills Rural Area Plan. This group met monthly for approximately nine months, and their work was presented at two public workshop meetings held in the Summer of 1994. It was then forwarded to the Planning Commission as part of a staff-recommended West Hills Rural Area Plan.

In the Fall of 1994 the Planning Commission began consideration of the West Hills Rural Area Plan. The Planning Commission held a public hearing (noticed to all property owners) on the draft plan, and after several meetings amended the staff-recommended plan and transmitted a recommended draft in April, 1995 to the Board of Commissioners.

At this point, the Oregon Department of Land Conservation and Development (DLCD) informed Multnomah County that the Board of Commissioners could not consider the draft West Hills Rural Area Plan until completion of a separate document, entitled the West Hills Reconciliation Report, which dealt only with the issues of wildlife habitat, streams, scenic views, and mineral and aggregate resources in the West Hills Rural Area. Multnomah County was engaged in a dispute with the DLCD regarding expansion of the

Angell Brothers quarry. After the disputants agreed to a mediated settlement, the Board of Commissioners adopted a revised West Hills Reconciliation Report in September, 1995. After a lengthy review, the Oregon Land Conservation and Development Commission (LCDC) "acknowledged" the West Hills Reconciliation Report and its settlement of the issues of wildlife habitat, streams, scenic views, and mineral and aggregate resources in the West Hills Rural Area. In March, 1996, but required one additional minor change. In May, 1996, the Board of Commissioners made this minor change. As a result, the Board of Commissioners may now consider adoption of the West Hills Rural Area Plan.

The primary focus of the West Hills Rural Area Plan is to maintain the area as rural. Multnomah County should not allow significant expansion of the urban growth boundary into the area and should preserve its mixture of forestry and farming activities, natural resources, and rural residences. Virtually all participants in the process of developing the West Hills Rural Area Plan agreed on this basic point.

For an analysis of the major issues associated with the plan, please see Section V., Controversial Issues.

III. Financial Impact:

Implementing the West Hills Rural Area Plan through amendments to the zoning and other County ordinances will require on-going long-range planning staff to complete the work and on-going current planning staff to apply the plan policies to land use permits.

IV. Legal Issues:

The proposed West Hills Rural Area Plan has been submitted to the Oregon Department of Land Conservation and Development for a 45-day review period regarding compliance with the Goals of the Oregon Statewide Planning Program. We have received no comment from the Department within the review period (which ended on August 22, 1996).

V. Controversial Issues:

The following is a discussion of issues staff expects to be controversial at the public hearing. Staff will be prepared to respond to any questions or comments regarding issues other than the three discussed below at the public hearing.

A. DWELLINGS IN COMMERCIAL FOREST USE ZONED AREAS

This issue has been the focus of considerable public controversy for many years in the West Hills Rural Area. The Commercial Forest Use zoning district implements Goal 4 of the Oregon Statewide Planning Program, which calls for the preservation of forest lands in order to sustain the state's forest economy and provide additional benefits in terms of open space and fish and wildlife habitat

preservation. Based upon changes in the Oregon Administrative Rules which significantly restricted non-forest related development on forest lands, Multnomah County made major changes in the Commercial Forest Use zoning district, which reduced the ability to subdivide land or build additional residences on these lands. As a result, lands which were marginally recognizable as commercial forest lands (and had more liberal zoning rules to match) were rezoned with much more restrictive zoning regulations. The West Hills Rural Area contains approximately 15,100 acres of land zoned for Commercial Forest Use (approximately 75% of the land area in the West Hills).

In 1993, the State Legislature passed a law which allowed counties the option of adopting less restrictive zoning rules for new residences in the Commercial Forest Use zoning district. Among the options are 1) allowing long-time (since 1985) owners of vacant forest tracts the option to build one single-family residence on the tract regardless of other zoning rules, and 2) changing the "template" test, which requires a certain number of lots and existing residences to be in place around a vacant parcel before it can be developed with a residence, so as to make it less restrictive. The third option is to attempt to rezone some Commercial Forest lands to rural residential by proving an "exception" to Statewide Planning Program Goal 4 (Forestry) is justified and that the lands in question are built, committed or constrained to the point where it is infeasible to practice commercial forestry on them.

The recommendation of the Planning Commission is to divide the West Hills Rural Area's commercial forest use lands into two sub-categories, labeled as CFU-1 lands and CFU-2 lands. CFU-1 lands consist of areas where the predominant size of ownerships is greater than 40 acres, while CFU-2 lands would be areas with a predominant ownership size of less than 40 acres. Multnomah County would use more restrictive zoning rules in the CFU-1 areas to protect them for large-scale commercial forestry operations, while using less restrictive zoning rules to allow some additional residences in areas where property is already parceled into smaller lots, many with existing residences. The map on Page 11 of the Draft West Hills Rural Area Plan shows the proposed boundaries of the two Commercial Forest Use zoning sub-districts. The CFU-1, or larger parcel lands, are about 9,200 acres with 33 existing residences (average of 1 dwelling unit per 280 acres) while the CFU-2, or smaller parcel lands, are about 5,900 acres with 318 dwelling units (average of 1 dwelling unit per 18 acres). Under the Planning Commission's recommendation, new dwellings in the CFU-1 areas would be allowed only on parcels of at least 160 acres in size, while in the CFU-2 areas new dwellings would be allowed pursuant to the current template test, with the additional proviso that long-time (since 1985) owners of vacant property could place a single-family residence on that property. If the Planning Commission's recommendation is adopted, there is the potential for approximately 150 additional dwellings on Commercial Forest Use zoned lands in the West Hills (there are currently approximately 350 dwellings on these lands). It should be noted that each of these 150 potential additional dwellings would

require approval of a Conditional Use Permit for the dwelling, and Multnomah County might deny some of these permits because the proposed development could not meet other standards relating to fire access, affect on forest practices, etc.

Alternatives to the Planning Commission's recommendation range from zoning rules which would allow no new additional dwellings on forest lands in the West Hills to zoning rules which would allow approximately 300 additional dwellings on forest lands in the West Hills if Multnomah County adopted the most liberal zoning regulations allowed by the Oregon Administrative Rules.

B. URBAN RESERVES DESIGNATION

The METRO 2040 plan for the future growth of the Portland Metropolitan Area has developed a process for analyzing areas for potential future addition to the Area's Urban Growth Boundary based upon demonstrated need and policy decisions. These areas are called urban reserves. METRO has identified two areas for consideration as urban reserve study areas in the West Hills Rural Area. One of these areas, consisting of approximately 470 acres, is located in the southwest corner of the West Hills Rural Area and consists primarily of the Bonny Slope subdivision and adjacent lands in the vicinity of Laidlaw Road. The Planning Commission recommends that Multnomah County support study of this area as an urban reserve, because of its higher level of existing development and its relative lack of farming, forest, or natural areas. The second area, consisting of approximately 60 acres, is located on the south side of Springville Road adjacent to the Washington County line. The Planning Commission does not recommend support of this area for study as an urban reserve because it is entirely designated as Exclusive Farm Use land.

In order to preserve the rural nature of the West Hills and its significant attributes, the Planning Commission recommends that Multnomah County oppose any efforts to expand the urban growth boundary into any other area of the West Hills other than the Bonny Slope area described above.

C. CORNELIUS PASS RAILS TO TRAILS CONVERSION

METRO has been studying the feasibility of converting the Burlington Northern's Cornelius Pass railroad line, which may be abandoned by the railroad prior to 1999, for conversion to a recreational trail. The rail line runs from the Astoria rail line adjacent to Highway 30 and Multnomah Channel through the West Hills rural area near McCarthy Creek and Cornelius Pass Road, through a tunnel under Skyline Blvd. and then into Washington County, where it runs to Hillsboro. METRO's study of this issue has aroused significant opposition among some adjacent property owners, as well as support from other property owners and interested parties.

If METRO gets the opportunity and decides to build this trail, it will need land use approval from Multnomah County in the form of a conditional use permit. The Planning Commission recommends that Multnomah County take a neutral stand on the project at this time, supporting only study of the feasibility for conversion to trail use. The Citizens' Advisory Committee had recommended support of the trail, with mitigation of the concerns of neighboring property owners. Multnomah County also recommends study of the route as a bicycle route to replace the existing designated route along Cornelius Pass Road between Highway 30 and Skyline Blvd. Opponents of the trail conversion are concerned about the impacts of persons using the trail in areas where it generally runs along the rear property line of existing residences, and the danger and vandalism inherent in the use of the half-mile long tunnel under Skyline Blvd. The trail's supporters argue that it will provide a significant recreational opportunity for hikers, equestrians, and potentially bicyclists away from conflicts with vehicular traffic.

VI. Link to Current County Policies:

The West Hills Rural Area Plan would be the first adopted as part of Multnomah County's rural area planning program, begun in 1993. The aim of this program is the adoption of rural area plans (considered "subsets" of the Multnomah County Comprehensive Framework Plan) for all of Multnomah County's rural communities. The Transportation and Land Use Planning division is currently working with citizens' committees on rural area plans for the area East of the Sandy River and the Sauvie Island/Multnomah Channel area. Work has not yet begun on a West of Sandy River rural area plan, and Multnomah County must complete planning work for the fifth area, the Columbia Gorge National Scenic Area, in conjunction with the Columbia River Gorge Commission.

VII. Citizen Participation:

Prior to beginning plan preparation, Multnomah County completed a process of scoping all major issues associated with land use in the West Hills. This process included two public forums noticed to all residents at which the attendees were asked for input on major issues they wished to be addressed. The result was a scoping report presented to the Planning Commission and Board of Commissioners in August, 1993.

In October 1993, the Multnomah County Chair appointed a Citizens' Advisory Committee to provide input on the preparation of the West Hills Rural Area Plan. This committee met monthly through May, 1994 and came forth with a set of recommended policies and principles to guide the plan. These policies and principles were presented to the public in June, 1994 at two open houses in the West Hills.

Multnomah County mailed notice of the Planning Commission hearing on the West Hills Rural Area Plan in December, 1994 to all West Hills Rural Area property owners. Notice of this public hearing has also been mailed to all property owners.

VIII. Other Government Participation:

Multnomah County invited the participation of other local governmental agencies throughout the preparation of West Hills Rural Area Plan. We have received comments and input from the following state and local agencies:

Oregon Department of Land Conservation and Development
Oregon Department of Forestry
Oregon Department of Fish & Wildlife
Oregon Department of Water Resources
Oregon Department of Transportation
Columbia County Planning Division
Washington County Planning Division
Portland Planning Bureau
Burlington Water District
Tualatin Valley Fire & Rescue
Scappoose Fire District
Portland School District
Scappoose School District
Portland Bureau of Environmental Services
Portland Parks and Recreation Bureau
METRO Planning Division
METRO Parks and Greenspaces Division

ORDINANCE FACT SHEET

Ordinance Title:

An Ordinance adopting the West Hills Rural Area Plan, a portion of the Multnomah County Comprehensive Framework Plan.

Give a brief statement of the purpose of the ordinance including rationale for adoption, description of persons benefited, alternatives explored:

The ordinance will result in the adoption of the West Hills Rural Area Plan, which will refine the Multnomah County Comprehensive Framework Plan by providing a policy direction for land use issues in the West Hills Rural Area.

The West Hills Rural Area consists of approximately 19,000 acres, located in Multnomah county north and west of the City of Portland. Its boundaries are Washington County on the west, Columbia County on the north, Highway 30 and the City of Portland on the east, and the City of Portland on the south. Approximately 1,000 acres in the Balch Creek basin is discontinuous from the rest of the West Hills Rural Area, and is surrounded by the City of Portland and urban portions of Multnomah County. The West Hills Rural Area has approximately 3,000 residents.

Over the past several years the West Hills Rural Area has been the subject of several controversial land use issues and policies. The largest of these have involved land use rules for areas designated as Commercial Forest lands (approximately 75% of the West Hills) and rules for protection of natural and environmental resources such as streams, wildlife habitat, scenic views, and the mineral and aggregate resource represented by the Angell Brothers quarry property. Other issues of concern to West Hills residents include placement of regional parks and recreational facilities in the West Hills Rural Area, placement of regional transportation facilities in the area, and expansion of the Portland Metropolitan Area's Urban Growth Boundary into the area. The proposed West Hills Rural Area plan addresses all these issues and provides policy guidance for their resolution over the next 20 years. This will benefit not only residents and property owners within the West Hills, but also the entire Portland Metropolitan Area, for which the West Hills is an important "greenspace" adjacent to some of the older and denser parts of the city.

As part of the formulation of the West Hills Rural Area Plan, the Planning Division and the Citizens' Advisory Committee explored many alternative visions for the West Hills. The document reflects a "balance" between these visions in many respects. However, the one almost universal vision expressed was that the West Hills Rural Area should remain RURAL, and not be urbanized by significant expansion of the urban growth boundary into the area.

What other local jurisdictions have enacted similar legislation?

All local jurisdictions have adopted Comprehensive Plans which are subject to "acknowledgement" by the Oregon Land Conservation and Development Commission. While many local jurisdictions have more specific community or area plans, to date only urban communities have prepared such plans. Multnomah County is the first jurisdiction to prepare a "community" plan for rural areas. The West Hills Rural Area Plan is the first of these efforts. Other rural areas in Multnomah County are Sauvie Island/Multnomah Channel, East of Sandy River, West of Sandy River, and the Columbia Gorge National Scenic Area.

What is the fiscal impact, if any?

Implementing the West Hills Rural Area Plan through amendments to the zoning and other County ordinances will require on-going long-range planning staff to complete the work and on-going current planning staff to apply the plan policies to land use permits.

SIGNATURES

Person filling out form: *Debra J. Harland*

Planning and Budget (if fiscal impact): _____

Department Manager/Elected Official: *Larry F. Nicholas*

#103443

CLERK OF
COUNTY COMMISSIONERS
MULTNOMAH COUNTY
OREGON
96 OCT - 9 PM 3:41

August 13, 1996

Ms. Andrea Jilovec
Commissioner Dan Saltzman - Mult. County
1120 S.W. Fifth Ave. Suite 1500
Portland, Oregon 97204

Re: Oregon Forest Practices Act Exception

Dear Ms. Jilovec,

Thank you for taking my call earlier week. I am hopeful that after you have had time to review this information, that both you and Commissioner Saltzman, will feel strongly enough about the problem to make it one of your priorities.

Essentially, within Multnomah County, within areas that have multiple layers of regulations to afford them the highest levels of County environmental protection, anyone with a **Oregon Department of Forestry** logging permit can conduct full scale logging operations.

In the Oregon Forest Practices Act (OFPA), Section 527.722, restrictions on a local government's ability to adopt rules regulating forest operations is spelled out. Specifically, subsection (1) makes clear that, "no unit of local government shall adopt any rules or ordinances or take any other actions that prohibit, limit, regulate, subject to approval or in any other way affect forest practices on forest lands located outside of an acknowledged urban growth boundary."

I acknowledge that the OFPA does specify measures to protect soil, air, water, fish and wildlife resources. However, one would be naive to believe that the primary focus of the Forest Practices Act puts conservation and protection of critical environmental areas on the same level as the cutting and harvesting of timber throughout the state.

There is a sizeable amount of land in the West Hills area, near Portland, outside of the urban growth boundary (UGB), that comes under very strict County regulations. These regulations, most of which I am sure you are familiar with, such as the 1994 Skyline West Conservation Plan, Significant Environmental Concern (SEC),

1993 Goal 5 Process, 1995 West Hills Reconciliation Report, 1992 Forest Wildlife in the West Hills, Hillside Development Permit Process (HDP), 1993 Rural Area Planning Program, have been put into force after extensive study and considerable local taxpayer expense. It makes no sense, whatsoever, to have conducted studies, adopted their conclusions into County law, only to have them overturned, rendered useless by **Oregon State law**.

A personal note regarding this is a story I'll relate briefly concerning land along Skyline and Germantown Road which my wife and I had owned. We had purchased 5.32 acres in 1989, planning to eventually build a home and live there. With the arrival of our daughter, several years later, our plans and needs changed. So a decision was made to sell the land to pay for a parcel much closer in to Portland. The ultimate buyer, Western States Development, expressed interest in developing a luxury homesite, and a deal was struck. They proceeded to then secure a logging permit from the Oregon Department of Forestry. The site did contain a sizeable amount of 'commercially' valuable trees which provided both privacy and needed habitat for wildlife, also a natural spring which fed into Rock Creek, and moderate to steep slopes. Although we sold the land reluctantly, ultimately, we did sell feeling confident that our land, though outside the UGB, would be protected from **excessive** clearing and development by multiple layers of environmental protection from the County.

We were devastated to hear from our old neighbors what was occurring on our land, and to be then told by Multnomah County Planning that there was nothing they could do because **Oregon State law** supersedes **County law** in this case. This is wrong and should be changed as soon as possible.


There are a few people I would recommend you contact regarding the facts surrounding this letter. First, Lisa Estrin, County Planner. Her phone is 248-3043, and Jim Johnson, Multnomah County Field Rep for LCDC. His phone is 503-373-0082.

I am enclosing a photocopy of a chapter of the OFPA. In it, Section 527.724 Subsection (4) (7), outlines a procedure to exempt areas with Multnomah County from the administrative authority of the Forest Practices Act. The mechanism, and even the political will exists, at least within Multnomah County, to allow the County to secure an exception to the Oregon Forest Practices Act to protect critical habitat. Will you please help to prevent the loss of the precious few areas of wooded habitat

remaining, by seeing to it that the County presses for this exception to the Forest Practices Act?

Thank you for your time and help with this matter. If I can be of further help, please let me know. I look forward to hearing from you.

Sincerely,



James and Elizabeth Marquard
534 S.W. Bancroft Street
Portland, Oregon 97201

ph. 274-4181 hm

cc: Multnomah County Board of Commissioners

BEFORE THE BOARD OF COUNTY COMMISSIONERS

FOR MULTNOMAH COUNTY, OREGON

ORDINANCE NO. 868

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An Ordinance adopting the West Hills Rural Area Plan, a portion of the Multnomah County Comprehensive Framework Plan.

Multnomah County Ordains as follows:

Section I. Findings.

(A) On August 31, 1993, the Multnomah County Board of Commissioners accepted the West Hills Rural Area Plan Scoping Report, prepared in June 1993 by Cogan Sharpe Cogan, which listed issues Multnomah County would address in the West Hills Rural Area Plan.

(B) The Chair of the Multnomah County Board of Commissioners subsequently appointed a Citizens' Advisory Committee of twelve members to conduct public meetings and assist in the preparation of the West Hills Rural Area Plan.

(C) The Citizens' Advisory Committee held monthly meetings from November, 1993 through May, 1994, and formulated draft policies and principles to be included within the West Hills Rural Area Plan.

(D) These draft principles and policies were presented at two public open houses in June 1994 within the West Hills Rural Community.

(E) The Multnomah County Planning Commission held a public hearing on the draft West Hills Rural

1 Area Plan on December 5, 1994. On April 3, 1995, the Planning Commission completed revisions to the
2 West Hills Rural Area Plan document and recommended its adoption by the Multnomah County Board of
3 Commissioners.

4

5 (F) At this point, Multnomah County forwarded the draft West Hills Rural Area Plan to the Oregon
6 Department of Land Conservation and Development (DLCD) for a required 45 day review. In May, 1995,
7 the DLCD informed Multnomah County that the Board of Commissioners could not consider adoption of
8 the West Hills Rural Area Plan until the County's remaining Periodic Review issues, relating to wildlife
9 habitat, streams, scenic views, and the mineral and aggregate resources of the Angell Brothers quarry had
10 been resolved and "acknowledged" as being consistent with Goal 5 of the Statewide Planning Program by
11 the Oregon Land Conservation and Development Commission.

12

13 (G) Therefore, the Multnomah County Board of Commissioners did not schedule a public hearing to con-
14 sider adoption of the West Hills Rural Area Plan.

15

16 (H) In September, 1995, Multnomah County submitted a revised resolution of the remaining Periodic
17 Review issues related to Goal 5 of the Statewide Planning Program to the Oregon Land Conservation and
18 Development Commission. On March 7, 1996 the Oregon Land Conservation and Development
19 Commission "acknowledged" Multnomah County's Periodic Review work to be complete, and directed
20 the County to make one minor change regarding the application of a wildlife habitat zoning overlay on a
21 small portion of the West Hills. The Board of Commissioners adopted this change in May, 1996. Thus,
22 the West Hills Rural Area Plan could proceed to a hearing before the Board of Commissioners.

23

24 (I) On July 10, 1996, the draft West Hills Rural Area Plan was again sent to the Oregon Department of
25 Land Conservation and Development for a 45-day review period. Multnomah County received no com-
26 ment within the review period.

1

2 (J) On September 4, 1996, the Multnomah County Division of Transportation and Land Use Planning
3 mailed notice of a public hearing on the West Hills Rural Area Plan to all property owners and other inter-
4 ested parties.

5

6 Section II. Amendment of Comprehensive Framework Plan

7

8 The Multnomah County Comprehensive Framework Plan is hereby amended to include the West Hills
9 Rural Area Plan, attached hereto as Exhibit "A."

10

11 ADOPTED this 17th day of October, 1996, being the date of its second reading
12 before the Multnomah County Board of Commissioners.

13

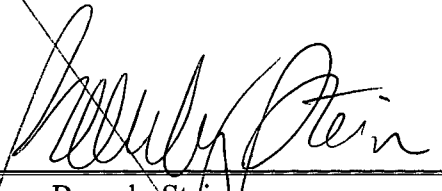
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By


Beverly Stein
Multnomah County Chair

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22 REVIEWED:

23 LAWRENCE KRESSEL, COUNTY COUNSEL
24 for MULTNOMAH COUNTY, OREGON

25

26

By 
SANDRA N. DUFFY, CHIEF ASSISTANT COUNSEL

BOARD OF COMMISSIONERS DRAFT **WEST HILLS RURAL AREA PLAN**

Strike-outs and underlines reflect changes from Planning Commission recommendation to incorporate the policies of the adopted West Hills Reconciliation Report

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INTRODUCTION

This document contains the Rural Area Plan for the West Hills Rural Area. It is part of the overall Multnomah County Comprehensive Framework Plan, and when adopted by the Board of County Commissioners, will constitute an official element of the plan.

This plan is a guide to decision making with regard to land use, capital improvements, and physical development (or lack thereof) of the community. It will be used by the County, other governmental agencies, developers and residents of the area. The residents have a deep interest in their community's preservation.

This plan represents a commitment on the part of Multnomah County to see that the plan elements are carried out and implemented to the best of the County's financial and enforcement capabilities. It also represents a commitment on the part of the West Hills Rural Area community to support the accomplishment of the identified policies contained within this plan.

The elements of this plan reflect future trends and policies for the West Hills Rural Area during the next 15 to 20 years. The plan can be changed only if it goes through the process of an official plan amendment.

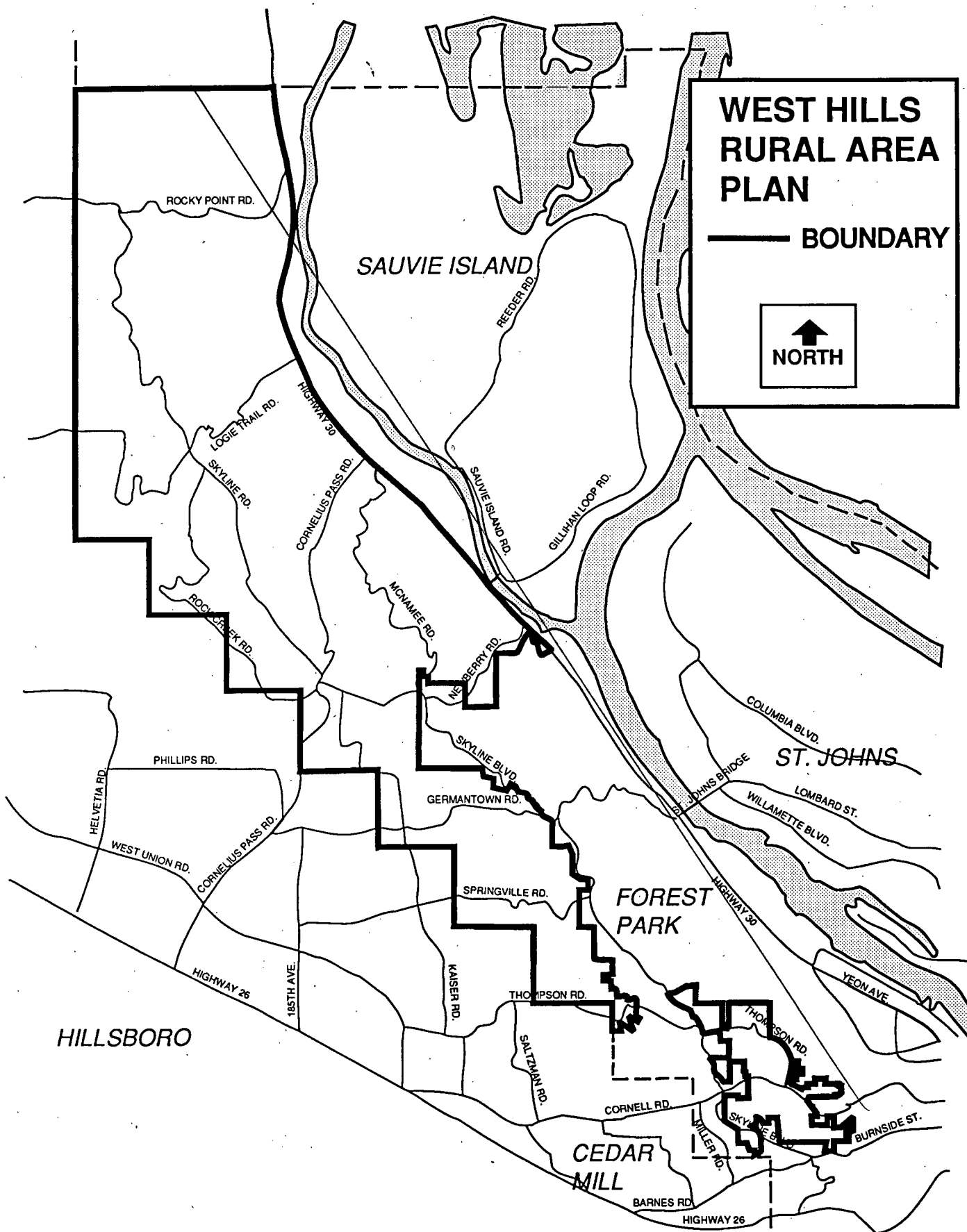
The Rural Area Planning Program was initiated in 1993 by Multnomah County. With the annexation of urban unincorporated communities and the increasing land use issues faced in the rural areas of Multnomah County, the Board of Commissioners directed the creation of five rural area plans in order to address land use issues faced by these areas.

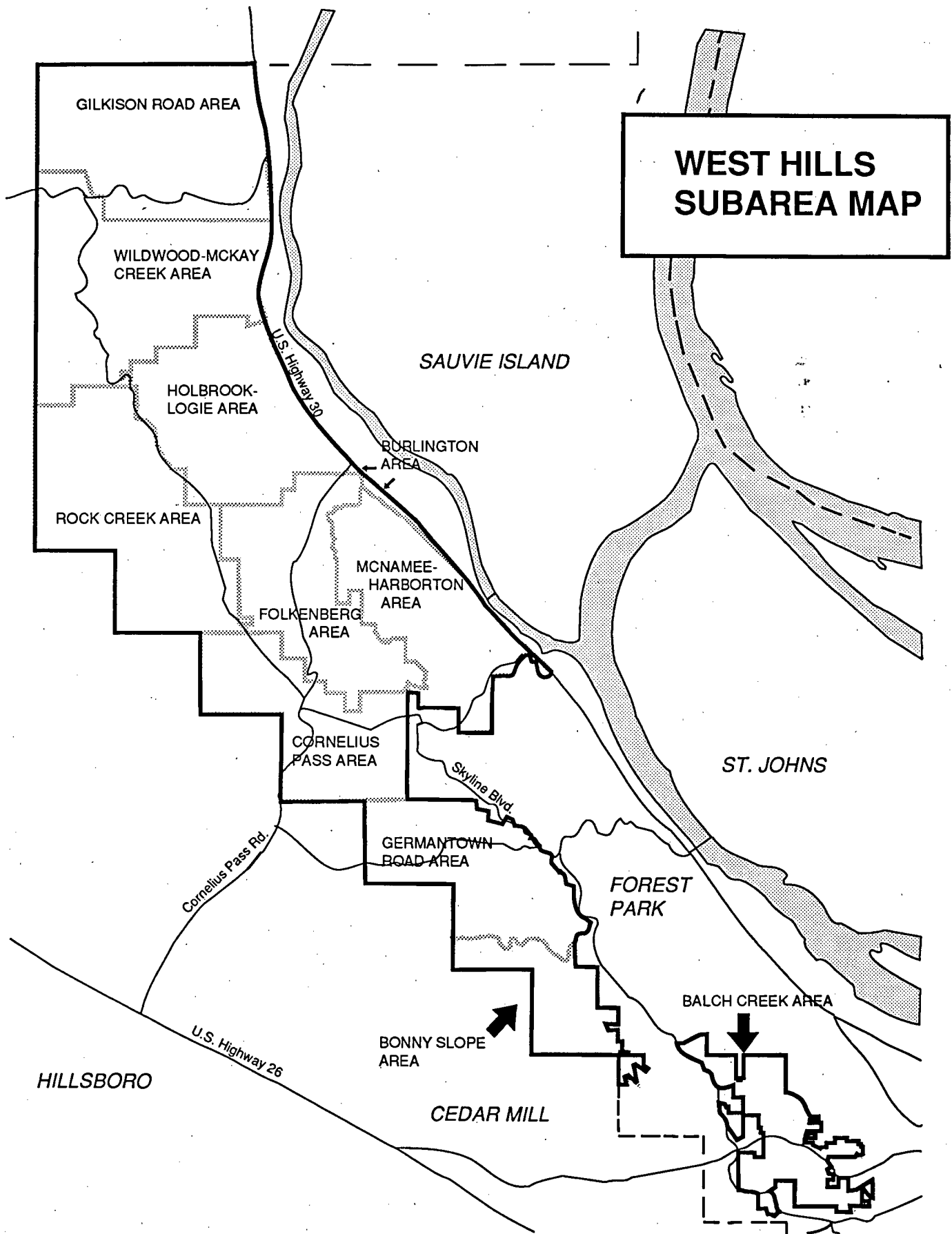
The first rural area plan to be completed is the West Hills Rural Area Plan. Work began on the Plan in January, 1993, with the initiation of an issues identification process. This process included interviews with key stakeholders, interviews with other governmental agencies, solicitation of written comment, and two public forums held within the West Hills Rural Area in order to gain input on major issues facing the community. A Scoping Report summarizing this material was presented to the Multnomah County Planning Commission and Board of Commissioners in September, 1993.

After adoption of the Scoping Report, which identified major issues to be addressed in the plan, the Multnomah County Chair appointed the West Hills Citizen's Advisory Committee, consisting of twelve members, plus one Planning Commission ex-officio member, to work with Planning Division staff on preparation of this document. The Committee held monthly meetings between November 1993 and June 1994 to review all elements included within this document. The Committee's role was not to make official recommendations to the Planning Commission and Board of Commissioners, but rather to review and comment upon materials prepared by Planning Division staff, and provide a forum for additional public involvement in the preparation of the West Hills Rural Area Plan. In July, 1994 Multnomah County hosted two public forums in order to present material which came from the Citizen's Advisory Committee meetings. Next, Planning Division staff prepared this document for review and comment by the Planning Commission and Board of Commissioners at noticed public hearings.

WEST HILLS RURAL AREA PLAN

— BOUNDARY





The West Hills Rural Area Plan work process was complicated by work required by the Oregon Land Conservation and Development Commission to address issues related to Goal 5 regarding natural and environmental resources in the West Hills independently of the West Hills Rural Area Plan. These issues were related to quarry expansions, wildlife habitat, significant streams, and scenic views. Work required by the Commission's April 1993 Remand Order was completed in October, 1994, and sent to the Land Conservation and Development Commission for review. After the Department of Land Conservation and Development recommended that the work submitted be found inadequate in certain respects, Multnomah County agreed to enter mediation regarding disputed issues, particularly regarding the Angell Brothers Quarry site. Therefore, this plan does not include a Mineral and Aggregate subsection of the Natural Resources section. It is the intent of Multnomah County to amend the West Hills Rural Area Plan by adding language which reflects the outcome of mediation and subsequent efforts on this issue. The remainder of the Natural Resources section does not require amendment because it includes no findings, policies, or strategies in conflict with the Department of Land Conservation and Development's review of the County's work.

This document is organized by subject, with relevant Goals, Policies, and Strategies, interspersed with findings. At the end of the document, the reader will find a compilation of all Goals, Policies, and Strategies.

WEST HILLS RURAL AREA PLAN

RURAL CHARACTER

The West Hills is a rural area, and its residents, many of its vacant land property owners, and the residents of the greater Portland Metropolitan Area have identified the rural character of the West Hills as a valuable attribute, which should be preserved.

-- Residents moved to the West Hills Rural Area for various reasons, but mainly because of some aspect of its rural nature, be it dependence on resource use, or escape from what they perceive to be undesirable city life.

-- While some owners of vacant land would undoubtedly wish for urbanization of the West Hills Rural Area, others are satisfied with continued forest and farm operations which they maintain, others look forward to moving to the area and enjoying its rural nature as well, and others appreciate the stewardship involved in keeping their land in a natural state.

-- People residing in the greater Portland Metropolitan Area appreciate the rural nature of the West Hills for its greenspaces.* Maintenance of the greenspace concept in the area provides protection of environmental qualities such as fish & wildlife habitat and scenic hillsides, and provides potential for enjoyment of these environmental qualities in a way similar to the adjacent Forest Park in the City of Portland. They also appreciate how the quality of their own lives is enhanced by the rural nature of the West Hills, because development of the West Hills would impose costs upon them in terms of needed infrastructure and degraded air and water quality.

People interested in the future of the West Hills Rural Area have identified seven basic qualities which defined the rural character of the West Hills, and which they wished to preserve.

1. LOW POPULATION/DENSITY OF PEOPLE

2. PEACE AND QUIET/PRIVACY

3. PRIVATE PROPERTY RIGHTS**

*The term "greenspaces" is used by METRO in their Greenspaces Master Plan, and although not specifically defined, is encompassed in the plan's subtitle, which reads, "A Cooperative Regional System of Natural Areas, Open Space, Trails and Greenways for Wildlife and People."

**Private property rights are important within a rural context -- very few property owners wish to have the right to build an apartment house or a rendering plant on their property. But many governmental restrictions on the use of private property, particularly to protect "environmental" qualities such as wildlife habitat, are viewed with hostility, not only for their impacts on property value, but also for the restrictions on the personal freedoms of property owners to "steward" their property as they wish. Many feel that government should use incentives, such as tax policy, rather than regulatory restrictions, in order to promote a healthy rural community.

4. ABUNDANT WILDLIFE

5. CLEAN AIR AND WATER

6. RENEWABLE RESOURCE USE (FORESTRY & AGRICULTURE)

7. GREENSPACE/OPEN SPACE*

While these values have some common underpinnings, in many ways they are in direct conflict with each other. In such cases, it is the goal of the West Hills Rural Area Plan to "balance**" these values and come forth with a vision for the West Hills Rural Area which preserves the important parts of each of these qualities.

GOAL: THE GOAL OF THE WEST HILLS RURAL AREA PLAN IS TO PRESERVE THE RURAL CHARACTER OF THE AREA

POLICY 1: Where possible, use incentives, rather than restrictions or disincentives, to accomplish land use and other policies contained in the West Hills Rural Area Plan.

*This value represents the value the greater Portland Metropolitan Area places upon the West Hills Rural Area.

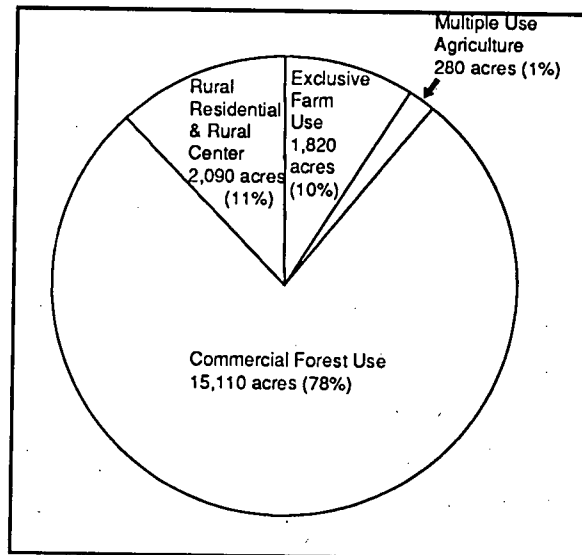
**The concept of "balancing" conflicting uses is often attacked by those who would do "what is right," even if this results in one value being ignored so that the more important value is triumphant. However, this is an approach used by those who assume that their viewpoint is the "absolute truth," and fails to take into account that opposing viewpoints and ideologies have significant merit in the eyes of their followers. It is not the task of the West Hills Rural Area Plan to uncover one-sided "truths" and exclude other viewpoints -- it is instead our task to find the common ground that competing values have, and find the appropriate balance between those competing values which will result in an outcome preserving the most important points of each.

LAND USE

The 19,300 acres of the West Hills Rural Area is divided into five rural land use designations/zoning districts (Note: All five rural land use designations in the West Hills are coterminous with identically-named zoning districts.). In addition, approximately 250 acres within the Portland Metro Area's Urban Growth Boundary and also within the Balch Creek basin are included within the West Hills Rural Area Plan -- this area, or parts of it, will remain within the final plan boundaries only if it is removed from the Urban Growth Boundary. It will be discussed in the Urban Growth section of this plan. The following pie chart illustrates the proportion of different land use designations in the West Hills Rural Area.

PIE CHART:

WEST HILLS RURAL AREA LAND USE DESIGNATIONS



COMMERCIAL FOREST USE

Commercial Forest Use areas constitute over 15,000 acres, or about 78% of the West Hills rural area. The primary purpose of the Commercial Forest Use zoning district is to conserve and protect designated lands for continued commercial growing and harvesting of timber.

Until 1992, areas now designated Commercial Forest Use in the West Hills were split between areas designated Commercial Forest Use (mostly in the far northwest of the County in the vicinity of Dixie Mountain and Rocky Point Rd.) and areas designated Multiple Use Forest. The Multiple Use Forest Zoning District allowed lot sizes as low as 19 or 38 acres, depending on location, and allowed construction of a residence on most any lot. Revisions to the Oregon Administrative Rules governing forest lands required Multnomah County to eliminate the Multiple Use Forest zoning district and place all lands so designated into a new Commercial Forest Use zoning district. This new district contains severe limitations on the construction of residences, and limits new subdivision lots to a minimum size of 80 acres. Additional changes in state law in 1993 provide some potential for relaxing these strict rules, if so desired by Multnomah County. The new law allows forest dwellings on existing lots under three scenarios -- 1) if a tract containing the proposed dwelling contains at least 160 acres, 2) if the lot of record meets a template test which measures the number of existing lots and residences within a certain distance of the lots, and 3) if the lot of record was purchased by the present owner

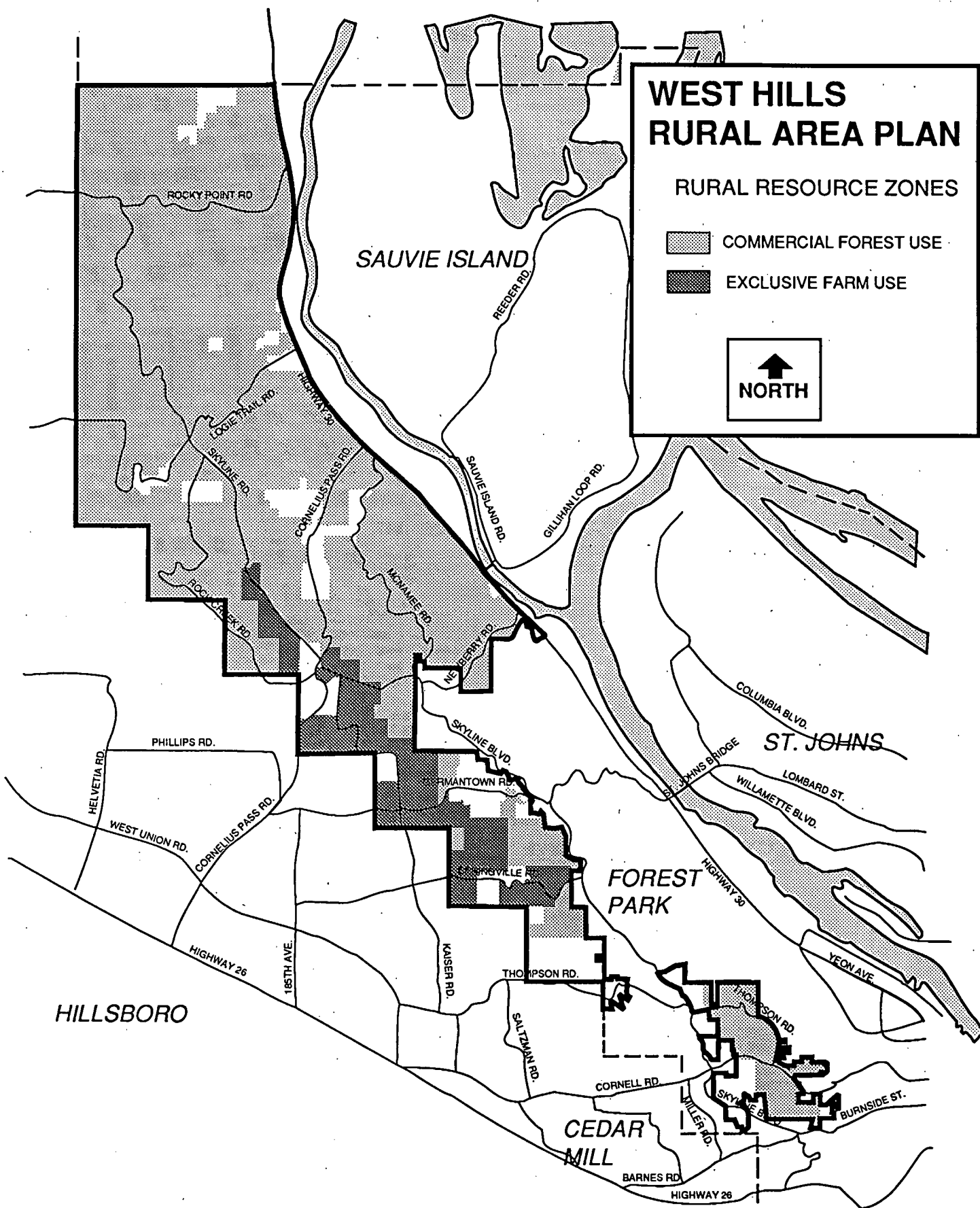
prior to 1985. (These are summaries of somewhat complex provisions in the law -- for a more complete set of rules, see the relevant section of the Oregon Administrative Rules).

Under review, the Commercial Forest Use areas of the West Hills can clearly be divided into two general subareas. The first, which shall be designated COMMERCIAL FOREST - 1, constitutes about three-fifths of the the Commercial Forest Use - zoned areas in the West Hills. Primary forest lands are defined as areas where the primary lot pattern consists of lots of record (as defined by the Multnomah County zoning code for Commercial Forest Use-zoned areas) in excess of 40 acres and where there are few existing residences. Primary forest lands may include smaller lots of record which do not by themselves meet the definition, but which are isolated from other smaller lots of record by lands which do meet the definition of primary forest lands. The second, which shall be designated as COMMERCIAL FOREST - 2, consists of the remainder of the Commercial forest Use-zoned areas. Secondary forest lands are defined as areas consisting of contiguous lots of record less than 40 acres, many of which have existing residences. Secondary forest lands may include larger lots of record which by themselves do not meet the definition, but which are isolated from other larger lots of record by lands which do meet the definition of secondary forest lands. The following table provides statistical information about these two areas:

COMMERCIAL FOREST USE SUB-CATEGORIES (description)	ACRES	EXISTING RESIDENCES
COMMERCIAL FOREST - 1 (large acreages, undeveloped)	9,200 (61%)	33 (1 du/279 ac.)
COMMERCIAL FOREST - 2 (small acreages, inter- spersed with existing residences)	5,900 (39%)	318 (1 du/18 ac.)

Clearly, forest practices are conducted differently within these two areas. Certain industrial practices used in primary forest lands, such as controlled burns and aerial spraying are most likely not appropriate in the secondary forest lands. Forest practices on smaller lots, many with existing residences, will be more limited in scope, since many property owners in these areas have other land use objectives (e.g. aesthetic considerations) and have greater constraints (on activities such as controlled burns and aerial spraying) which prevent maximization of their lands for industrial forest practices. Most of these lands were Multiple Use Forest prior to 1993 and thus many are already developed with uses, particularly residences, which prevent full-scale forest practices. The increased flexibility provided in the State rules relating to Commercial Forest Use lands allows Multnomah County to adopt more flexible land use and zoning rules for secondary forest lands which provide a better fit to their actual character.

As a final point, the rural lands rules of the Statewide Planning Program have been the subject of much discussion and political controversy since the inception of the Statewide Planning Program in 1973. The rural lands rules have been changed many times, and may be changed



STUDY
AREA
FOR NEW
EXCEPTION
LANDS

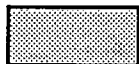
WEST HILLS

(NORTHERN PORTION)

CFU-1 AND CFU-2 FOREST LANDS



CFU-1 FOREST LANDS

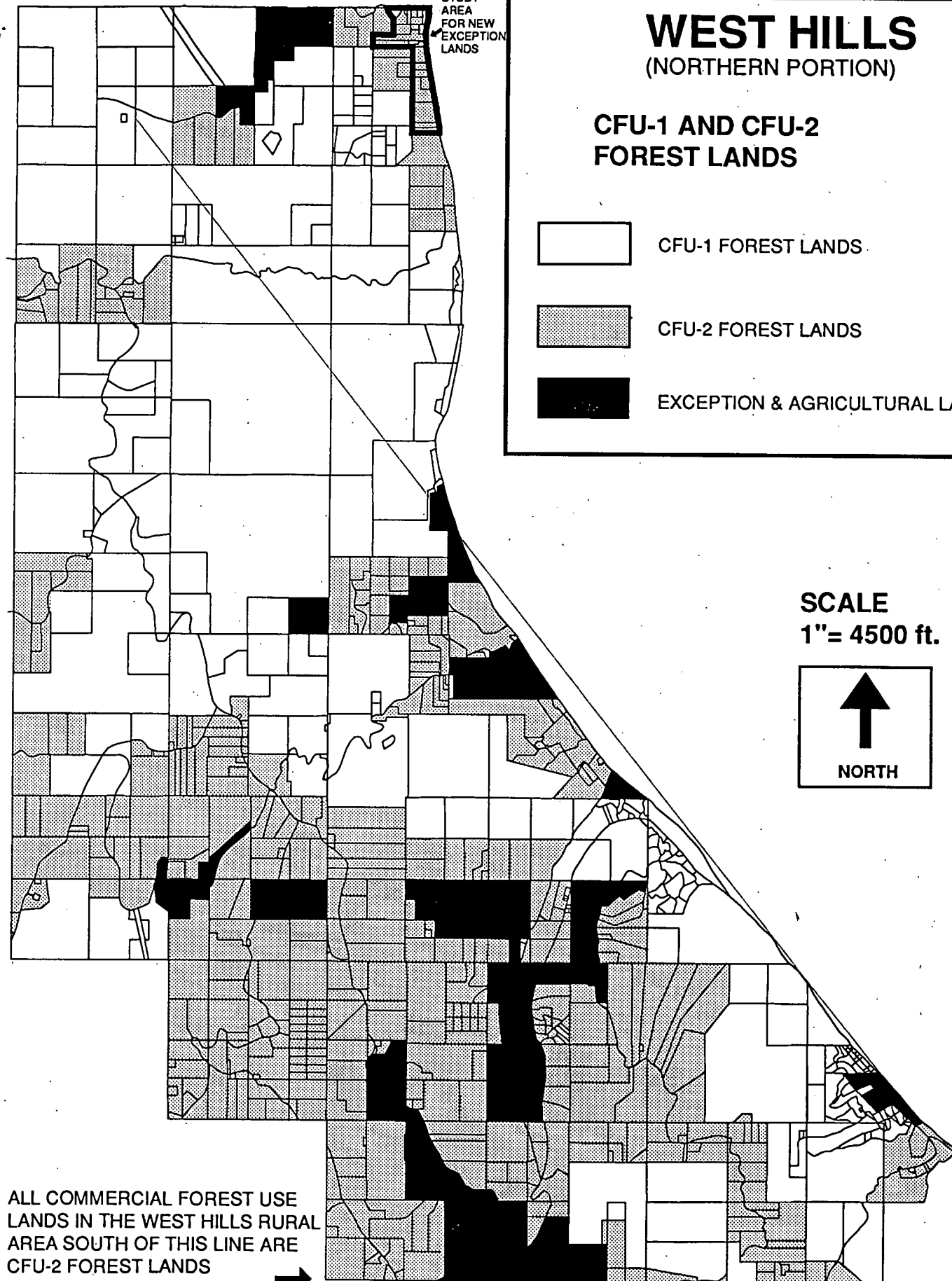
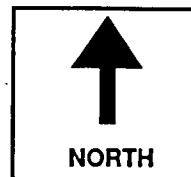


CFU-2 FOREST LANDS



EXCEPTION & AGRICULTURAL LANDS

SCALE
1" = 4500 ft.



ALL COMMERCIAL FOREST USE
LANDS IN THE WEST HILLS RURAL
AREA SOUTH OF THIS LINE ARE
CFU-2 FOREST LANDS

in significant ways again. The existing Commercial Forest Use zoning district in the West Hills provides many benefits to environmental values, such as wildlife habitat and streams, which are ancillary to its primary resource-based purpose of providing protection of commercial timber lands. Regardless of changes to state law, Multnomah County should maintain strong controls on non-forest related uses in order to protect not only continued forestry uses, but also maintain protection of environmental resources that are important to the protection of wildlife habitat and significant streams.

POLICY 2. Preserve resource-based land uses related to forest practices as the primary land use in the West Hills.

STRATEGY: Divide Commercial Forest Use lands within the West Hills into two categories. The first, designated CFU-1 Forest Lands, consists of areas with large land-holdings generally in excess of 40 acres and areas with few or no existing residences. The second, designated CFU-2 Forest Lands, consists of areas with smaller land holdings generally less than 40 acres, and areas with scattered existing residences. (SEE MAP ON PAGE 11)

STRATEGY: Preserve CFU-1 Forest Lands for continued commercial timber production by limiting residential uses to tracts of 160 acres or greater, or non-contiguous tracts of 200 acres or greater.

STRATEGY: Allow non-forestry related uses, such as residences, on CFU-2 Forest Lands as follows:

- a. dwellings on 160 acre tracts or 200 acre non-contiguous tracts.
- b. dwellings on existing lots of record owned continuously by the current owner or antecedents of the current owner since 1985 which are capable of producing less than 5,000 cubic feet per year of commercial timber.
- c. dwellings on existing lots of record which contain at least eleven existing lots and five existing dwellings within a 160 acre square template centered on the lot of record containing the proposed dwelling.

All dwellings potentially authorized under any of these conditions must meet additional development standards and lot aggregation requirements to ensure public safety, public health and welfare, and protection of natural and environmental resources.

STRATEGY: If current statewide planning regulations of Commercial Forest Use lands are changed, Multnomah County should not allow new subdivision lots of less than 40 acres in the CFU-2 district or less than 80 acres in the CFU-1 district in order to preserve forest practices and natural resources such as wildlife habitat, streams, and scenic views.

EXCLUSIVE FARM USE

Exclusive Farm Use land constitutes approximately 1,800 acres, or 10%, of the West Hills rural area. Exclusive Farm Use areas in the West Hills are located along the west side of the Tualatin Mountains, draining into the Tualatin River watershed, in the Cornelius Pass, Germantown Road, and Bonny Slope subareas. Areas designated for exclusive farm use are intended for the preservation and maintenance of agricultural lands for farm use consistent with existing and future needs for agricultural products.

Changes in state law passed by the 1993 legislature significantly restrict the ability to subdivide land or build new dwellings on land designated Exclusive Farm Use. Multnomah County will amend the Exclusive Farm Use zoning district to implement the new state law in 1995. Among issues the County must decide upon at that time is whether to allow owners of lots of record prior to 1985 more opportunity to construct a single-family dwelling. Among issues the County must implement in the new state law are further restrictions on non-farm uses within "high value farmlands," defined as all Class I and Class II, and some Class III and Class IV soils in the Willamette Valley. The location of these soils within the West Hills Exclusive Farm Use areas will be determined as part of the implementation of the new state law.

POLICY 3 Preserve farm lands in the West Hills for agriculture as the primary use.

STRATEGY: Allow non-agricultural uses, such as residences, on Exclusive Farm Use Lands as permitted by Oregon Administrative Rules, with additional development standards and lot aggregation requirements to ensure public safety, public health and welfare, and protection of natural and environmental resources.

EXCEPTION LANDS

Three land use designations/zoning districts in the West Hills Rural Area encompass areas for which an "exception to either Goal 3, Agricultural Lands, or Goal 4, Forest Lands, has been approved by Multnomah County and acknowledged by the Oregon Land Conservation and Development Commission (LCDC).

The only area for which an additional "exception" is proposed consists of approximately 80 acres adjacent to the intersection of U.S. Highway 30 and Gilkison Road adjacent to the Columbia County line. This area contains 23 existing lots and 15 existing homes and a small motel. If acknowledged by LCDC, this area would be redesignated and rezoned from Commercial Forest Use to Rural Residential.

RURAL RESIDENTIAL

Rural Residential designated areas of the West Hills constitute approximately 2,000 acres, or 10% of the West Hills rural area. Pockets of this designation are scattered throughout the West Hills, generally coinciding with areas of existing smaller lots (1-5 acres) and existing homes. No changes in land use designation or zoning district are proposed for these areas within the West Hills, with the exception of the additional area to be considered adjacent to the intersection of U.S. Highway 30 and Gilkison Road.

MULTIPLE USE AGRICULTURE

Multiple Use Agriculture land constitutes only 300 acres, or 1.5% of the West Hills rural area. Four small pockets of land with this designation lie along the western edge of the West Hills, in the Tualatin River basin. Lot sizes in this area are generally 5 to 10 acres, with existing homes on virtually every lot. No changes in land use designation or zoning district are proposed for these areas.

RURAL CENTER

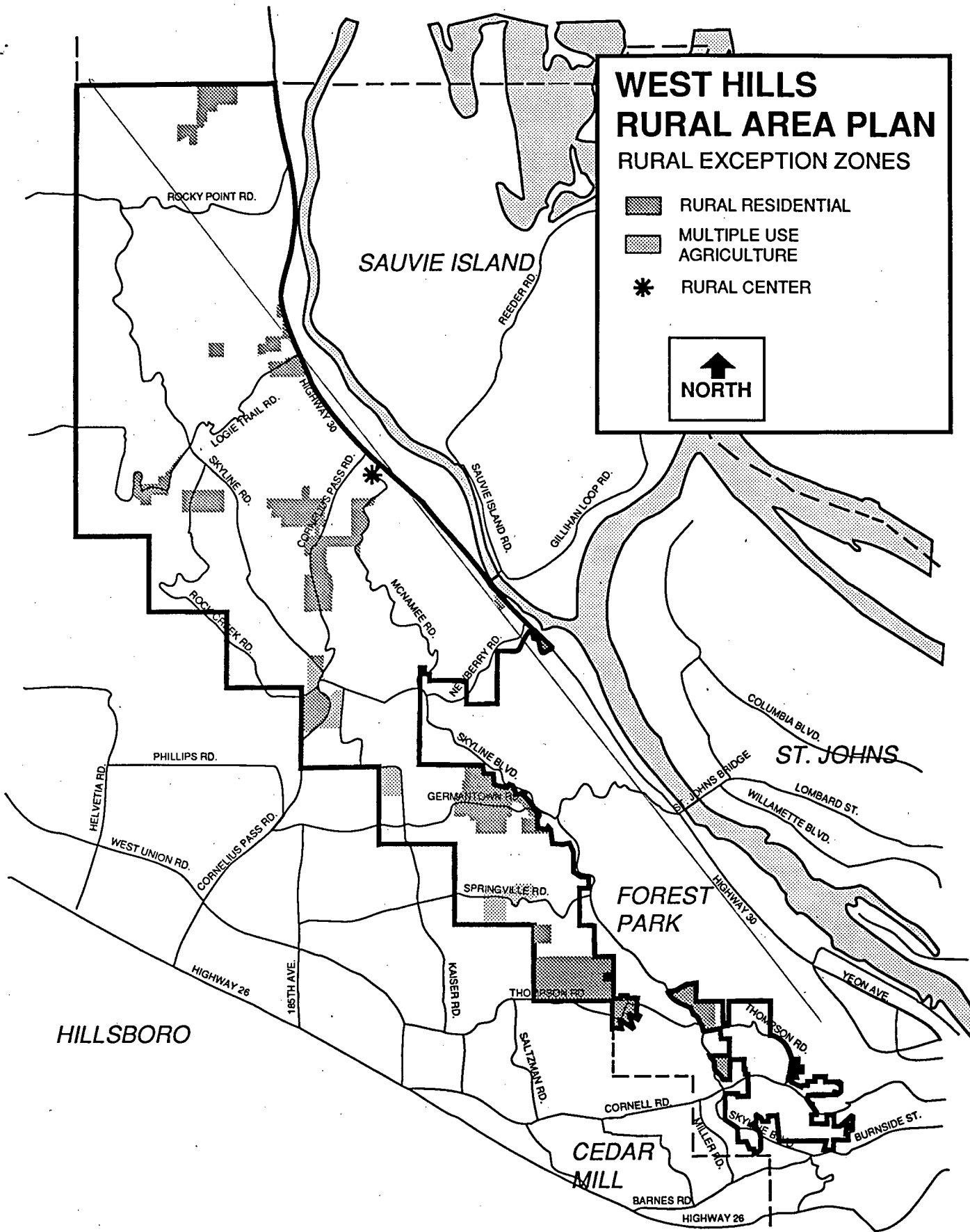
Burlington

Burlington is the only identified rural center in the West Hills rural area. It was the subject of a land use study in 1981, which identified the current rural center boundaries (approximately 30 acres). The remainder of the 90 acre Burlington area (analyzed in the 1981 land use study) is designated Commercial Forest Use, and is virtually undeveloped. This study area sits at the base of the Tualatin Mountains, and lies between the Burlington Northern Astoria line railroad tracks to the east of Highway 30, and the Burlington Northern Cornelius Pass line railroad tracks to the south and west.

On October 28, 1994, the Oregon Land Conservation and Development Commission adopted new administrative rules and goal amendments establishing planning and zoning requirements for unincorporated communities (OAR 660, Division 22, Unincorporated Communities). Planning for Burlington must conform to these new rules.

Burlington has the distinction of being quite rural despite being near the Urban Growth Boundary of Portland. The study area contains four businesses, two public service facilities, and 41 homes, 11 of which are outside of the existing rural center boundary. Additionally, the eleven acre Holbrook School site, located at the north end of Burlington, at the intersection of Highway 30 and Cornelius Pass Rd, has been purchased for use as a residential care facility. No new residences have been constructed within the Burlington Rural Center since 1981. Based upon OAR 660-22, Burlington qualifies as a "Rural Community," since it consists of residential uses and at least two other land uses that provide commercial, industrial, or public uses to the community, the surrounding rural area, or to persons traveling through the area.

The elevation of the Burlington area ranges from close to sea level to 200 feet above sea level. Elevation rises severely from Highway 30 to the Burlington Northern Cornelius Pass line



railroad tracks to the south, and more gently to the north. Property beyond the Burlington Northern Astoria line railroad tracks to the north and east is subject to flooding from high water levels in Multnomah Channel.

State Highway 30 and Cornelius Pass Rd. provide major access to Burlington. The remaining roads in the area, Burlington, Wapato, and McNamee, provide access to homes and properties abutting them. Many "paper" roads, unbuilt and in some cases unbuildable, criss-cross the area.

Public services available in Burlington include schools, water, police, and fire protection. Students attend schools in the Portland School District. Provision of water and fire services are available through the Burlington Water District. The water district purchases water from the City of Portland and holds the water supply in a reservoir located southwest of the highway on property owned by the District. Due to infrastructure age and maintenance delay, the Water District is experiencing a 38% leakage in water transmission. Also, due to undersizing of the infrastructure and residential development in excess of initial design, there is inadequate water pressure to meet the needs of some residents. However, the affected residents are not within the boundaries of the current rural center, all of which has an adequate existing water supply. The Water District currently serves 293 people and an additional 65 to 69 people who live outside the district. Fire protection is contracted out to the City of Portland by the Water District, at a cost in Fiscal Year 1993-94 of \$38,000. Police service is provided by the Multnomah County Sheriff.

Most of the area, with the exception of the northern portion, is within the Burlington Subdivision, platted in 1909, with an average lot size at 8,000 square feet. This subdivision extends west and south of the Burlington Northern Cornelius Pass line railroad tracks into commercial forest lands. Most of the subdivision located outside of the existing rural center boundary is under a single ownership.

The Burlington community has both positive and negative aspects to be considered as part of any expansion of the Burlington Rural Center. Positive aspects which would lead to a conclusion of allowing expansion include:

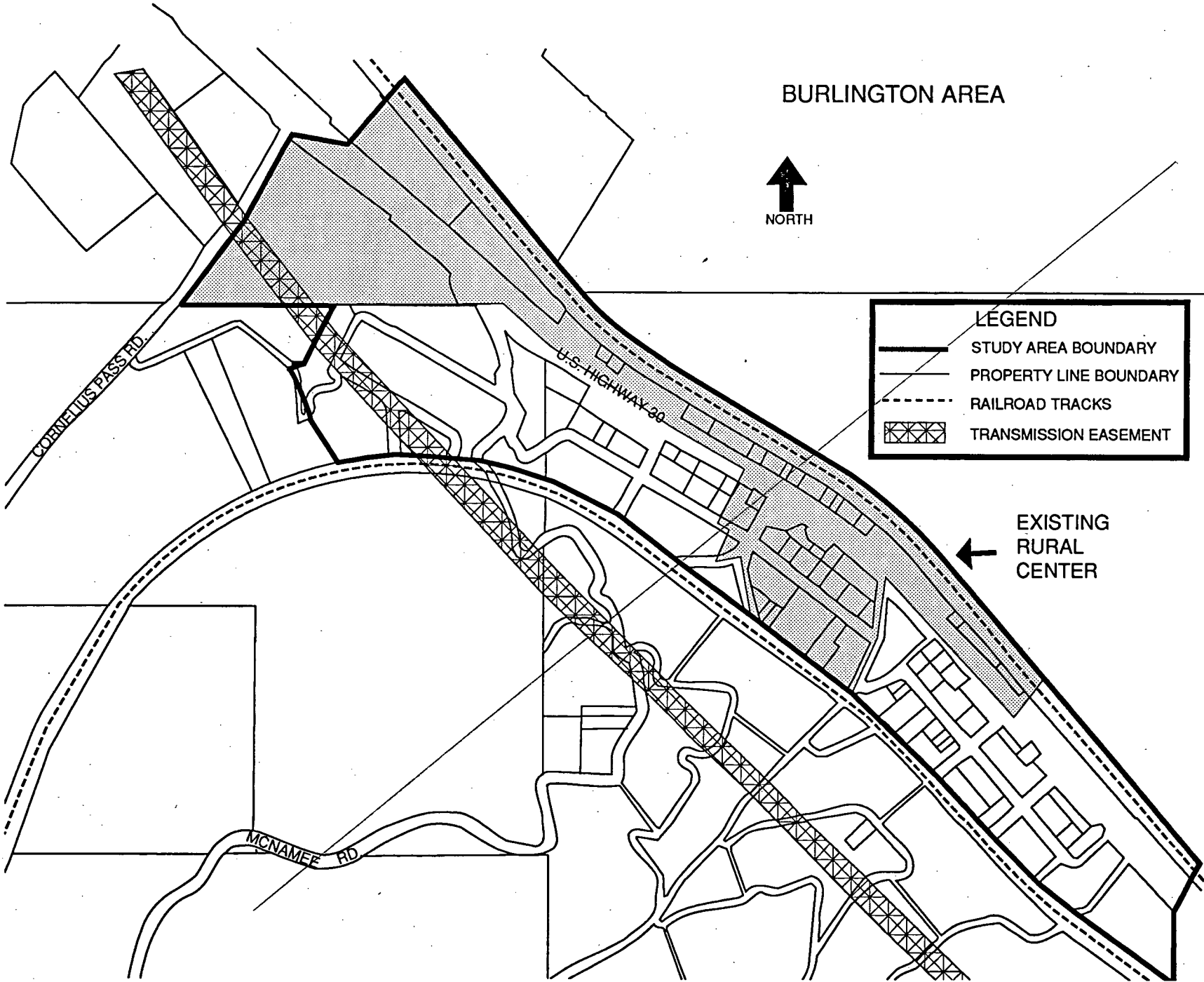
1. Expansion of the Burlington rural center would provide a concentrated focus for the local commercial needs of West Hills residents, as well as road-oriented commercial needs of Highway 30 motorists.
2. Allowing additional residential development in Burlington would provide an opportunity for rural lifestyles which is much in demand for the West Hills rural area.
3. Due to its location and the amount of existing development, Burlington has little significant value in relation to identified Goal 5 resources such as wildlife habitat, significant streams, or scenic views.
4. Burlington has a water district in place to provide public water service to a more concentrated population, as opposed to the use of individual wells. However, the district's current system

BURLINGTON AREA



LEGEND	
	STUDY AREA BOUNDARY
	PROPERTY LINE BOUNDARY
	RAILROAD TRACKS
	TRANSMISSION EASEMENT

EXISTING
RURAL
CENTER
←



is antiquated and inadequate to serve additional development outside of the rural center -- see #3 under negatives below.

Negative aspects which would lead to a conclusion of maintaining the existing rural center boundary include:

1. Burlington is severely constrained geographically by the Tualatin Mountains which rise steeply from Highway 30.
2. Residential development is less desirable here compared to other areas of the West Hills due to the geographic constraints and the proximity to the heavy traffic on Highway 30.
3. The Burlington Water District has antiquated facilities which are incapable of serving a significant influx of new residents and businesses outside of the existing rural center.
4. The Burlington Rural Center does not currently include the types of businesses which would serve the West Hills Rural Area -- its function is to mainly serve traffic along Highway 30. It is questionable whether, even if local services were available, West Hills residents would use Burlington as a rural center.

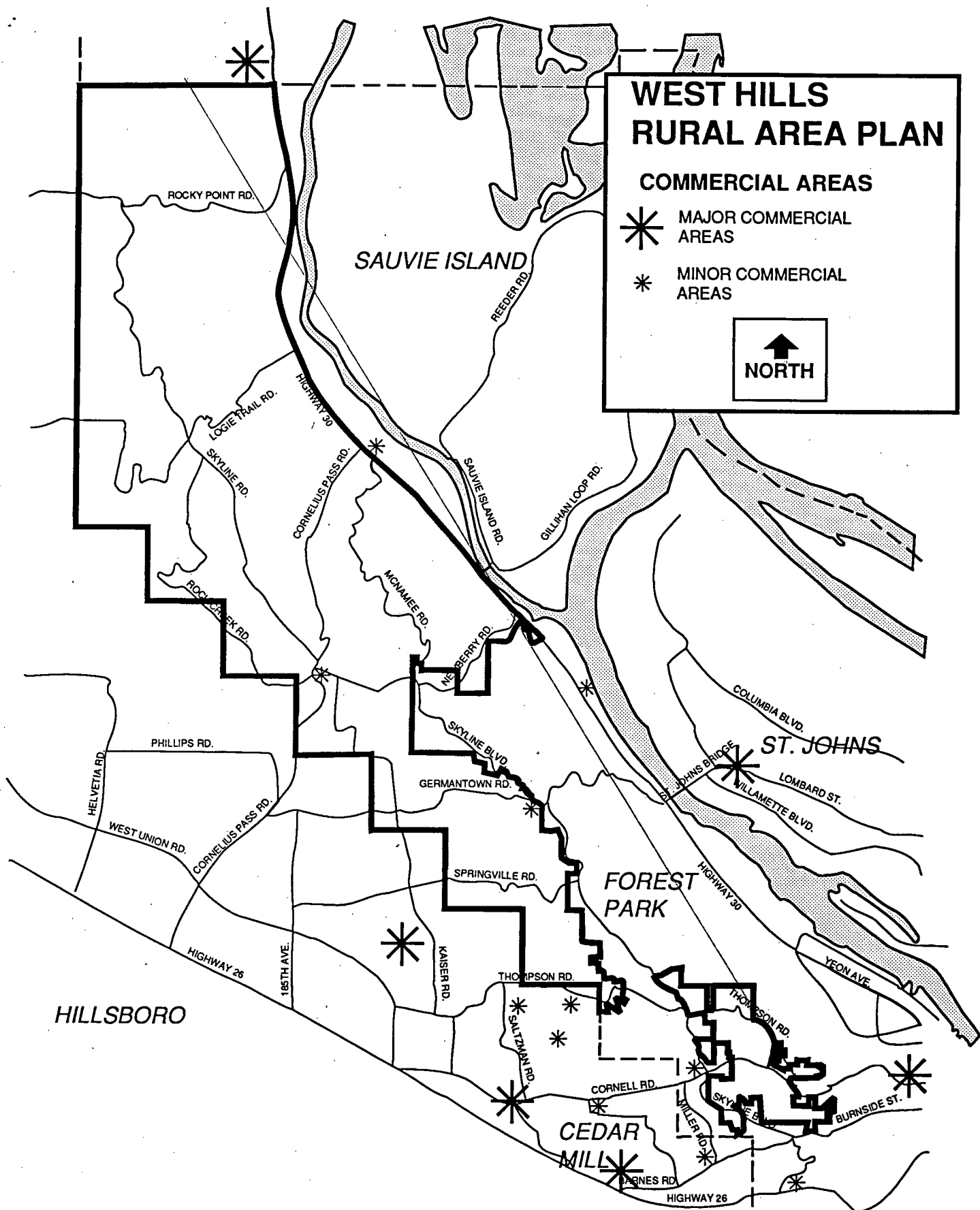
Any future expansion of the rural center boundaries in Burlington is dependent upon 1) a community public facility plan prepared pursuant to OAR 660 Division 11 for improvements to the facilities of the Burlington Water District, 2) evidence of increased demand for new housing in Burlington, and 3) market analysis indicating that an expansion of the Burlington Rural Center is necessary to serve the commercial and institutional land use needs of the West Hills Rural Area and not merely to serve Highway 30 traffic. If these three criteria can be met, expansion of the rural center zoning district in Burlington should be considered for the remainder of the 90-acre Burlington community. Until then, no expansion of the Burlington Rural Center is proposed.

Other Potential Rural Centers

As mentioned above, the West Hills Rural Area is not served by the Burlington Rural Center. West Hills Rural Area residents have no community focus. Commercial needs are met by nearby communities -- Northwest Portland, Tanasbourne, West Union, Cedar Mill, and Bethany to the south, and Scappoose to the north. A small nucleus of uses near the intersection of Skyline Blvd. and Cornelius Pass Rd. -- a grocery store, an auto garage, Skyline Elementary School, the American Legion Post, and a church, do provide a potential focus for a future rural center. However, the current population of the West Hills shows no great desire for an enhanced community focus area which would be provided by a rural center in this location. Should the community show a need or desire for such a rural center, planning studies should focus on the area near the intersection of Skyline Blvd. and Cornelius Pass Rd. for its establishment.

POLICY 4 Do not designate additional "Exception" lands in the rural West Hills unless they meet the criteria outlined in Oregon Planning Goal 2 (Land Use).

STRATEGY: Consider redesignation of approximately 80 acres at the intersection



of U.S. Highway 30 and Gilkison Road, adjacent to the Columbia County line, from Commercial Forest Use to Rural Residential.

POLICY 5 Promote a community core in the rural West Hills through establishment of a rural center which serves the local needs of West Hills residents.

STRATEGY: Consider a limited area near the intersection of Cornelius Pass Road and Skyline Blvd. for designation as a Rural Center if justified by a county-initiated assessment of the need for additional commercial or other uses to support public needs in the rural West Hills.

STRATEGY: Do not consider expansion of the existing Burlington Rural Center unless 1) existing facilities of the Burlington Water District are upgraded, 2) evidence of increased demand for housing and commercial or institutional services in Burlington exists in the form of construction on vacant lots within the existing rural center boundaries, and 3) a market analysis indicates that the expansion of the Burlington Rural Center is necessary to serve West Hills Rural Area needs.

URBAN GROWTH

URBAN GROWTH BOUNDARY

The Urban Growth Boundary defines the location of urban development for the Portland Metropolitan Area. It is adopted and amended by METRO, formerly the Metropolitan Service District, a regional government for the Portland Metropolitan Area designed to look at metropolitan-wide planning and public facility and service issues. Only land within the Urban Growth Boundary may be zoned and developed with urban-type uses.

METRO has authority over changes to the Urban Growth Boundary. If any changes are proposed by Multnomah County to the boundary, such a change must be approved by the METRO Commission. METRO has established criteria for consideration of changes to the Urban Growth Boundary, criteria which must be met in order for such a change to be approved.

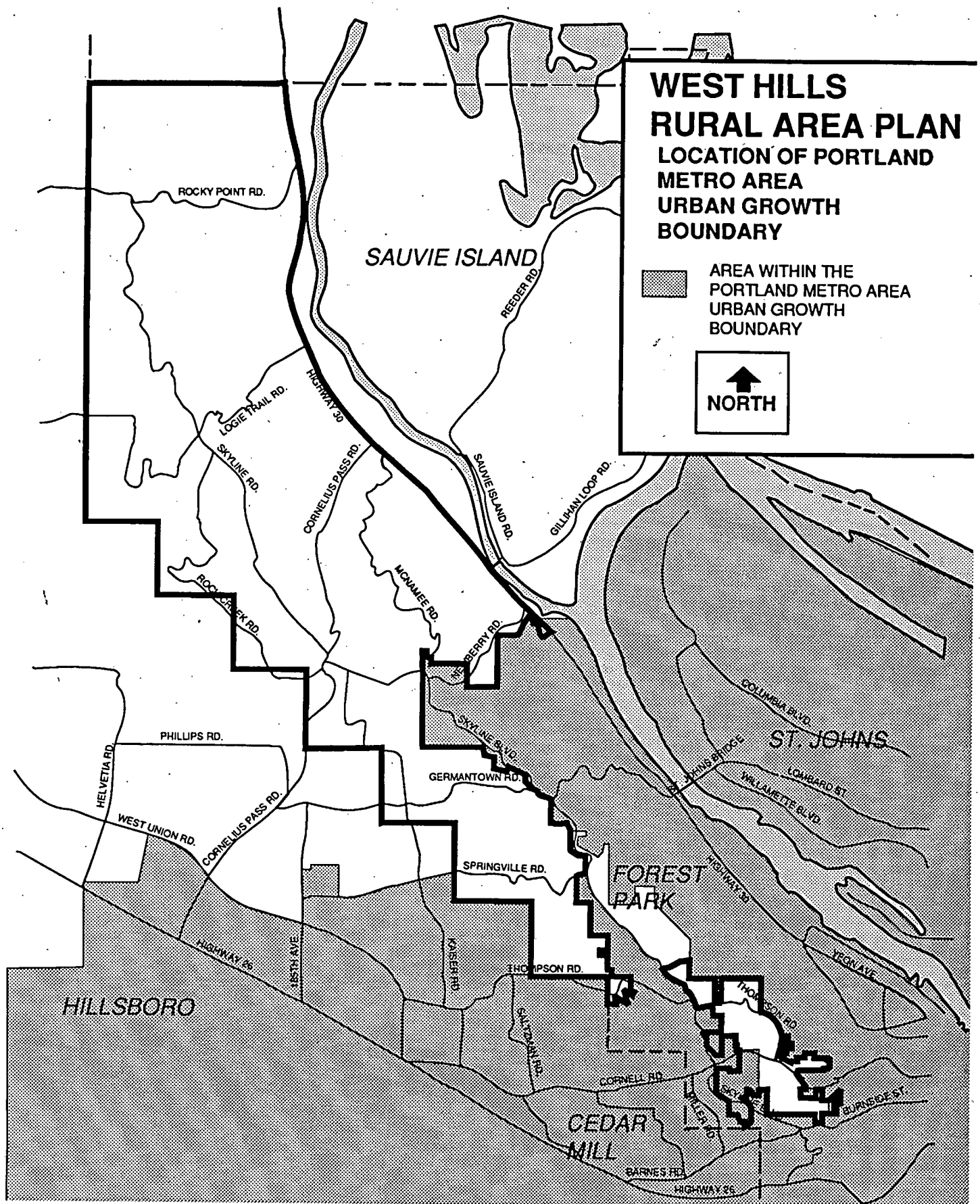
The West Hills Rural Area includes 245 acres inside the Urban Growth Boundary, all within the Balch Creek Basin. This area has been included in order to analyze whether it should remain in the Urban Growth Boundary, or be removed. No additions are proposed to the Urban Growth Boundary within the West Hills Rural Area. Such changes would be antithetical to the overriding desire of residents, property owners, and residents of the Greater Portland Metropolitan Area to retain this area in its current rural state. However, areas within the Balch Creek Basin which are inside the Urban Growth Boundary should be considered for removal due to two factors: 1) the lack of public facilities, particularly sewer service, which the City of Portland has determined that it shall not provide at any future time to properties in the Balch Creek Basin, and 2) the location of these lands inside the important and sensitive Balch Creek Watershed, with its natural areas, wildlife, cutthroat trout populations, and importance as a regional open space link due to the location of several public parks and private park preserves within its bounds.

The 245 acres can be divided into four subareas:

Subarea One consists of approximately 92 acres to the east of Greenleaf Rd., south of Cornell Rd. It is within the Urban Growth Boundary, and is currently zoned R10 (10,000 sq. ft. minimum lot size), R20 (20,000 sq. ft. minimum lot size), and RR (five acre minimum lot size). It is lightly developed, with a significant number of larger, vacant lots, and is located on steeper slopes within the Balch Creek basin.

Subarea Two consists of approximately 90 acres to the west of Greenleaf Rd., south of Cornell Rd. Most of it is currently zoned R-20 (20,000 sq. ft. minimum lot size), but approximately two acres is zoned RR (five acre minimum lot size). It is extensively developed with existing low-density single family residences, served by public water from the City of Portland. This subarea is on the fringe of the Balch Creek Basin on less steep ridgeline areas.

Subarea Three consists of approximately 50 acres along Ramsey Drive, Ramsey Crest Drive,



and Walmer Drive east of Skyline Blvd. This subarea is within the Urban Growth Boundary, but is zoned Rural Residential (RR), with a five acre minimum lot size. It is subdivided for the most part into lots of one-third to one-half acre in size, most with existing residences. About three-quarters of this area is not within the Balch Creek Basin, draining westward toward the Tualatin River. However, the smaller portion within the Balch Creek Basin includes ~~a~~ steep *areas* ~~five-acre vacant parcel of land~~ which could, if improperly developed, result in significant erosion into Balch Creek.

Subarea Four consists of approximately 13 acres located along Hilltop Drive, south of Cornell Road and the Audubon Society property. It is divided into five lots, four of which have existing residences. This subarea is generally located along a ridgeline separating the Balch Creek Basin from areas draining to the south. It is currently zoned R10 (10,000 square foot minimum lot size).

POLICY 6: Do not adjust the Urban Growth Boundary in the West Hills.

STRATEGY: Study 90 acres of relatively undeveloped land in the Balch Creek basin (SUBAREA ONE) for proper zoning which will recognize this area's severe development limitations.

STRATEGY: Rezone approximately 50 acres located along Walmer, Ramsey, and Ramsey Crest Drives (SUBAREA THREE) from Rural Residential to appropriate urban residential zoning districts.

URBAN RESERVES

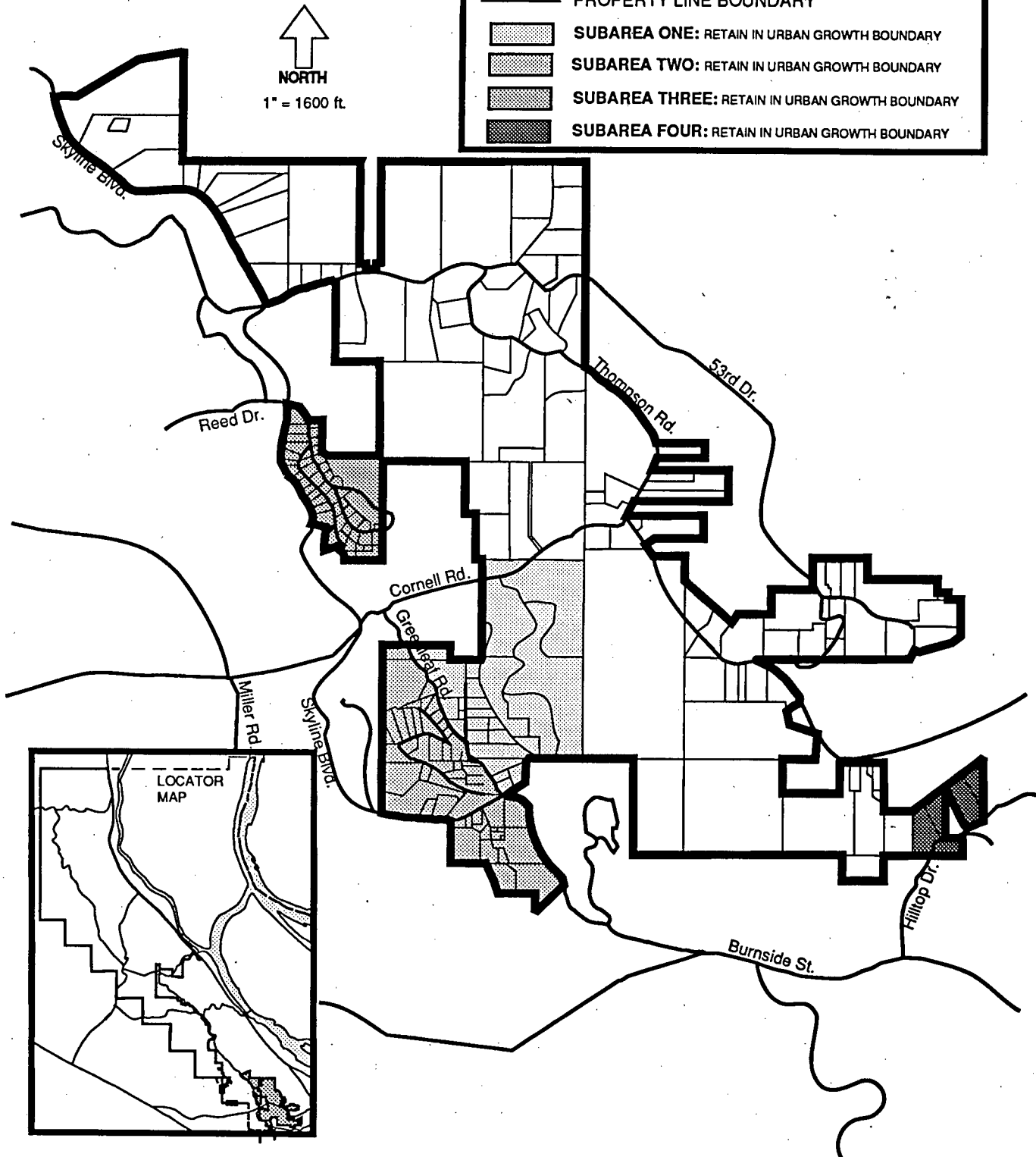
Metro is currently in the process of completing the Region 2040 Project, which is a long-range planning program that will allow people in the Portland region to help decide what the region will be and look like in the next 50 years -- through the year 2040. The results of the project will outline the broad policy decisions that must be made to determine how the region should grow.

Current state law requires the Urban Growth Boundary to accommodate 20 years of growth. Unless policies change, Metro will need to add land to the Urban Growth Boundary starting in 1995 in order to meet the 20-year need. The Region 2040 project is looking at three concepts to address the growth projected for the Portland Metropolitan Area. Concept A would accommodate growth by expanding the Urban Growth Boundary in a way that meets state and regional land use goals and policies. Concept B would not move the Urban Growth Boundary, instead relying on increasing densities and intensities of development within the existing boundary, by more intensive use of remaining vacant lands and redevelopment opportunities. Concept C would, in addition to making modest additions to the existing boundary and increasing development densities and intensities within the existing boundary, accommodate about one-third of future growth in "satellite" cities just outside of the current Urban Growth Boundary, separated from the main mass of the Portland Metropolitan Area by broad "green-belts" of agricultural land, forest land, and open space.

BALCH CREEK AREA

West Hills Rural Area Plan

Land Use Issue Areas



In December 1994 the Metro Council adopted a concept plan which was essentially a combination of Concepts A and B. Under this concept, very limited areas of the West Hills, given their proximity to the existing Portland urban area, would be considered for inclusion in an "urban reserve" which would designate land to be added to the Urban Growth Boundary in the future in order to accommodate the 20 to 50 year growth projections for the Portland Metropolitan Area. While the final decision on which lands should be designated as urban reserves belongs with Metro, the County has the responsibility to provide strong direction to the regional planning agency through adoption of this West Hills Rural Area Plan as to what lands should be considered for inclusion in an urban reserve and what lands should not.

Inclusion of lands within the West Hills Rural Area into the Urban Reserve, for eventual urbanization, is contrary to the overall goal of this plan, which is to maintain the West Hills' rural nature. Additionally, it is apparent from METRO's analysis that little if any land in the West Hills is needed for designation of Urban Reserves, because many other fringe areas to Portland are more suitable for urbanization. The rugged terrain of the West Hills, the cost of providing urban infrastructure (roads, sewers, etc.), and the inevitable environmental degradation which accompanies urban growth all are factors against expanding urban development into the West Hills Rural Area.

One small portion of the West Hills is suitable for consideration as an Urban Reserve area -- this is the Bonny Slope area, along Laidlaw Road. This area is bounded on three sides by the Urban Growth Boundary. The southern portion of this subarea, the Bonny Slope subdivision, consists of rural lots one to five acres in size, mostly developed with homes. The northern portion of the subarea consists of steeper forested lands. Given its location, and relative lack of constraints, this area should be considered for future expansion of the urban growth boundary.

POLICY 7: Urge METRO to designate most of the West Hills Rural Area as a Rural Reserve within the Regional Framework Plan -- consider Urban Reserve designations only for fringe areas adjacent to Portland and Washington County urban areas.

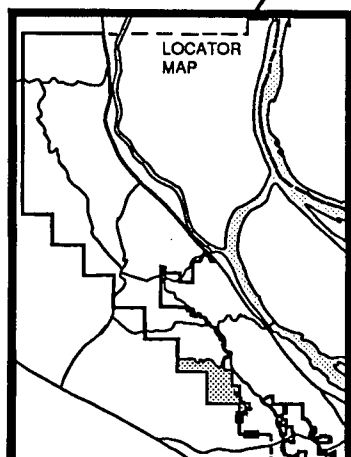
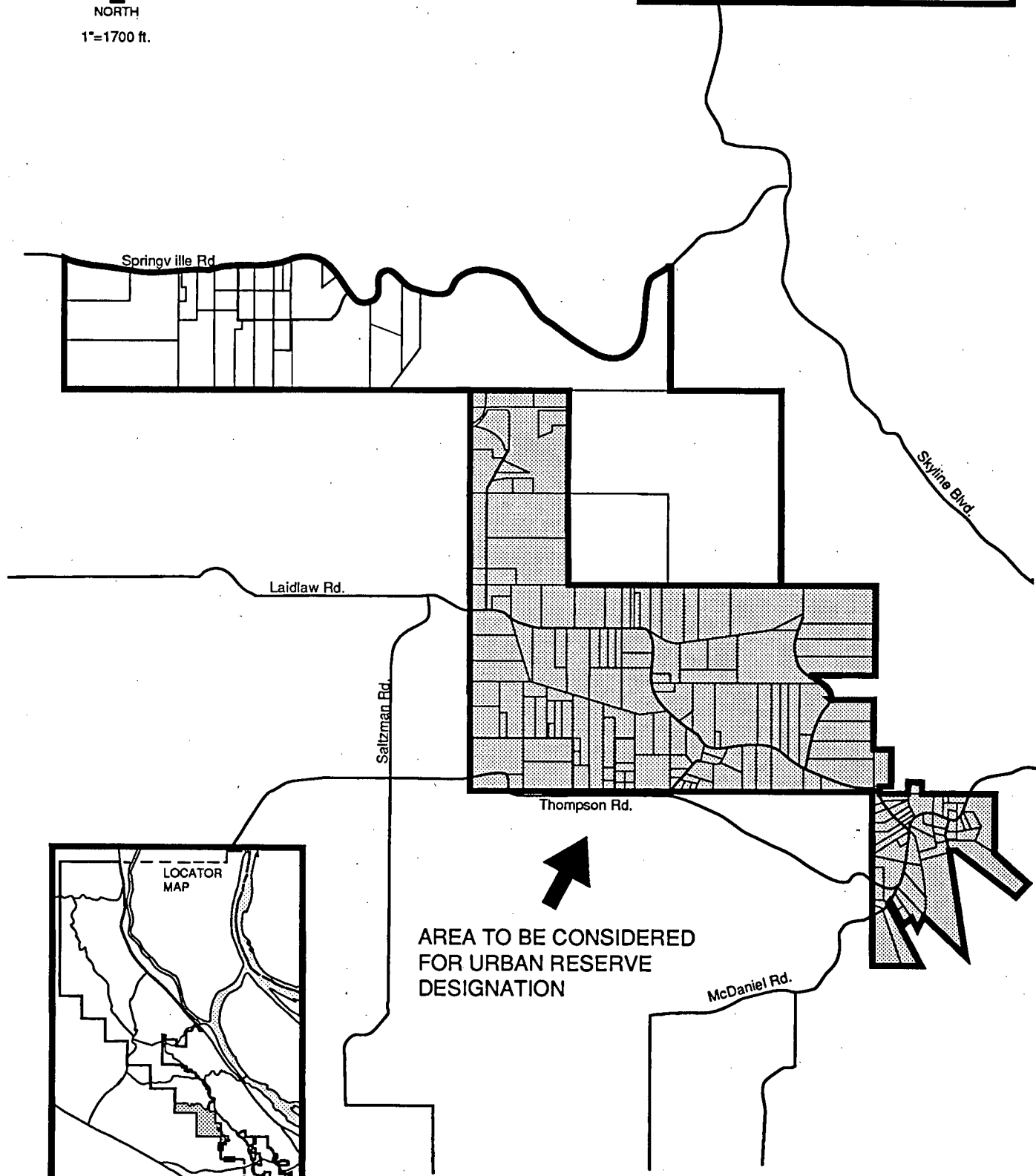
STRATEGY: Forward to Metro a resolution directing that only the southern and central portions of the Bonny Slope subarea of the West Hills Rural Area be considered as an urban reserve area as part of the Region 2040 project.

BONNY SLOPE AREA

WEST HILLS RURAL AREA PLAN



LEGEND	
	STUDY AREA BOUNDARY
	ROAD
	PROPERTY LINE BOUNDARY



TRANSPORTATION

REGIONAL ROADS

U.S. Highway 30

Highway 30, which runs along the eastern boundary of the West Hills Study Area, is maintained by the Oregon Department of Transportation (O.D.O.T). It is a four lane high-speed roadway which runs from Portland to Astoria along the eastern boundary of the West Hills Rural Area. The road operates with minimal congestion, having traffic volumes well below the capacity of the road. ODOT has no identified construction projects, other than routine maintenance, for this segment of Highway 30. Projects along Highway 30 in adjacent jurisdictions include a re-surfacing of the approaches from Highway 30 to the St. Johns bridge, scheduled for 1997, and on-going studies to add capacity to the roadway in Columbia County to the north. Also, Multnomah County will perform work to upgrade the Sauvie Island Bridge approaches to Highway 30.

"Western Bypass"

Regional transportation maps from the 1960's show a conceptual route for a "Western Bypass" roadway northward from Highway 26 in Washington County, over Cornelius Pass, through Sauvie Island, and then over the Columbia River to Washington State. However, no studies of such a route have been conducted by O.D.O.T. and none are planned.

O.D.O.T. is currently studying a "Western Bypass" roadway to the south of the West Hills, which would run from Interstate 5 in Wilsonville to Highway 26 in Washington County. This study is currently in the Alternatives Analysis phase, which will review five alternatives for resolving transportation problems in southwestern Washington County. Once the alternatives analysis is completed, O.D.O.T. will subject the preferred alternative to an Environmental Impact Statement (EIS). The EIS must include projected changes to traffic volumes and character on Cornelius Pass Road as a result of any new roadway to the south.

Any future consideration of extending a "Western Bypass" roadway northerly from Highway 26 over Cornelius Pass would require consensus of the jurisdictions through which the roadway would pass, including Multnomah County. Such a roadway, while perhaps conducive to regional traffic, would bring major changes to the West Hills in terms of the following issues:

- 1) Negatively impacting agricultural and timber lands through which the roadway might pass;
- 2) Negatively impacting identified Goal 5 resources in the West Hills. Significant scenic views of the east face of the West Hills would be interrupted by a major roadway. Any roadway would cross several significant streams. And any roadway would critically interrupt significant wildlife habitat areas connecting Forest Park and the Coast Range.
- 3) Negatively impacting the rural character of the area. This change would be most signifi-

cant, since placement of a major regional road corridor through the West Hills would lead to strong pressures to urbanize the West Hills.

POLICY 8: Oppose placement of regional roadways in the West Hills Rural Area, should such roadways be under consideration by any regional transportation authority in the future.

COUNTY ROADS

In February, 1993, Multnomah County adopted a plan of Trafficways which gave roadways in rural areas functional classifications. Roadways in the West Hills are now classified into several categories, as shown below:

Principal Arterial streets are generally four lanes or more and can carry a large volume of traffic, usually in excess of 25,000 trips per day. A significant feature of the principal arterial is its ability to carry "through" trips; that is, trips which begin and end outside of the County area.

Highway 30

Rural Arterial roads are generally two lanes which serve inter- and intra-county trips. They are characterized by their significance as traffic distributors between areas in the County, connecting cities and rural centers. They generally carry a daily traffic volume of up to 10,000 vehicle trips.

Cornelius Pass Road

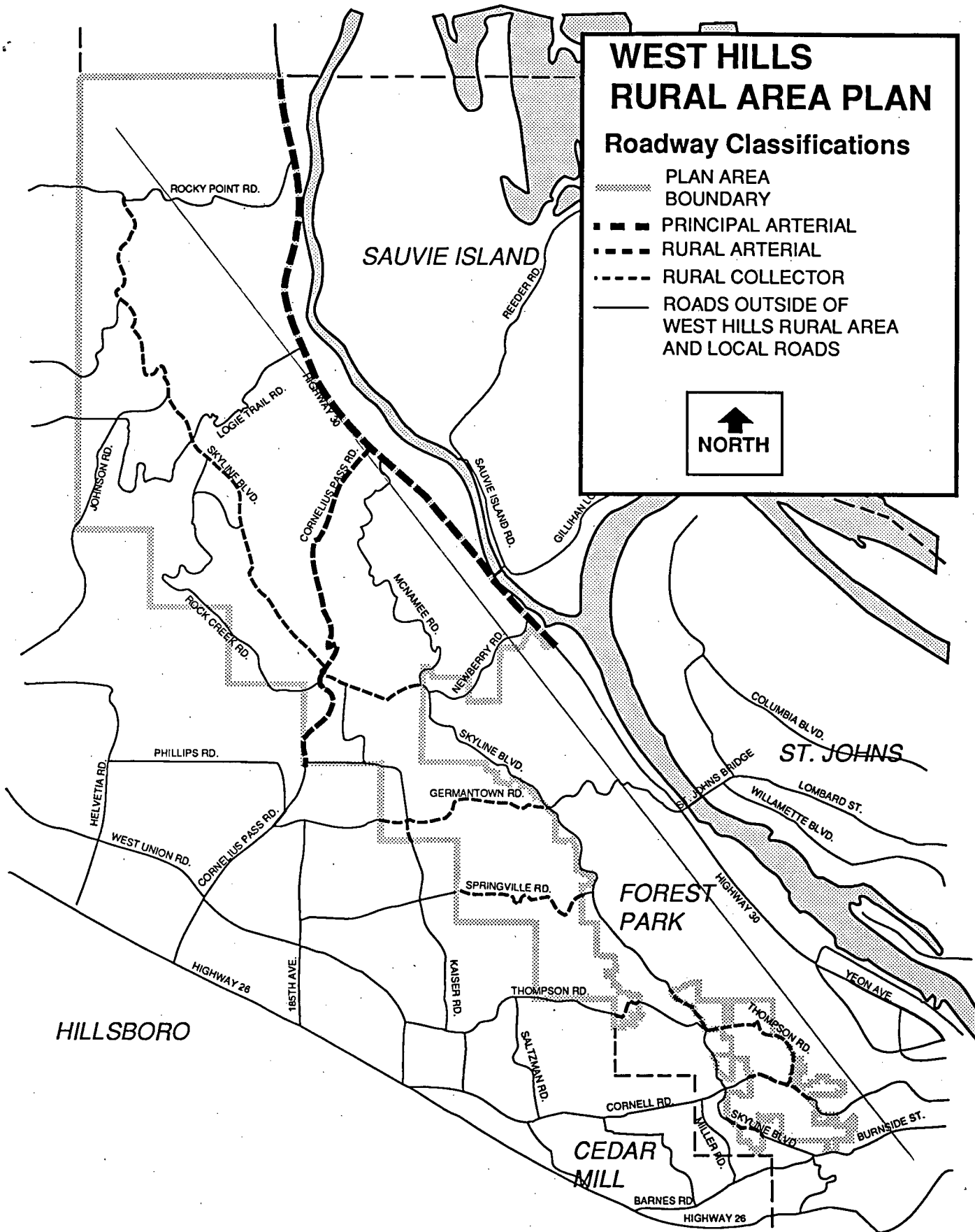
Rural Collector streets typically have traffic volumes of less than 3,000 vehicles per day. They are characterized by serving as the connection between local roads and the arterials serving a rural area of the County.

Skyline Blvd.
Germantown Road
Springville Road
Laidlaw Road
Thompson Road
Cornell Road

All other roadways in the West Hills Rural Area are classified as local roads.

The County Transportation Division will soon be working on revisions to rural road standards. These revisions will result in widened shoulder areas to make pedestrian use of roadways easier. Currently, rural roadways in the area should have 12-14 foot standard lane widths, with 4-6 foot paved shoulder widths. However, many West Hills rural roads do not meet these standards due to the constraints of steep topography. Also, in agricultural areas, roadside drainage ditches take priority over paved shoulders.

The Transportation Division will also soon begin working with the City of Portland to resolve



inconsistencies in functional classifications and roadway standards for roads which cross jurisdictional boundaries. This will affect Cornell Rd., Skyline Blvd., Burnside/Barnes Rd., Thompson Rd., Springville Rd., and Germantown Rd. A major inconsistency between the City vs. County road plans involves the relative importance of Skyline Blvd. vs. Miller Rd. in serving local traffic in the Forest Heights area. The City of Portland currently places more emphasis on future improvements on Miller Rd. between Cornell Rd. and Barnes Rd. than does the County.

Traffic on Cornell Rd. is an on-going problem in the Balch Creek area. Cornell Rd. carries significant traffic to and from Washington County which is diverted onto the roadway due to traffic on Highway 26. The resulting traffic flow on Cornell Rd. is greater than the roadway can safely carry. It is hoped that construction of the West Side Light Rail facility, along with improvements to Highway 26, will reduce the amount of through traffic on Cornell Rd.

Cornelius Pass Rd. serves as a rural arterial running through the West Hills. It is the route of commercial traffic from Highway 30 to Washington County, and is also used by haulers of hazardous materials who are prohibited from driving on Highway 26 through the Vista Ridge tunnel. It is also a designated bicycle route. The roadway has seen two significant improvements in recent years, the reconstruction of the Cornelius Pass Rd./Skyline Blvd. intersection, and the reconstruction of the switchback on Cornelius Pass Rd. to the north of the Skyline Blvd. intersection. However, this leaves an unreconstructed section between these two improvements. Also, the entire grade from Highway 30 to Cornelius Pass Rd. is difficult. One solution to the problem of bicycle and truck traffic conflicting on the roadway would be the relocation of the bike route to the Burlington Northern right-of-way, currently being studied as a "rails-to-trails" conversion. The County has no authority to regulate the use of Cornelius Pass Rd. for hazardous materials hauling, and no restrictions on such hauling exist on Cornelius Pass Rd. in Washington County. Use of compression, or "jake" brakes, has been identified by residents along Cornelius Pass Road as a major noise problem.

BICYCLE ROUTES

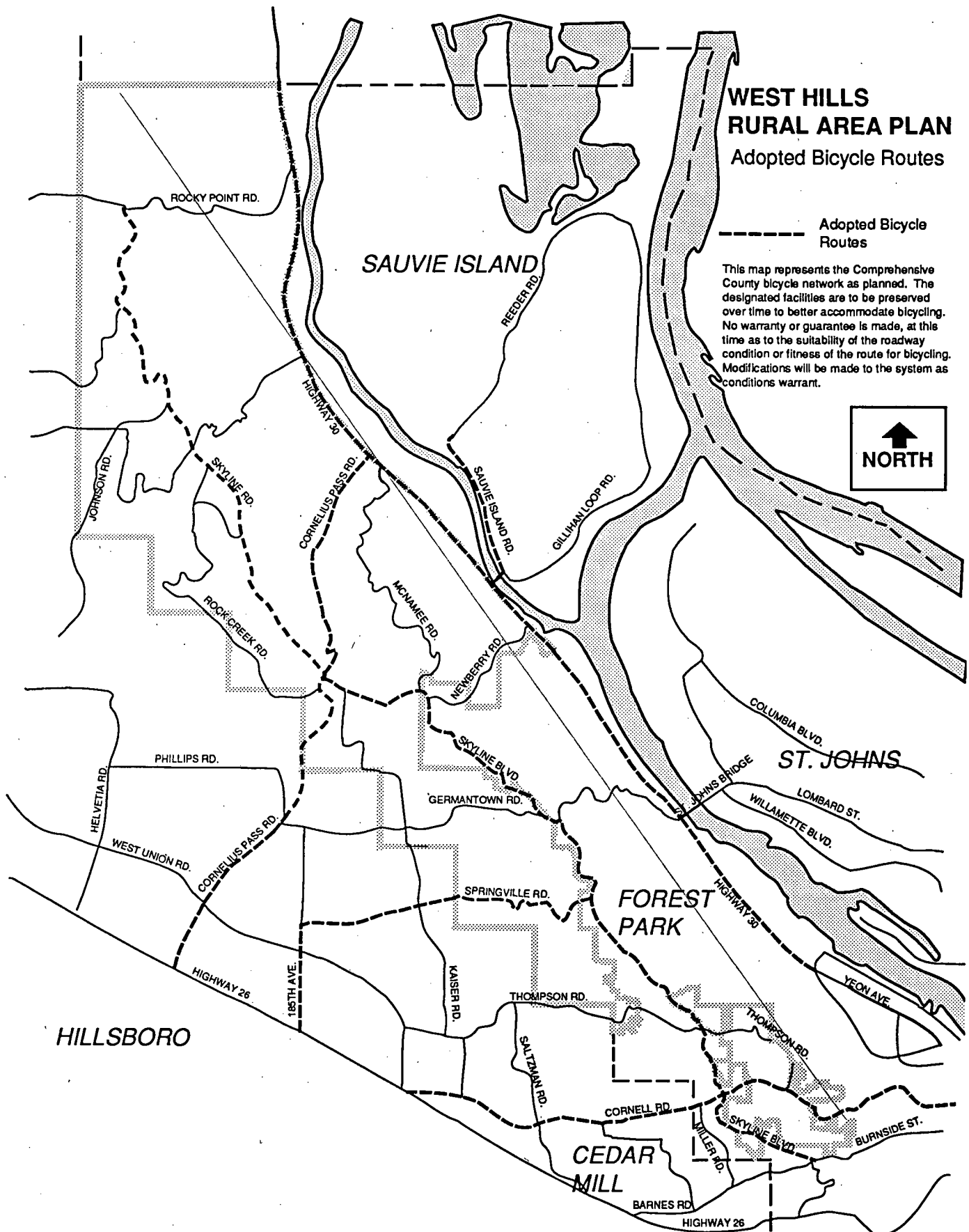
As part of its 1990 Bicycle Master Plan, Multnomah County has an adopted plan for bicycle routes for the West Hills Rural Area). The roadways which have bicycle route designations are Highway 30, Cornelius Pass Rd., Skyline Blvd., Springville Rd., and Cornell Rd. The bicycle route facilities on Highway 30 are maintained by O.D.O.T., and are striped and signed for bikes to current state standards, including adequate shoulders. County maintained rural bike routes should be accommodated by paving of road shoulders to a width of at least 4 feet and preferably 6 feet. Not all designated bike routes in the West Hills have such shoulders, the lack of which increases hazards for bicycle riders. As repaving occurs on County maintained roads designated as bicycle routes, the County widens and paves shoulders to allow for safer bicycle usage. Widened shoulders are especially important on Skyline Blvd., which is a popular bicycle route for both commuters and recreational riders.

The Burlington Northern Cornelius Pass right-of-way, under study as part of the rails-to trails program, may also serve as a recreational bicycle route in the future. See discussion of this issue under Parks & Recreation.

WEST HILLS RURAL AREA PLAN Adopted Bicycle Routes

----- Adopted Bicycle Routes

This map represents the Comprehensive County bicycle network as planned. The designated facilities are to be preserved over time to better accommodate bicycling. No warranty or guarantee is made, at this time as to the suitability of the roadway condition or fitness of the route for bicycling. Modifications will be made to the system as conditions warrant.



POLICY 9: Improve West Hills Rural Area roadways to attain appropriate safety levels for local motorized and non-motorized traffic.

STRATEGY: Accelerate re-paving and shoulder-paving on Skyline Blvd. to make the route safer for use of automobiles, bicycles, pedestrians, and equestrians.

STRATEGY: Include in the capital improvement program a project to upgrade Cornelius Pass Road, with first priority the road between its intersection with Skyline Blvd. and the switchback to the north, and second priority being the road between the switchback and Highway 30.

STRATEGY: Include in feasibility studies of a "rails-to-trails" conversion of the Burlington Northern Cornelius Pass line consideration of making the trail a bicycle route as well in order to remove the bicycle route from Cornelius Pass Rd. and eliminate modal conflicts.

POLICY 10: Discourage through traffic on local roads not shown on the Circulation Plan.

STRATEGY: On local roads with heavy through traffic consider additional control measures such as traffic signals and speed bumps to reduce such traffic.

PUBLIC FACILITIES

Schools

The West Hills Rural Area is served by three different school districts, Portland, Beaverton, and Scappoose.

The majority of the West Hills Rural Area is served by the Portland School District. Skyline Elementary School, located near Cornelius Pass, serves the West Hills. The West Hills is within the attendance boundaries of West Sylvan Junior High School, located to the south, and Lincoln High School, located adjacent to downtown Portland.

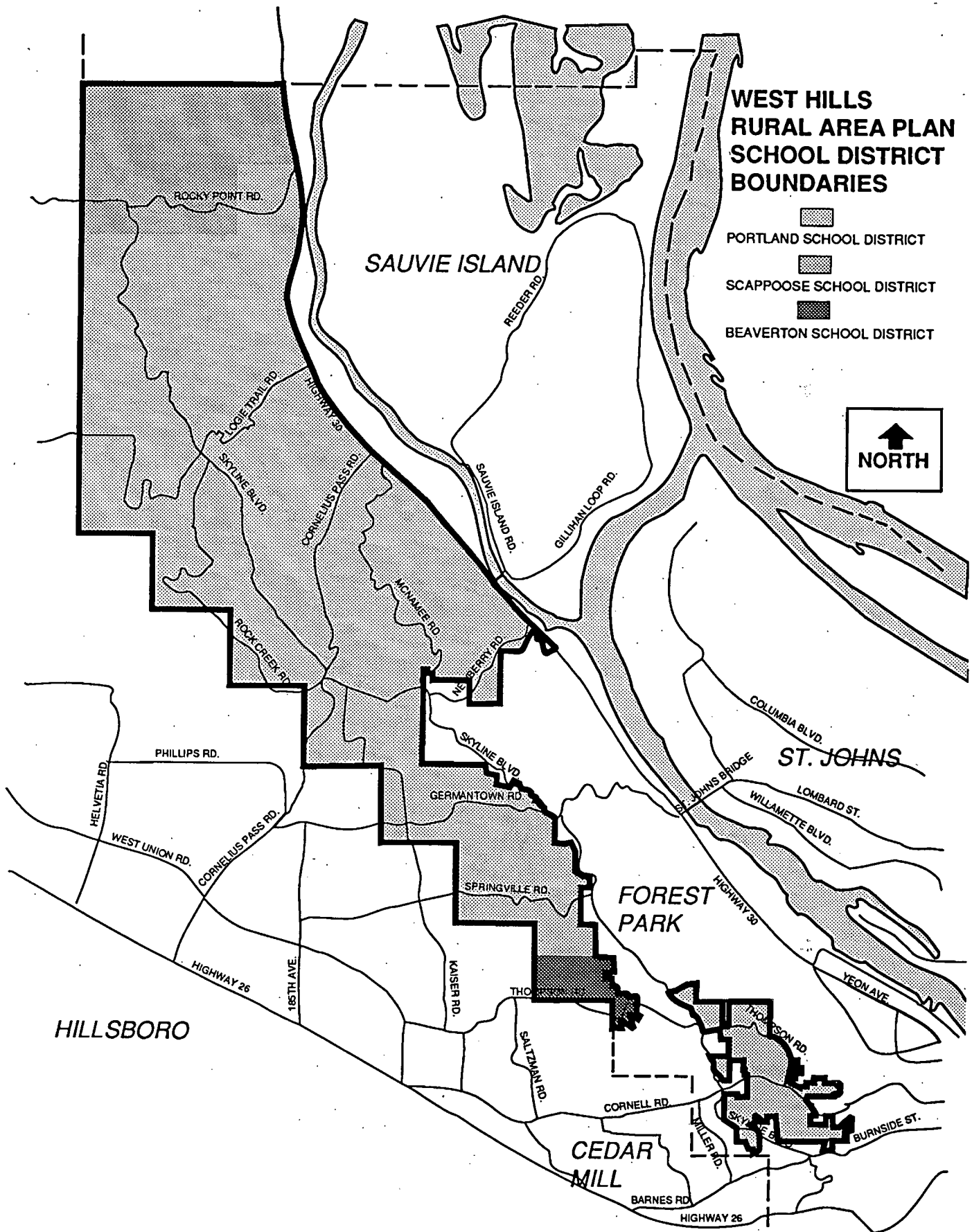
The schools serving the West Hills Rural Area are operating well below capacity of the school sites. The only school which may have problems in the intermediate term future is Skyline Elementary School, which has a building capacity of between 215 and 340 students, depending upon internal organizational arrangements. During the 1992-93 school year 214 students attended the school. This is a 19% increase over the past five years. The district's five year projection for student enrollment envisions an increase to 255 students by 1999. The school's enrollment is projected to grow further due to development of the Forest Heights project, and other smaller projects, within the City of Portland. The Portland School District intends to monitor the growth of enrollment at Skyline Elementary, and consider shifting attendance boundaries or new construction if enrollment grows beyond Skyline School's existing capacity.

A portion of the Bonny Slope area is located in the Beaverton School District. Children from this area attend Cedar Hills Elementary School, Cedar Park Middle School, and Sunset High School. The Beaverton School District is planning to reconfigure its attendance boundaries to ensure that none of these schools are overcrowded.

The northern-most area of the West Hills is within the Scappoose School District. Students attend Grant Watch Elementary School for grades K-3, Peterson Elementary School for Grades 4-6, Scappoose Middle School for grades 7-8, and Scappoose High School for Grades 9-12. The district is currently conducting a survey of existing facilities, with the expectation that growth in the Scappoose city area of Columbia County will result in increased enrollment at the district's schools. However, there are no current capacity or facility problems identified in the District.

POLICY 11. Coordinate planning and development review activities with the affected school districts to ensure that adequate school facilities exist to serve local needs.

STRATEGY: Monitor student population at Skyline Elementary School, and work with the Portland School District on solutions if the school becomes overcrowded.



Fire Protection & Emergency Services

The West Hills Rural Area is served by four different fire and emergency services providers -- Multnomah County Rural Fire District # 20, Scappoose Fire District, Tualatin Valley Fire & Rescue, and Portland City Fire Bureau.

The Tualatin Valley Fire & Rescue District provides fire and emergency services to the Balch Creek and Bonny Slope areas. The area is served from two of the district's stations, the West Slope Station on Canyon Road and the Cedar Mill station located on Cedar Mills Blvd. at Highway 26. The district has sufficient apparatus to serve the area. The district will be studying the best methods for dealing with wildland fires within its boundaries, and will consider measures such as prohibition of wood shingle roofs and requiring minimum cleared areas around structures. The district also requests that the County coordinate development proposals within its boundaries with the district so as to ensure that adequate fire safety measures are incorporated into all new development.

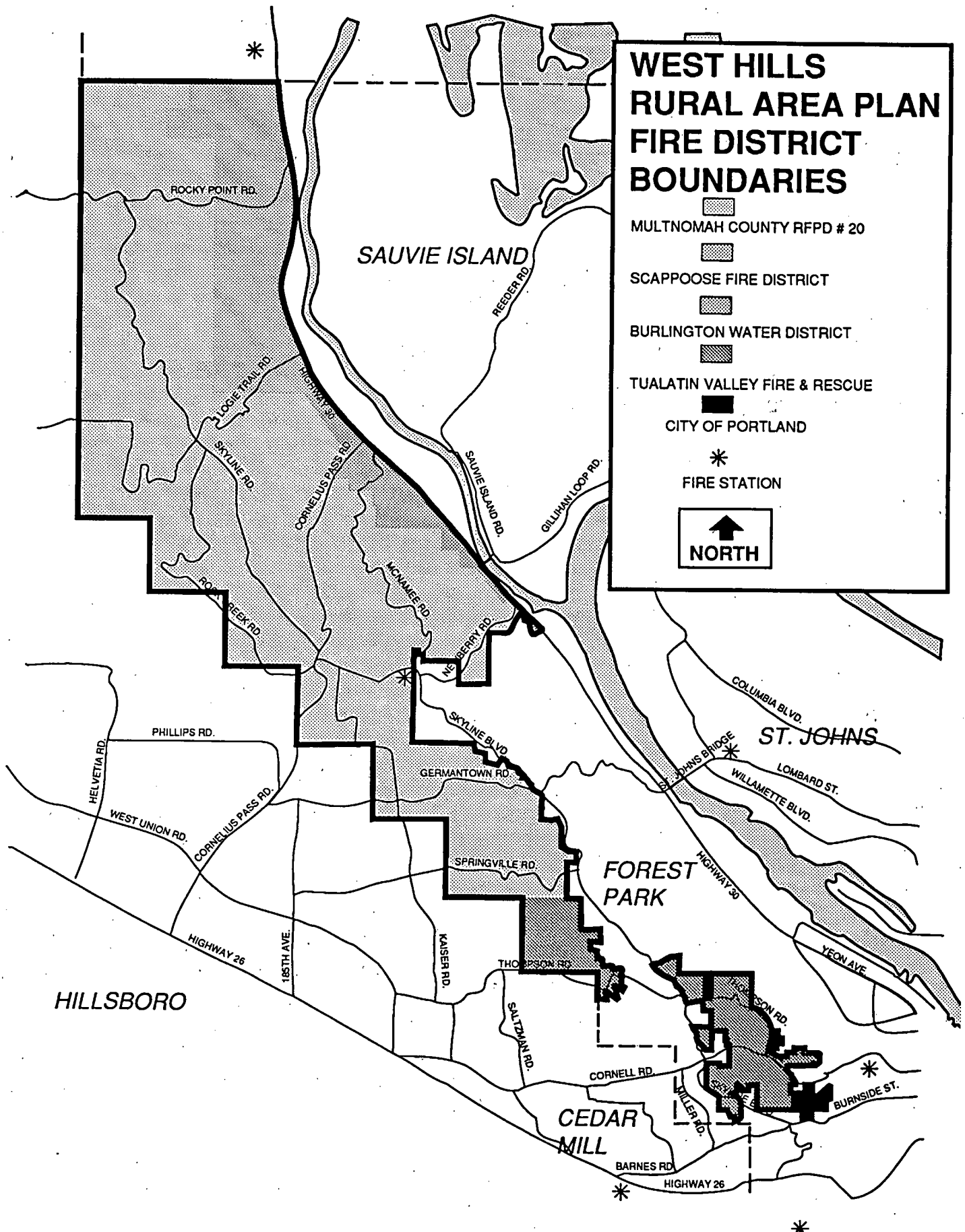
The Multnomah County Rural Fire District #20 serves about two-thirds of the West Hills from a station on Skyline Blvd. On July 1, 1995, it will merge with the Tualatin Valley Fire & Rescue District. The volunteer force will remain at the existing stations on Skyline Blvd.; the second station, on Johnson Rd. will be closed. The Tualatin Valley Fire & Rescue District plans to replace and add to the existing fire-fighting equipment, and eventually plans to move the existing station to a location more central to the area being served. Merger with the Tualatin Valley Fire & Rescue District will provide backup professional fire and emergency services to the area, and will provide more training and equipment for the existing volunteer force.

The Scappoose Fire District serves the northeastern portion of the West Hills Rural Area, from the County Line south to approximately Chestnut St., and approximately 1 1/2 miles inland. The District has three fire stations, one of which is located on Cleetwood Drive near Morgan Road in the West Hills. The District has 50 volunteers and two paid personnel. Equipment includes five engines with a combined capacity of 5,750 gallons, one 3,200 gallon water tender, two rescue units, two ambulances, three wildland firefighting units with a combined capacity of 1,500 gallons, and one command vehicle. The District has no identified problems providing service to the West Hills area.

The Burlington Water District provides fire protection services to land within its boundaries. Currently it contracts with the City of Portland to provide fire and emergency services. The Portland Fire Bureau services the Burlington area from Station # 22, located in St. Johns, with a response time to the area of 15-20 minutes. Due to the lengthy response time the district receives a low level of current services.

POLICY 12: Require proposed development in the West Hills to meet fire safety standards.

STRATEGY: Ensure that agencies responsible for fire protection in the West Hills Rural Area are provided an opportunity to comment on development applications prior to approval of the application.



Water Service

Only a small percentage of the West Hills Rural Area is served by a public water supply system. The Portland Water Bureau serves the Balch Creek area to the south, an area formerly served by the Sylvan Water District before it was incorporated into the Portland City System. However, the Bureau has no water lines in the Balch Creek rural area, and homes in this area are served by wells. The Burlington Water District receives its water supply from the City of Portland, via a pipeline along Highway 30. The District is bound by its bylaws to provide water service to any parcel within the district, however, the existing water distribution system is barely adequate to serve existing development and has little or no capacity to handle expanded water use.

The remainder of the West Hills is not served by any water district, and relies on groundwater for its supply. Local groundwater supplies within the West Hills are variable, but are generally limited due to the varied geology of the Tualatin Mountains. Currently, proposed development must show an adequate water supply quantity prior to approval of building permits. Permits requiring discretionary review are conditioned so as to require proof of an adequate water supply quantity prior to building permit issuance so that an applicant is not subject to the expense of drilling a well prior to approval of the conditional use. However, the County has no standards as to the quantity or source of the adequate water supply. Quality requirements are pursuant to Oregon Department of Environmental Quality standards for potable drinking water.

POLICY 13 Require proposed development to be supplied by a public water system with adequate capacity or a private water system with adequate capacity.

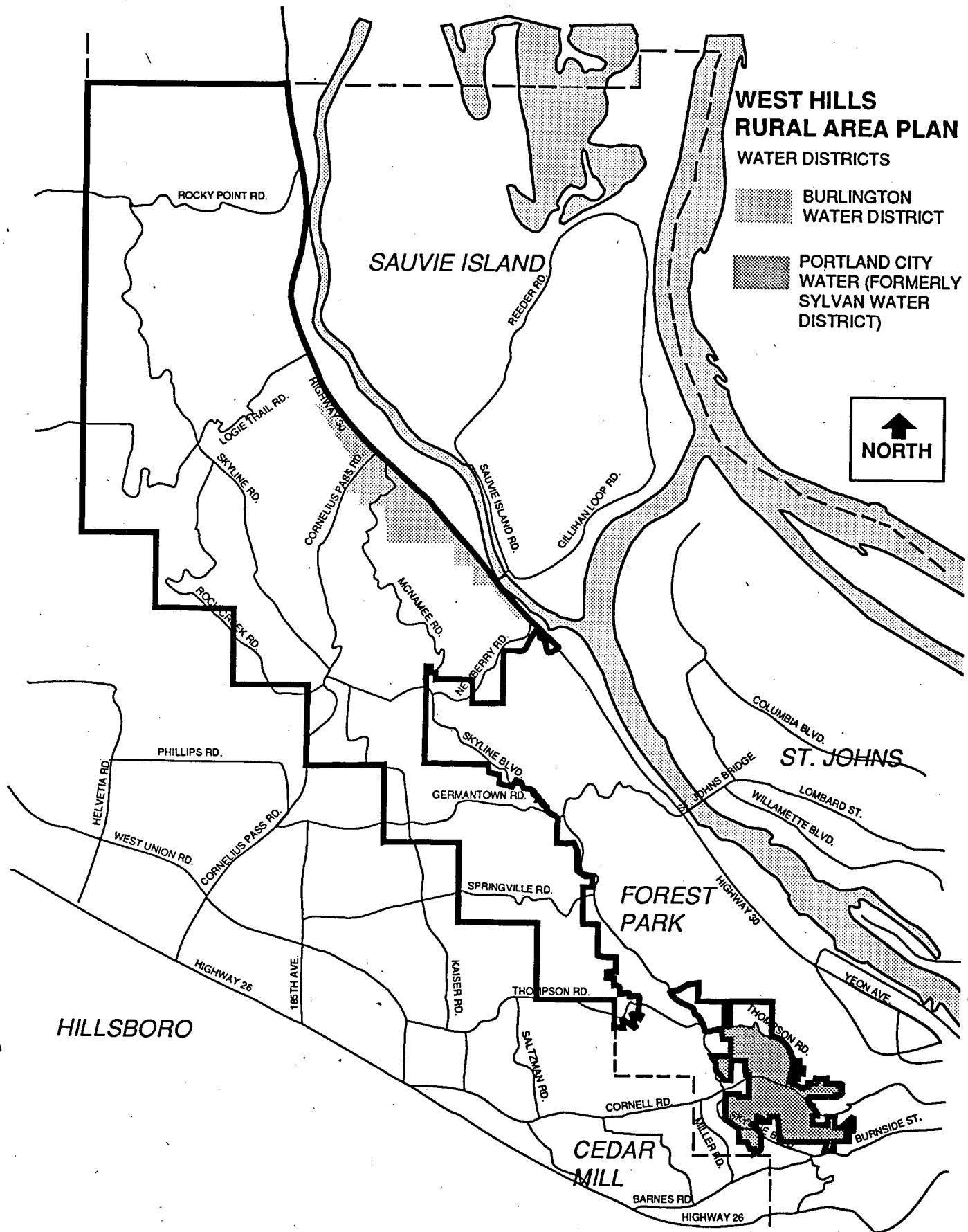
STRATEGY: Require a finding of adequate quantity of water available to a development project prior to final approval of the project, and clearly spell out a procedure which allows adequate public review of the proposed water source without requiring the project applicant to undergo excessive and possibly unnecessary expense.

STRATEGY: Work cooperatively with the Burlington Water District in ensuring adequate water supply to its customers.

Sewage Disposal

All existing development within the West Hills Rural Area is served by private on-site sewage disposal systems. No public sewers are planned or contemplated for the area, due to its rural nature. Approval for proposed private sewage disposal systems is the responsibility of the City of Portland Building Bureau, which implements standards set forth by the Oregon Department of Environmental Quality. A number of different methods for on-site disposal of sewage effluent are available for consideration. The entire West Hills area has significant limitations to the use of septic systems, due to the shallow soil depths in the Tualatin Mountains.

A small portion of the Balch Creek area is within the urban limit line, and has land use desig-



nations and zoning which anticipate provision of public sewer service. However, the City of Portland has determined that it does not intend to provide sewer service to any properties within the Balch Creek basin other than the Royal Highlands development within the City of Portland. This existing subdivision was served by a small treatment plant, but the plant has been replaced by a pumping station which pumps the effluent out of the Balch Creek basin and into a City of Portland sewer line to the south.

POLICY 14: Discourage public sewer service to areas outside of the Urban Growth Boundary and areas where public sewer service would accommodate inappropriate levels of development.

STRATEGY: Consider lowering the allowed density of urban residential land for areas within the Balch Creek basin which have no public sewer service.

Electricity and Telephone

No issues currently exist in the West Hills Rural Area regarding electrical or telephone service.

Police Protection

Police protection in the West Hills is provided by the Multnomah County Sheriff. The Sheriff's office is located at 122nd St. and Glisan St. in the Mid-County area. Currently the entire West Hills Rural Area is served by one patrolling officer at a time. Multnomah County has engaged in on-going discussions with the City of Portland as to the best way to provide police protection to the West Hills Rural Area, and these discussions will continue in the future.

PARKS AND RECREATION

GREENSPACES

The METRO Greenspaces Master Plan identifies much of the West Hills as a significant greenspace which should be protected through purchase or other means. Multnomah County's adopted Natural Areas Plan also identifies much of the West Hills as a significant natural area, mainly areas adjacent to Forest Park and in the Balch Creek Basin.

In order to make a small step towards implementing the METRO Greenspaces Master Plan and the Natural Areas Plan, the Multnomah County Parks and Recreation Division (now transferred to METRO) has over the past several years reviewed all land in the West Hills which is foreclosed by Multnomah County ownership as a result of tax delinquency. Parcels which are deemed to have potential for enhancing recreational and natural values have been retained by the County and will be transferred to the City of Portland or METRO rather than sold off. In addition, the Natural Areas Fund, which consists of money earned by the County from the sale of tax-foreclosed properties throughout Multnomah County, can be used to purchase land of recreational or natural value.

FOREST PARK

The West Hills Rural Area abuts in several areas onto Forest Park in the City of Portland. This 5,000 acre park is unique, since it is the largest natural park area within an incorporated city in the United States. Forest Park has a large influence on planning for the West Hills Rural Area. Protection of its integrity as a natural park amidst urban development, as home to numerous native plant and animal species, is a high priority for both the City of Portland and Multnomah County, as well as for neighborhood and conservation organizations. The City of Portland is currently preparing a Natural Resources Management Plan for Forest Park, which is designed to protect and enhance the natural qualities of the park.

The Natural Resources section of this (West Hills Rural Area) plan discusses various levels of significance and protection programs for significant natural resources in the West Hills. Many of these resources, particularly wildlife habitat, are significant in large part because they provide a contiguity to the north and west with Forest Park. Additionally, natural values associated with Forest and Macleay Parks also extend into the Balch Creek basin to the south and west.

Because of the rights of private property owners to make economic use of their property, full protection of Forest Park is only possible if the boundaries of the park are expanded by purchase of privately owned land -- this in turn is only possible if local jurisdictions and non-profit groups have the financial resources and make a policy choice to purchase private land-holdings in the West Hills.

Barring any large-scale purchase program, which would most likely require approval of a bond measure by local voters, several smaller-scale efforts are under way to add public lands to the

West Hills. Friends of Forest Park, a private group dedicated to preservation and enhancement of Forest Park, has purchased (with County assistance) a 38 acre parcel located between McNamee Road and Highway 30, north of the Angell Bros. quarry site. This parcel contains a significant old grove forest. To the south of this area is a series of land divisions creating lots in excess of 38 acres which have had conservation easements placed upon most of the land area excepting residential sites for each lot. These easements were obtained by the Friends of Forest Park and recorded with Multnomah County. While they do not prohibit resource-based uses of the land under easement, such as forestry, they do restrict items such as fencing, clearing for structures, containment of domestic animals, and other impacts associated with residential development.

POLICY 15: Maintain and enhance the recreational values of Forest Park and adjacent areas in concert with the City of Portland, METRO, and other agencies.

STRATEGY: Review lands which become available through tax foreclosure in the the vicinity of Forest Park and within the Balch Creek Basin for potential recreational use.

STRATEGY: Target key parcels needed for enhancement of Forest Park recreational values for acquisition through revenue from the Natural Area Fund.

STRATEGY: Coordinate management of acquired properties in the vicinity of Forest Park to preserve natural resource values consistent with the Natural Resource Management Plan to be approved by the City of Portland.

STRATEGY: Promote and provide incentives for voluntary use of conservation easements by property owners in lieu of purchase.

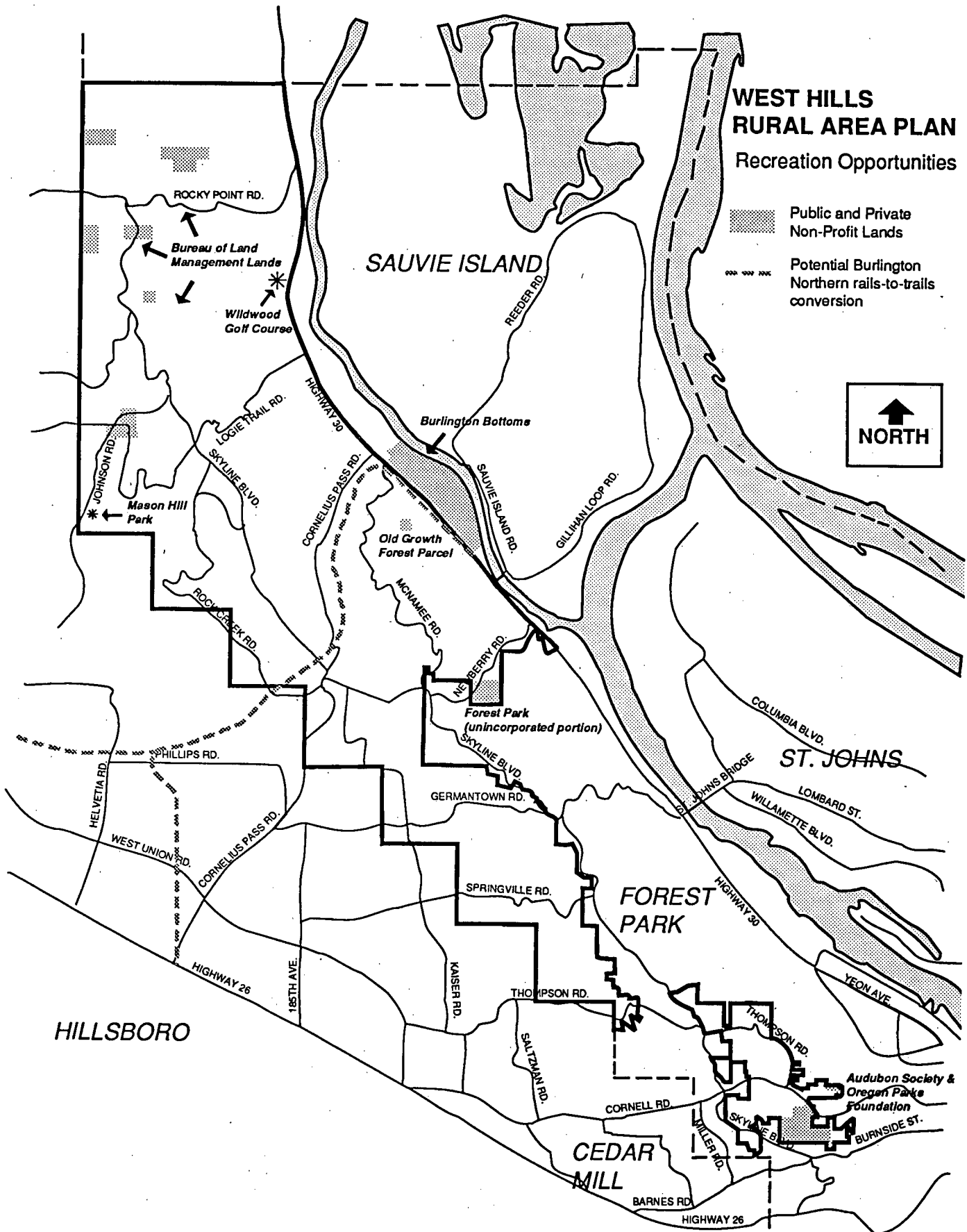
BALCH CREEK

The lower portions of the Balch Creek Basin are largely owned by the City of Portland, the Audubon Society, and the Oregon Parks Foundation. The Balch Creek unincorporated area is bounded on the west by Forest Park. However, most of the land in the upper portion of the Balch Creek basin is privately owned, and most of this area is designated and zoned as Commercial Forest Use. The County does not regulate forest practices on these lands, and thus commercial forestry is bound only by the Oregon Forest Practices Act. Any program to fully protect the Balch Creek basin in its natural state must consider the need to purchase privately-held lands within the Balch Creek basin. Such an option is possible only if local jurisdictions and non-profit groups have the financial resources and make a policy choice to purchase private landholdings in the Balch Creek area.

OTHER RECREATIONAL FACILITIES

Since the West Hills is a rural area, it contains no traditional "urban" neighborhood parks. The only established County Park within the West Hills Rural Area is Mason Hill Park, a one acre plot of land at the intersection of Johnson and Munson Roads. This park, site of the original

Potential Burlington Northern rails-to-trails conversion



Mason Hill Schoolhouse, has no off-street parking, and the only facilities on the site consist of a covered picnic table and an outhouse.

One major private recreational facility exists in the West Hills Rural Area: the Wildwood Golf Course. The course, opened in 1991, was previously operated from the 1920's until 1971. It has 9 holes on approximately 116 acres, with a total play yardage of 2,935. The course has considered expansion to 18 holes, but such an expansion would occur to the east of Highway 30, between the Highway and Multnomah Channel.

The United States Bureau of Land Management (BLM) owns approximately 643 acres of land in the northern portion of the West Hills, divided into six non-contiguous parcels. Currently the lands are managed for timber production, but with greater consideration for other resource values such as water quality and wildlife habitat than is required by the Oregon Forest Practices Act. The BLM has not considered public recreational uses of these properties to date due to their remote nature in the Dixie Mountain area.

RECREATIONAL TRAILS

Two significant regional recreational trails efforts may have an impact on the West Hills. The Greenway to the Pacific project, coordinated by METRO, is just completing a Concept Plan (Phase 1) which looks at six broad corridors for a recreational trail route between the Portland Metropolitan Area and the Coast Range and Pacific Ocean. Two of these conceptual corridors affect the West Hills: 1) the "Columbia Blue Way" corridor which would link Astoria to Portland, and 2) the "Vernonia Loop" corridor, which would build upon the existing Banks-Vernonia State Linear Park trail to the west, and connect this with Portland through the West Hills. Both conceptual corridors are several miles wide, so no specific route alignments are being considered in Phase 1. Phase 2 of the project, scheduled for 1994 through 1996, would review the corridors and result in the adoption of specific corridor and trail routes. Phase 3, development of the trail, would not begin until at least 1996.

A new regional trails effort is looking at the Burlington Northern right-of-way from Highway 30 through Cornelius Pass to Washington County. Burlington Northern has given notice of an intent to abandon the right-of-way within the next several years. METRO is organizing a committee to review the feasibility of converting the rail corridor into a bicycle or hiking trail. Studies will be ongoing over the next several years. METRO and Multnomah County must address several clear problems before conversion of the right-of-way to a trail, including burned or decaying trestles, use of the Cornelius Pass tunnel, and impacts to adjacent property owners and residents.

POLICY 16: Support and promote the placement of links within a regional trail system for use by pedestrians, equestrians, and bicyclists.

STRATEGY: Support and participate in the feasibility studies for the conversion of the Burlington Northern Cornelius Pass line into a recreational trail, which will provide a regional trail for the Portland Metropolitan area; consider its impacts on adjacent properties and include affected property owners in discussions on all

phases of the project.

STRATEGY: If the Greenway to the Pacific project locates a trail alignment in the West Hills, do not obstruct METRO's acquisition of the right-of-way for such a facility and review development proposals along the trail alignment for compatibility with the proposed trail.

POLICY 17: Consider and mitigate the impact on adjacent private properties of all proposed recreational facilities.

ENVIRONMENTAL QUALITY

AIR QUALITY

No significant issues regarding air quality, other than those which affect the Portland Metropolitan Area as a whole, have been identified in the West Hills. Odors from an agricultural processing operation at the southern end of Sauvie Island do affect areas along Highway 30 and Newberry Road. The Oregon Department of Environmental Quality has jurisdictional authority to address this issue.

NOISE

No significant issues regarding noise impacts have been identified in the West Hills. The existing Angell Brothers Quarry operation produces significant amounts of noise from its mining and crushing operations, but this noise is well contained within the 400 acre site.

WATER QUALITY

Tualatin River Basin

The west side of the West Hills Rural Area Plan is within the Tualatin River Basin. While this approximately 7,500 acres is less than 2% of the the 698 square mile Tualatin River drainage basin (most of the remainder is within Washington County), the West Hills does include important and significant headwater areas for Rock Creek, McKay Creek, and Bronson Creek. The Tualatin River has been identified by the Oregon Environmental Quality Commission as a water body with degraded water quality due to the presence of excessive phosphorous and ammonia-nitrogen in the river's waters. These nutrients are the primary factors in the growth of algae in the Tualatin River, which depletes oxygen-levels within the waters, which in turn results in the loss of fish and aquatic life, increased water turbidity, and increased noxious odors. Total Maximum Daily Loads (TMDL's) have been mandated for these elements. Multnomah County is subject to a compliance order and schedule issued by the Oregon Department of Environmental Quality in order to achieve the TMDL's.

In order to address State requirements, Multnomah County has adopted a "Tualatin River Basin Nonpoint Source Control Watershed Management Plan" (January, 1992). Since the high ammonia-nitrogen levels in the river are primarily due to the discharge from sewer treatment facilities within Washington County, the Multnomah County document focuses on control of phosphorous discharge into Tualatin River tributaries. However, the Best Management Practices summarized in the document apply to all potential sources of pollutants into the drainage system. At this time, on-going compliance with these practices by agricultural operations and rural residences is voluntary, with the County conducting an education program to make residents aware of the need maintain the quality of water running off into the drainage basin.

Studies of streams within the West Hills conducted as part of the Goal 5 analysis of significant

streams (see discussion under Natural Resources) has shown that agricultural practices have a significant negative impact upon the water quality of streams in the West Hills, particularly those streams which flow westerly into the Tualatin River Basin. Multnomah County has received a recommendation from the METRO Parks and Greenspaces Division that new agricultural activities should be prohibited by the zoning code within 100 feet of any stream in the West Hills. Regulation of agricultural practices through zoning is permitted by Oregon statute, but no County zoning ordinance in Oregon currently regulates agricultural practices. To some extent, regulation or prohibition of rural agricultural operations runs counter to Oregon Statewide Planning Goal 3, which encourages maintenance of rural lands with good soils for agriculture in order to allow Oregon's agricultural economy to grow and to provide protection for farmers from the pressures of urbanization. An alternative to mandatory zoning regulations is the pursuit of a voluntary educational program in conjunction with the Soil Conservation Service and the West Multnomah Soil and Water Conservation District which would encourage farmers to apply stream protection measures which would benefit both agriculture and stream water quality in the West Hills.

Multnomah County requires any non-agricultural development proposal within the Tualatin Basin to receive a Grading and Erosion Control permit, pursuant to Section 11 .15.6700 et. seq. of the Multnomah County Zoning Ordinance. The Ordinance contains specific standards for grading and erosion control measures, and also requires all development to meet standards set forth in the "Erosion Control Plans Technical Guidance Handbook" issued in 1991 by the City of Portland, and also in the "Surface Water Quality Facilities Technical Guidance Handbook" issued in 1991 by several local agencies including the City of Portland and the Washington County Unified Sewerage Agency.

POLICY 18: Use voluntary measures to decrease the negative impacts of some agricultural practices upon water quality in area streams.

STRATEGY: Do not institute zoning regulation of agricultural practices to protect streams at this time -- instead pursue a voluntary educational program jointly with the U.S. Natural Resources Conservation Service and the West Multnomah Soil and Water Conservation District.

Drainage into Multnomah Channel

The drainages on the east side of the Tualatin Hills which drain into Multnomah Channel run through steep terrain with significant erosion potential (see discussion under Hazards). Runoff from these drainages has the potential to impact Multnomah Channel and the Rafton Tract (Burlington Bottoms), both of which are identified by the Multnomah County Comprehensive Plan as significant wetlands. In order to control erosion, all site grading proposals in this area which propose to disturb more than 50 cubic yards of soil, or which add more than 50 cubic yards of fill, or which obstruct or alter a drainage course, or which take place within 100 feet of the bank of a watercourse must obtain a Grading and Erosion Control permit. Any proposed development which is located on steep slopes (greater than 25%) or within an identified and mapped slope hazard area must also obtain a Hillside Development Permit. In addition, all development located within 300 feet of a significant stream (see discussion under Natural

Resources) must obtain a Significant Environmental Concern (SEC) permit. A series of standards by which to consider approval of the permit are contained within the ordinance.

While clearing for agricultural purposes would have a negative impact upon these drainages due to the steep terrain, soils in this area are not suitable for agricultural operations, and thus little or no clearing for such purposes is expected.

POLICY 19: Protect water quality in areas adjacent to Multnomah Channel through control of runoff from West Hills Rural Area streams.

STRATEGY: Revise the ESEE analysis and protection program for Burlington Bottoms to include discussion of water quality impacts from West Hills drainages into this wetland, and adopt appropriate zoning ordinance amendments to protect water quality in Burlington Bottoms.

STRATEGY: During the Sauvie Island/Multnomah Channel Rural Area Plan preparation, review ESEE analysis and protection program for Multnomah Channel to include discussion of water quality impacts from West Hills drainages into the channel, and adopt appropriate zoning ordinance amendments to protect water quality in Multnomah Channel.

Balch Creek

Balch Creek drains into the Willamette River. Its upper reaches from Macleay Park in the City of Portland are in relatively natural condition. Balch Creek and its tributaries have been the object of considerable study by the City of Portland, in both the Balch Creek Watershed Protection Plan (Portland Planning Bureau) and the Balch Creek Watershed Stormwater Management Plan Background Report (Portland Bureau of Environmental Services).

The Stormwater Management Plan contains extensive data on water quality within the Balch Creek watershed. The data show that Balch Creek has generally good water quality when compared with similar streams adjacent to urban areas, but the stream does have high levels of phosphorous (similar to the Tualatin Basin), and has significantly elevated levels of sedimentation during storm events, which indicates problems with soil erosion. Events of mass erosion have occurred periodically in the watershed, as recently as February 1992. Also, ongoing surface erosion from roads and residential housing development have negative impacts on water quality in the basin. Since soils in the Balch Creek basin are unsuitable for agricultural activities, little or no impact from such activities has occurred, or is expected to occur.

The City of Portland has protected the portions of the Balch Creek basin within city limits with an environmental overlay zone. This overlay zone is applied to protect the City's inventoried significant natural resources and their functional values. Two subzones exist: 1) the Environmental Protection (EP) overlay zone, which is applied to areas where the City has determined the natural resource to be of such significant value that almost all development would have a detrimental impact; and 2) the Environmental Concern (EC) overlay zone, which

is applied to areas with high functional values where the City has determined that development may be allowed if adverse impacts are mitigated.

While these zones are mainly designed to protect Natural Resources identified under Goal 5 of the Oregon Statewide Planning Program, they also contain a requirement that all proposed development within these zones comply with the City's Erosion Control Plans Technical Guidance Handbook (for ground disturbing activity under 1,000 square feet), or prepare a site-specific Erosion Control Plan (for ground disturbing activity greater than 1,000 square feet).

Additionally, Portland has adopted specific water quality measures which affect areas with environmental overlay zoning in the Balch Creek basin. All development-related earth-disturbing activities must take place between May 1 and September 30. Proposed development may not increase the amount of flow in Balch Creek through Macleay Park and the Northwest Industrial Area. And site clearing must be the minimum necessary for construction. Significantly, forest practices (logging) are regulated by the Environmental Overlay Zone, due to the fact that forest practices may be regulated inside the Urban Growth Boundary of cities.

Multnomah County currently protects water quality in the Balch Creek Basin with a requirement that all development activities (with a few exceptions, most notably forest practices) obtain a grading and erosion control permit. Any proposed development which is located on steep slopes (greater than 25%) or within an identified and mapped slope hazard area must also obtain a Hillside Development Permit. The County's ordinance also requires all development-related earth-disturbing activities take place between May 1 and September 30, and requires submittal of a specific erosion control plan for all development activities. Balch Creek is also a protected stream (see Natural Resources section) with any development activities within 300 feet of its banks requiring approval of a Significant Environmental Concern (SEC) permit.

POLICY 20: Develop and maintain consistent regulations for significant streams under the jurisdiction of both the City of Portland and Multnomah County.

POLICY 21: Use hillside development and erosion control standards to control the effects of nonpoint runoff into streams from sources such as roadways, parking areas, and farms.

Ground Water Quality

No major issues concerning ground water quality have been identified for the West Hills. Monitoring of six in-stream sites in the Tualatin River basin has indicated that normal background levels of phosphorous in these streams, which are fed mainly by groundwater, are higher than the current threshold for TMDL's mandated by the Oregon Department of Environmental Quality (See discussion of ground water supply under discussion of Public Facilities and Services).

NATURAL HAZARDS

Flooding

The Federal Emergency Management Agency (FEMA) requires local communities to maintain and enforce minimum floodplain management standards in order to be eligible to participate in the National Flood Insurance Program (NFIP). FEMA accepted floodplain maps compiled by Multnomah County in 1980.

Only one small area within the West Hills is mapped as a flood hazard area. This area is located along a major tributary of Rock Creek to the south of Germantown Road and to the east and west of Kaiser Road. The area within the 100-year flood area is designated as a Flood Hazard Area, and, pursuant to the Multnomah County Zoning Ordinance, any new construction or substantial improvement to existing construction must meet a set of requirements set forth in the ordinance to ensure safety from flood hazards.

Groundwater Levels

There are no areas in the West Hills identified as having a high water table, defined as eight or less feet below the ground surface. High water table areas are generally low-lying and gently-sloped — the West Hills is characterized by steep slopes and hilly, rugged terrain.

Foundation Conditions

Foundation conditions refers to how a soil might shrink or swell due to various factors. The ability of a soil type to shrink or swell is affected by moisture, internal drainage, susceptibility to flooding, and the soil's density, plasticity, mineral composition, and texture. Unstable soil conditions in Multnomah County are mapped in the Soil Conservation Service 1983 Soil Survey and in a geological hazards study commissioned by Multnomah County in 1978.

Foundation limitations are rated as severe in approximately 95% of the West Hills. The remaining areas are rated as moderate, and no areas are rated as having slight foundation limitations. Along with other factors, foundation conditions are considered in the mapping of Slope Hazard areas by Multnomah County.

Soil Erosion

Areas subject to soil erosion have been inventoried for the County by the 1983 Soil Conservation Service Study of Multnomah County soils. Soils along the east face of the Tualatin Mountains, draining into Multnomah Channel, are generally subject to severe soil erosion potential, while soils on the west face, draining into the Tualatin river watershed, have moderate or slight soil erosion potential. Along with other factors, soil erosion potential is considered in the mapping of Slope Hazard areas by Multnomah County.

Mass Movement

Mass movement refers to the movement of a portion of the land surface down slope. This includes rock falls, rock slides, and landslides. Susceptibility to mass movement is directly related to two factors -- soil type and steepness of slope. Areas along the east face of the Tualatin Mountains, draining into Multnomah Channel, are generally highly susceptible to mass movement, as is borne out by evidence of historic landslides in this area. Areas along the west face, draining into the Tualatin watershed, are moderately susceptible. Along with other factors, mass movement is considered in the mapping of Slope Hazard areas by Multnomah County.

Seismic Hazards

The Portland area has a complex tectonic structure which includes faults that may be associated with past earthquake activity. There is growing indirect evidence that the Portland Hills lineament may be capable of producing earthquakes. This lineament shows up on State maps as a trend, from near the coast north of Astoria through Portland and into Central Oregon. The approximate location of the epicenter of Portland's 1962 earthquake (5.2 on the Richter scale) was at Holbrook, in the vicinity of Highway 30 and Logie Trail Rd.

Seismic monitoring stations were installed in the Portland area in 1980. The U.S. Geologic Survey (USGS) and the Oregon Department of Geology and Mineral Industries (DOGAMI) are currently producing maps delineating the regional geology and potential for ground motion in the Portland Metropolitan Area. To date, the only portion of the West Hills which has been mapped is a part of the Balch Creek basin. The mapping project grades earthquake hazards into four categories, "A" (greatest hazard) through "D" (least hazard). Most of the Balch Creek area is designated as Zone "C", with areas of higher hazard ("B" and "A") located generally along Cornell and Thompson Roads. The County has no mitigation program for seismic hazards at this time due to the lack of information on the remainder of the West Hills. Most likely, any mitigation program will be implemented through the enforcement of revised building codes which strengthen structures against seismic activities.

POLICY 22: Protect against seismic hazards to structures and ground areas susceptible to upset.

STRATEGY: Work with the City of Portland to implement appropriate building code revisions for areas of greatest seismic hazard, when information on the location of such areas becomes available.

Slope Hazard Areas

Based upon information available relating to steepness of slope, soil type, foundation conditions (shrinking and swelling), soil erodibility, and potential for mass movement, an overlay of slope hazard areas within the West Hills was prepared for Multnomah County by Shannon and Wilson in 1978. These areas are subject to the provisions of the Hillside Development and Erosion Control Zoning Overlay of the Multnomah County Zoning Ordinance. Except for

specifically exempted activities, all development, construction, or site clearing in identified slope hazard areas, as well as all areas with average slopes in excess of 25%, must obtain a Hillside Development Permit. Issuance of a Hillside Development permit requires all standards of the Grading and Erosion Control provisions of the Zoning Ordinance to be met, and in addition requires preparation of a geotechnical report for the proposed activity.

POLICY 23: Protect lands having slopes greater than 25% from inappropriate development.

STRATEGY: Revise the Multnomah County Comprehensive Framework Plan to designate lands with average slope greater than 25% as having development limitations. This action will resolve an inconsistency between the Comprehensive Framework Plan and the Hillside Development Overlay provisions of the Multnomah County Zoning Ordinance.

NATURAL RESOURCES

All natural resources identified in the West Hills Rural Area Plan have been analyzed pursuant to Goal 5 of the Oregon Statewide Planning Program.

SCENIC VIEWS

Multnomah County has determined that the east face of the Tualatin Mountains is an outstanding scenic backdrop when viewed from Highway 30, Sauvie Island, Multnomah Channel, and the Willamette River. It provides valuable scenery to travelers and provides an outstanding contrast between the developed urban areas of Portland and the natural beauty of the forested hills. It is important to note that the outstanding scenic qualities of the West Hills derive solely from the vantage points below -- views from the West Hills outward, or within the West Hills itself, are not judged to be outstanding and thus are not protected beyond the protection afforded by continuing rural zoning and development standards.

However, analysis of the economic, social, environmental, and energy consequences of the conflicts between scenic views and other allowed uses and Goal 5 resources indicate that Scenic Views should not be protected at the expense of prohibiting these other uses. In addition, forest practices (logging) are not regulated by the County, so most of the alterations to the scenic landscape will go on unchecked by scenic considerations. Therefore, Multnomah County has proposed a standard for judging uses which conflict with scenic views which requires the conflicting use to be visually subordinate* to the surrounding landscape.

POLICY 24: Balance protection of scenic views with flexibility of use by property owners.

STRATEGY: Do not preclude or prevent building on any lot because of scenic considerations.

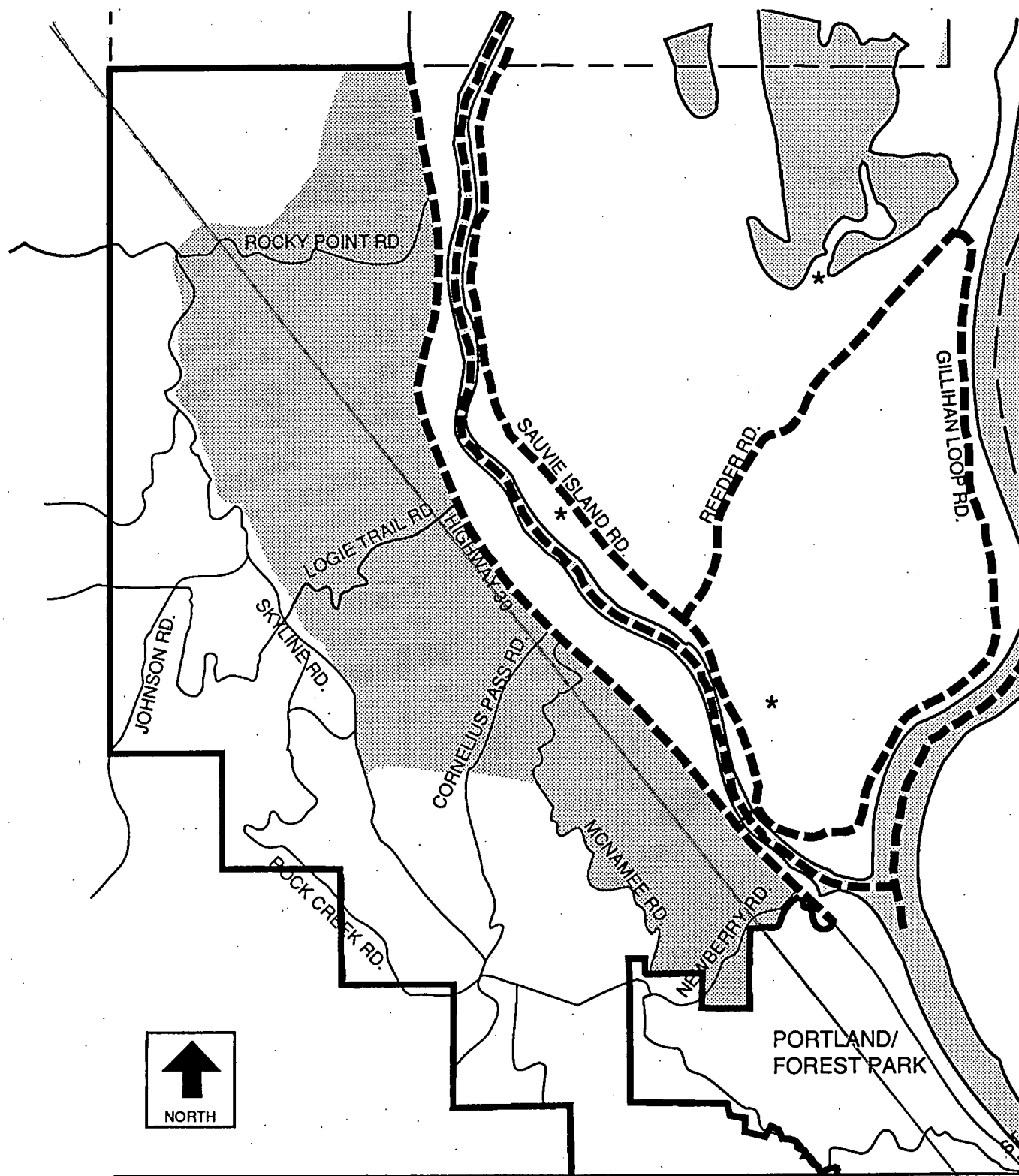
STRATEGY: Allow placement of residences so that a view from the property is possible as long as the proposed development is visually subordinate.

STRATEGY: Regulate the use of reflective glass in scenic areas.

STRATEGY: Require industrial uses to meet the same siting standards as residential development in order to protect scenic views.

STRATEGY: Work with the Oregon Department of Forestry to better protect scenic views from the negative impacts associated with timber harvesting.

* "Visually subordinate" is defined as development that does not noticeably contrast with the surrounding landscape, as viewed from an identified viewing area. Development that is visually subordinate may be visible, but is not visually dominant in relation to its surroundings.



WEST HILLS SCENIC RESOURCES



SIGNIFICANT AREA



KEY VIEWING AREA



KEY VIEWING CORRIDOR

STRATEGY Provide incentives for development compatible with significant scenic views.

STREAM RESOURCES

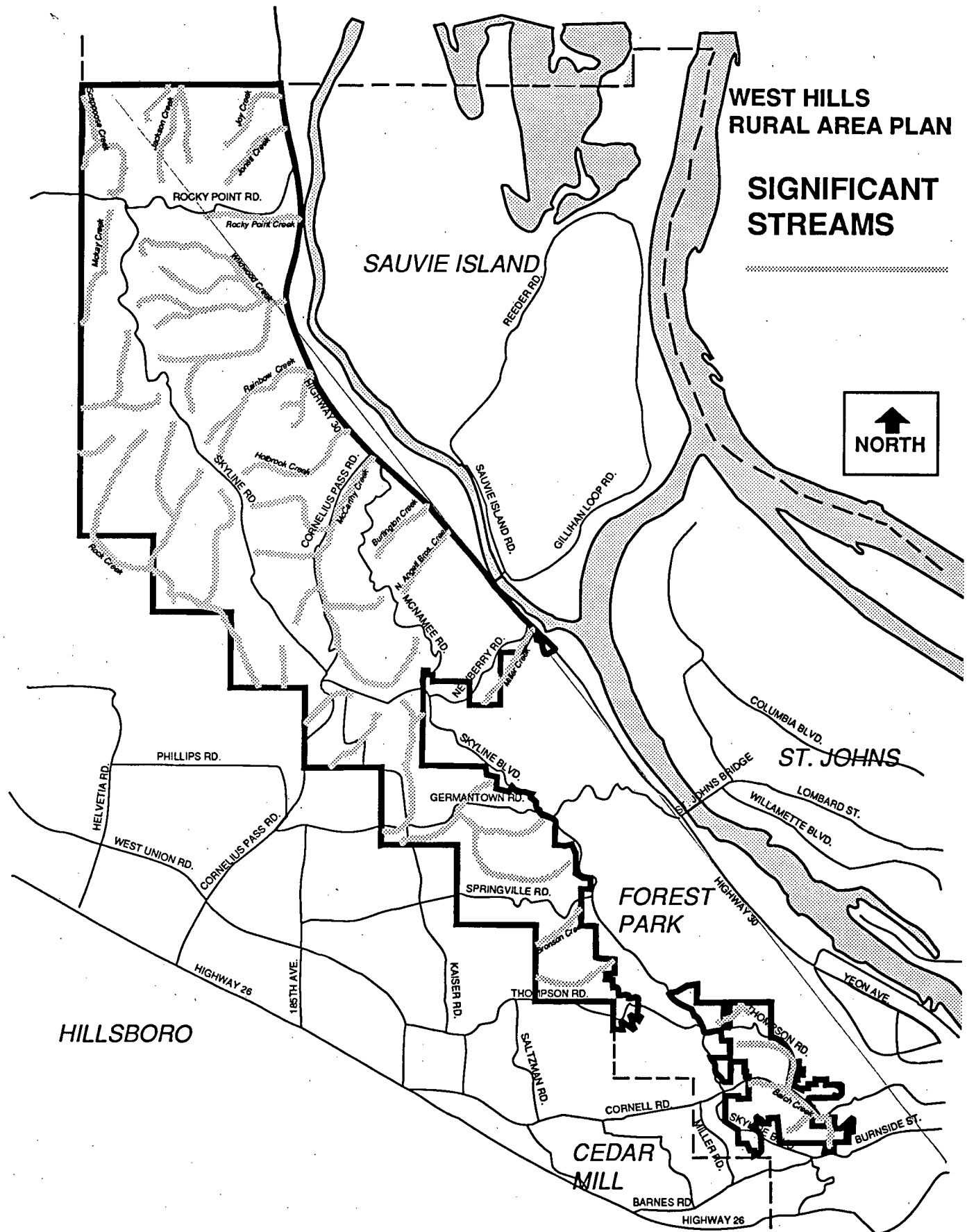
Based upon the five criteria for determining significant streams outlined in Policy 1 6-G of the Multnomah County Comprehensive Framework Plan (economic value, educational value, recreational value, public safety value, and natural areas value), 17 streams or stream systems have been determined to be significant. The following list summarizes the important values of each significant stream or stream system:

Rock Creek	Economic, Educational, Recreational, Public Safety, Nat. Area
Balch Creek	Economic, Educational, Recreational, Public Safety, Nat. Area
"Wildwood" Creek	Economic, Recreational, Public Safety, Natural Area
Miller Creek	Economic, Recreational, Public Safety, Natural Area
Jackson Creek	Economic, Public Safety, Natural Area
Joy Creek	Economic, Public Safety, Natural Area
Jones Creek	Economic, Public Safety, Natural Area
Rocky Point Creek	Economic, Public Safety, Natural Area
Scappoose Creek	Economic, Public Safety, Natural Area
"Rainbow" Creek	Economic, Public Safety, Natural Area
Bronson Creek	Economic, Public Safety, Natural Area
"N. Angell Bros" Crk	Recreational, Public Safety, Natural Area
McKay Creek	Public Safety, Natural Area
"Holbrook" Creek	Public Safety, Natural Area
McCarthy Creek	Public Safety, Natural Area
Saltzman Creek	Recreational
"Burlington" Creek	Recreational

Analysis of the economic, social, environmental, and energy consequences of the conflicts between significant streams and other allowed uses and Goal 5 resources indicate that for rural areas such as the West Hills strong protection measures can be put into place to protect streams which will still allow conflicting uses on other parts of the large lots. Therefore, a 300-foot wide buffer area on each side of each protected stream will be protected by the Significant Environmental Concern (SEC) zoning overlay. The 300 foot distance is justified by analysis which shows that the maximum width of the riparian zone along any West Hills streams is approximately 300 feet, and work by the Washington Department of Ecology which shows that a 300 foot buffer will provide adequate wildlife habitat. Development will be allowed within this 300 foot area only if it can demonstrate that it will have no net impact on the functional characteristics, or values of the stream. Detailed maps of this 300-foot riparian zone are available at the offices of the Planning Division.

Agricultural uses were shown by the Goal 5 analysis to have negative impacts upon some significant streams in the West Hills. Regulation of agricultural activities to protect significant streams is feasible under State law. However, it is not desirable or necessary for the County to institute regulations for agricultural activities and practices in the West Hills, for the following reasons:

SIGNIFICANT STREAMS



1. Only a small percentage of the West Hills rural area is suitable for agricultural practices because of topography and soil type. Most streams are not, and will not be affected by, agricultural practices.
2. Regulation of agricultural activities and practices would require a major effort by Multnomah County in order to study and adopt appropriate regulatory mechanisms and would require significant expenditure in order to enforce them. This effort may not provide sufficient benefits to justify its expense.
3. Agriculture is one of the two predominant resource-based uses (forestry is the other) allowed on rural lands in Oregon — the prime reason for protection of such lands is for their continued resource use. The regulatory burden of mandatory restrictions would significantly undercut this agricultural use, and would be considered onerous by many if not most farmers.
4. The U.S. Soil and Water Conservation Service and the West Multnomah Soil and Water Conservation District have as one of their primary missions the promotion of sound agricultural practices which protect streams from degradation due to agricultural activities and practices.

Similarly, although forestry has significant impacts upon significant streams, Multnomah County has no regulatory authority to prohibit or regulate forestry on Commercial Forest lands (such authority is theoretically possible if the County can justify an "exception" to Goal 4 -- Forest Lands of the Statewide Planning Program -- but such an "exception" would be difficult if not impossible to justify) and regulation of forestry on "exception" lands (rural residential & multiple use agriculture) would require the County to implement and enforce its own forest management guidelines, which would apply to only 10% of the West Hills. Recent improvements to the Oregon Forest Practices Act significantly increase protections for streams within the West Hills, and make County regulation of forestry in this area even less necessary.

Multnomah County conducted an inventory of West Hills streams in 1994. While the survey was intended to be comprehensive, a large rural area such as the West Hills contains a diversity of streams, some of which may not be mapped on source materials such as United States Geological Survey maps used by Multnomah County as a source database for inventory work. It is important for Multnomah County to consider new information regarding additional significant streams in a timely manner. An example of an area needing further survey work lies in the Joy Creek watershed.

POLICY 25: Balance protection of significant streams with flexibility of use by property owners.

STRATEGY: Minimize runoff from roads, particularly from County road clearing processes.

STRATEGY: Encourage "friends of" individual streams to educate people about best management practices necessary to protect streams.

STRATEGY: Work with the Oregon Department of Forestry to better protect significant streams from the negative impacts associated with timber harvesting.

STRATEGY: Work with the local Soil and Conservation Districts to educate farmers about sound farming practices which also protect significant streams.

STRATEGY: Provide incentives for development compatible with significant streams.

STRATEGY: Consider additional streams for significance and protection if requested by a property owner or other interested party.

WILDLIFE HABITAT

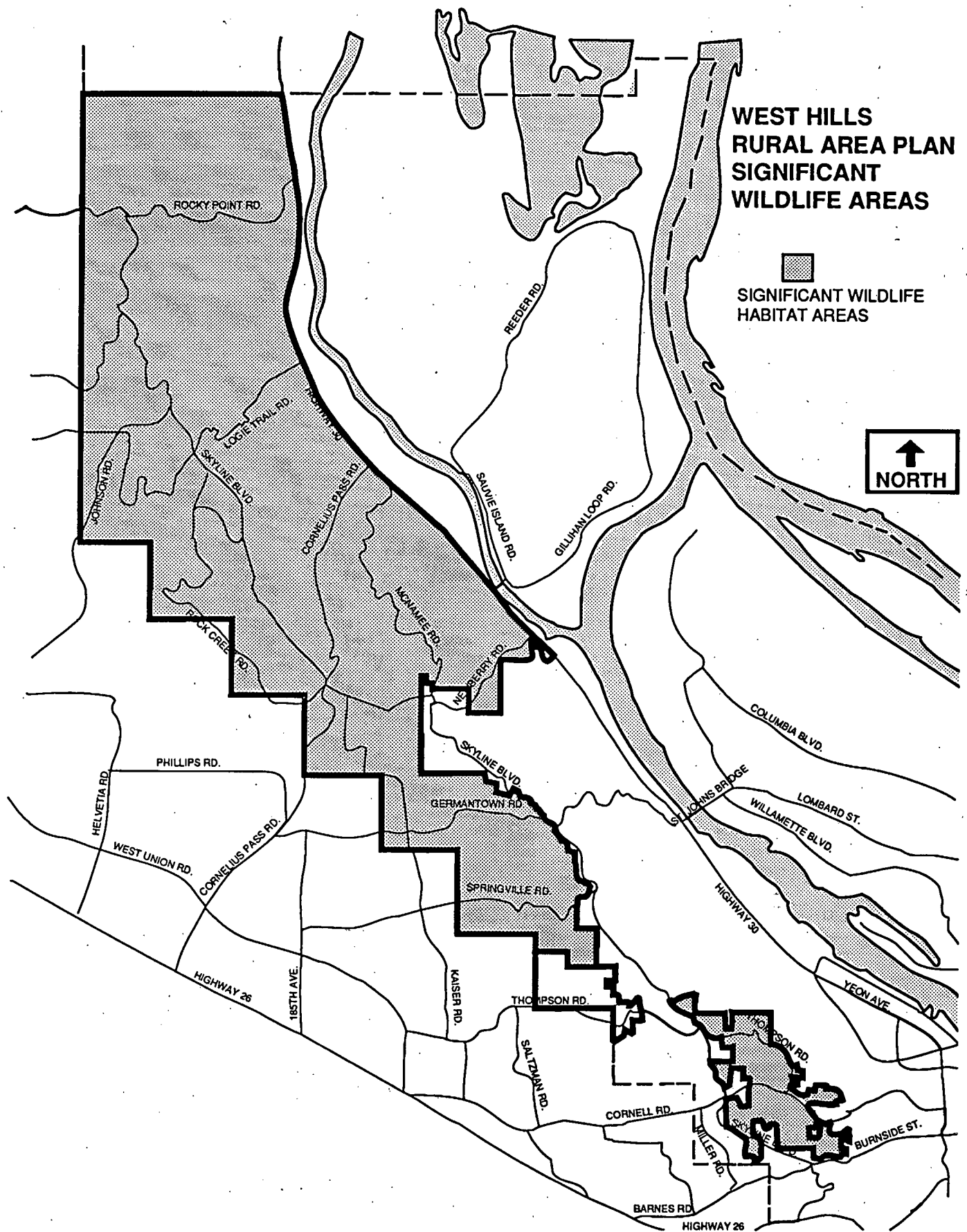
Wildlife Habitat has been identified as a significant Goal 5 resource in the West Hills. All of the West Hills, excepting a small area consisting of the Bonny Slope subdivision along Laidlaw Road and adjacent areas, has been determined to be significant wildlife habitat, because it is all part of an ecosystem which supports a diverse wildlife population relatively undisturbed by the rural levels of development in the West Hills. This ecosystem is part of a larger system which includes Forest Park to the south and east and natural areas in Washington and Columbia Counties, stretching eventually to the Oregon Coast Range, on the north and west. Forest Park is especially dependent upon a natural connection to the West Hills in order to retain the diversity of wildlife which makes the park a unique recreational facility not only in Portland, but throughout the United States. It should be noted that the Balch Creek area is also an integral part of this wildlife habitat resource, because it is adjacent to Forest Park and is also close to the Portland metropolitan area, and also because it has been demonstrated by the City of Portland that it has significant wildlife habitat values. The existence of the Portland Audubon Society lands and other adjacent parcels owned by the Oregon Parks Foundation are testament to Balch Creek's wildlife habitat value.

Analysis of the economic, social, environmental, and energy consequences of the conflicts between significant wildlife habitat and other allowed uses and Goal 5 resources indicate that for rural areas such as the West Hills wildlife habitat protection measures can be implemented which will still allow conflicting uses on portions of large lots. Therefore, the Significant Environmental Concern (SEC) overlay zone for wildlife habitat in the West Hills will rely on siting guidelines and mitigation plans to limit the location of a conflicting use on a lot, but not prohibit the conflicting use entirely.

Agriculture and forest practices are not appropriate for regulation to protect wildlife habitat for reasons similar to those discussed under Streams above.

POLICY 26: Balance protection of wildlife habitat with flexibility of use by property owners.

STRATEGY: Enforce existing animal control restrictions on free-ranging domestic pets which can have a negative impact on wildlife.



STRATEGY: Encourage fencing which allows wildlife to pass through.

STRATEGY: Encourage clustering of development to minimize conflicts with wildlife.

STRATEGY: Develop programs to educate people about how wildlife habitat can co-exist with other uses on private property.

STRATEGY: . Continue to collect data and information on the status of wildlife and wildlife habitat in the West Hills.

STRATEGY: Work with the Oregon Department of Forestry to better protect wildlife habitat from the negative impacts associated with timber harvesting.

STRATEGY: Work with the local Soil and Conservation Districts to educate farmers about sound farming practices which also protect wildlife habitat.

STRATEGY Provide incentives for development compatible with wildlife habitat .

MINERAL AND AGGREGATE RESOURCES

Multnomah County has identified three mineral and aggregate sites in the West Hills Rural Area. Two of these sites were found not to be significant, because they contained small quantities of minable material and they were inactive (The Krueger site, located on Rock Creek Road, and the County quarry site, located on Quarry Road south of Skyline Blvd. and west of Brooks Rd.)

The third site, the Angell Brothers quarry, is significant. The quarry was begun in 1958, prior to any requirements for County permits. Multnomah County issued a conditional use permit to mine 71 acres adjacent to and west of Highway 30 near the Sauvie Island bridge in 1980. In 1990 Multnomah County approved an expansion of 42 acres to the site. In 1995, pursuant to a mediated settlement, Multnomah County is protecting an additional area of approximately 210 acres west of the existing approved mining area for future mining of aggregate materials. Once Multnomah County approves a conditional use permit for actual mining of this expansion area, the Angell Brothers site will continue to provide significant amounts of mineral and aggregate materials for the foreseeable future to the Portland Metropolitan Area.

However, as documented in the West Hills Reconciliation Report, the expansion of the Angell Brothers site would have significant conflicts with protection of scenic views, streams, and wildlife habitat. The Reconciliation Report contains specific measures to minimize and reconcile these conflicts, which result in some limitations upon the size and scope of the quarry expansion.

POLICY 27: Allow expansion of the Angell Brothers quarry to provide needed aggregate materials for the Portland metropolitan area.

POLICY 28: Balance the need for aggregate material with the protection of scenic views, streams, and wildlife habitat in the vicinity of the Angell Brothers quarry by implementing the measures contained within the West Hills Reconciliation Report.

WEST HILLS RURAL AREA LAND USE DESIGNATIONS BY ACREAGE

RURAL DESIGNATIONS

SUBAREA	COMMERCIAL FOREST USE	EXCLUSIVE FARM USE	MULTIPLE USE AGRICULTURE	RURAL RESIDENTIAL & RURAL CENTER	TOTAL BY SUBAREA
BALCH CREEK	740			70	810
BONNY SLOPE	210	150	55	440	855
GERMANTOWN ROAD	510	800	125	450	1,885
CORNELIUS PASS	800	800	100	120	1,820
MCNAMEE-HARBORTON	1,830			70	1,900
BURLINGTON	60			30	90
FOLKENBERG	1,395			435	1,830
UPPER ROCK CREEK	2,055	70		125	2,250
HOLBROOK-LOGIE	1,560			150	1,710
WILDWOOD-MCKAY CREEK	3,290			80	3,370
GILKISON ROAD	2,660			120	2,780
TOTAL BY LAND USE DESIGNATION	15,110	1,820	280	2,090	19,300

URBAN DESIGNATIONS

	R10	R20	RURAL RESIDENTIAL*	TOTAL
BALCH CREEK	65	125	55	245

*ZONING INCONSISTENT WITH URBAN LAND USE DESIGNATION

WEST HILLS RURAL AREA LAND USE DESIGNATIONS, EXISTING DWELLINGS, AND BUILDOUT UNDER CURRENT RULES*

* as of January, 1996

RURAL DESIGNATIONS

SUBAREA	COMMERCIAL FOREST USE		EXCLUSIVE FARM USE		MULTIPLE USE AGRICULTURE		RURAL RESIDENTIAL & RURAL CENTER		TOTAL BY SUBAREA	
	EXISTING DWELLINGS	POTENTIAL DWELLINGS	EXISTING DWELLINGS	POTENTIAL DWELLINGS	EXISTING DWELLINGS	POTENTIAL DWELLINGS	EXISTING DWELLINGS	POTENTIAL DWELLINGS	EXISTING DWELLINGS	POTENTIAL DWELLINGS
BALCH CREEK	39	+18					6	+10	45	+28
BONNY SLOPE	3	+4	11	+2	13	+5	136	+38	163	+49
GERMANTOWN ROAD	16	+10	21	+8	29	+5	46	+57	112	+80
CORNELIUS PASS	27	+7	33	+9	17	+6	22	+10	99	+32
MCNAMEE-HARBORTON	38	+13					33	+32	71	+45
BURLINGTON	11	+1					30	+7	41	+8
FOLKENBERG	28	+25					48	+73	76	+98
UPPER ROCK CREEK	69	+26	2	+2			17	+10	88	+38
HOLBROOK-LOGIE	57	+11					70	+25	127	+36
WILDWOOD-MCKAY CREEK	33	+12					9	+6	42	+18
GILKISON ROAD	30	+14					26	+4	56	+18
TOTAL BY LAND USE DESIGNATION	351	+141	67	+21	59	+16	443	+272	920	+450

URBAN DESIGNATIONS

	R10		R20		RURAL RESIDENTIAL		TOTAL	
	EXISTING DWELLINGS	POTENTIAL DWELLINGS	EXISTING DWELLINGS	POTENTIAL DWELLINGS	EXISTING DWELLINGS	POTENTIAL DWELLINGS	EXISTING DWELLINGS	POTENTIAL DWELLINGS
BALCH CREEK	4	+345	45	+75	38	+14	87	+434

RURAL
AREA

TOTALS
FOR
ENTIRE
WEST
HILLS

URBAN
AREA

COMPILATION OF WEST HILLS RURAL AREA GOAL, POLICIES, AND STRATEGIES

GOAL: THE GOAL OF THE WEST HILLS RURAL AREA PLAN IS TO PRESERVE THE RURAL CHARACTER OF THE AREA

POLICY 1: Where possible, use incentives, rather than restrictions or disincentives, to accomplish land use and other policies contained in the West Hills Rural Area Plan.

POLICY 2. Preserve resource-based land uses related to forest practices as the primary land use in the West Hills.

~~**STRATEGY:** Do not consider designating additional rural "exception" lands except those that meet the criteria set forth in Goal 2 of the Statewide Planning Program.~~

STRATEGY: Divide Commercial Forest Use lands within the West Hills into two categories. The first, designated CFU-1 ~~PRIMARY~~ Forest Lands, consists of areas with large land-holdings generally in excess of 40 acres and areas with few or no existing residences. The second, designated CFU-2 ~~SECONDARY~~ Forest Lands, consists of areas with smaller land holdings generally less than 40 acres, and areas with scattered existing residences.

STRATEGY: Preserve CFU-1 Forest Lands for continued commercial timber production by limiting residential uses to tracts of 160 acres or greater, or non-contiguous tracts of 200 acres or greater.

STRATEGY: Allow non-forestry related uses, such as residences, on CFU-2 Forest Lands as follows:

- a. dwellings on 160 acre tracts or 200 acre non-contiguous tracts.
- b. dwellings on existing lots of record owned continuously by the current owner or antecedents of the current owner since 1985 which are capable of producing less than 5,000 cubic feet per year of commercial timber.
- c. dwellings on existing lots of record which contain at least eleven existing lots and five existing dwellings within a 160 acre square template centered on the lot of record containing the proposed dwelling.

All dwellings potentially authorized under any of these conditions must meet additional development standards and lot aggregation requirements to ensure public safety, public health and welfare, and protection of natural and environmental resources.

STRATEGY: If current statewide planning regulations of Commercial Forest Use lands are changed, Multnomah County should not allow new subdivision lots of less than 40 acres in the CFU-2 district or less than 80 acres in the CFU-1 district in order to preserve forest practices and natural resources such as wildlife habitat, streams, and scenic views.

POLICY 3 Preserve farm lands in the West Hills for agriculture as the primary use.

STRATEGY: Allow non-agricultural uses, such as residences, on Exclusive Farm Use Lands as permitted by Oregon Administrative Rules, with additional development standards and lot aggregation requirements to ensure public safety, public health and welfare, and protection of natural and environmental resources.

POLICY 4 Do not designate additional "Exception" lands in the rural West Hills unless they meet the criteria outlined in Oregon Planning Goal 2 (Land Use).

STRATEGY: Consider redesignation of approximately 80 acres at the intersection of U.S. Highway 30 and Gilkison Road, adjacent to the Columbia County line, from Commercial Forest Use to Rural Residential.

POLICY 5 Promote a community core in the rural West Hills through establishment of a rural center which serves the local needs of West Hills residents.

STRATEGY: Consider a limited area near the intersection of Cornelius Pass Road and Skyline Blvd. for designation as a Rural Center if justified by a county-initiated assessment of the need for additional commercial or other land uses to support public needs in the rural West Hills.

STRATEGY: Do not consider expansion of the existing Burlington Rural Center unless 1) existing facilities of the Burlington Water District are upgraded, 2) evidence of increased demand for housing and commercial or institutional services in Burlington exists in the form of construction on vacant lots within the existing rural center boundaries, and 3) a market analysis indicates that the expansion of the Burlington Rural Center is necessary to serve West Hills Rural Area needs.

POLICY 6: Do not adjust the Urban Growth Boundary in the West Hills.

STRATEGY: Study 90 acres of relatively undeveloped land in the Balch Creek basin (SUBAREA ONE) for proper zoning which will recognize this area's severe development limitations.

STRATEGY: Rezone approximately 50 acres located along Walmer, Ramsey, and Ramsey Crest Drives (SUBAREA THREE) from Rural Residential to ~~R-20 and R-40.~~ appropriate urban residential zoning districts.

POLICY 7: Urge METRO to designate most of the West Hills Rural Area as a Rural Reserve within the Regional Framework Plan – consider Urban Reserve designations only for fringe areas adjacent to Portland and Washington County urban areas.

STRATEGY: Forward to Metro a resolution directing that only the southern and central portions of the Bonny Slope subarea of the West Hills Rural Area be considered as an urban reserve area as part of the Region 2040 project.

POLICY 8: Oppose placement of regional roadways in the West Hills Rural Area, should such roadways be under consideration by any regional transportation authority in the future.

POLICY 9: Improve West Hills Rural Area roadways to attain appropriate safety levels for local motorized and non-motorized traffic.

STRATEGY: Accelerate re-paving and shoulder-paving on Skyline Blvd. to make the route safer for use of automobiles, bicycles, pedestrians, and equestrians.

STRATEGY: Include in the capital improvement program a project to upgrade Cornelius Pass Road, with first priority the road between its intersection with Skyline Blvd. and the switchback to the north, and second priority being the road between the switchback and Highway 30.

STRATEGY: Include in feasibility studies of a "rails-to-trails" conversion of the Burlington Northern Cornelius Pass line consideration of making the trail a bicycle route as well in order to remove the bicycle route from Cornelius Pass Rd. and eliminate modal conflicts.

POLICY 10: Discourage through traffic on local roads not shown on the Circulation Plan.

STRATEGY: On local roads with heavy through traffic consider additional control measures such as traffic signals and speed bumps to reduce such traffic.

POLICY 11. Coordinate planning and development review activities with the affected school districts to ensure that adequate school facilities exist to serve local needs.

STRATEGY: Monitor student population at Skyline Elementary School, and work with the Portland School District on solutions if the school becomes overcrowded.

POLICY 12: Require proposed development in the West Hills to meet fire safety standards.

STRATEGY: Ensure that agencies responsible for fire protection in the West Hills Rural Area are provided an opportunity to comment on development applications

prior to approval of the application.

POLICY 13 Require proposed development to be supplied by a public water system with adequate capacity or a private water system with adequate capacity.

STRATEGY: Require a finding of adequate quantity of water available to a development project prior to final approval of the project, and clearly spell out a procedure which allows adequate public review of the proposed water source without requiring the project applicant to undergo excessive and possibly unnecessary expense.

STRATEGY: Work cooperatively with the Burlington Water District in ensuring adequate water supply to its customers.

POLICY 14: Discourage public sewer service to areas outside of the Urban Growth Boundary and areas where public sewer service would accommodate inappropriate levels of development.

STRATEGY: Consider lowering the allowed density of urban residential land use designations for areas within the Balch Creek basin which have no public sewer service.

POLICY 15: Maintain and enhance the recreational values of Forest Park and adjacent areas in concert with the City of Portland, METRO, and other agencies.

STRATEGY: Review lands which become available through tax foreclosure in the vicinity of Forest Park and within the Balch Creek Basin for potential recreational use.

STRATEGY: Target key parcels needed for enhancement of Forest Park recreational values for acquisition through revenue from the Natural Area Fund.

STRATEGY: Coordinate management of acquired properties in the vicinity of Forest Park to preserve natural resource values consistent with the Natural Resource Management Plan to be approved by the City of Portland.

STRATEGY: Promote and provide incentives for voluntary use of conservation easements by property owners in lieu of purchase.

POLICY 16: Support and promote the placement of links within a regional trail system for use by pedestrians, equestrians, and bicyclists.

STRATEGY: Support and participate in the feasibility studies for the conversion of the Burlington Northern Cornelius Pass line into a recreational trail, which will provide a regional trail for the Portland Metropolitan area; consider its impacts on adjacent properties and include affected property owners in discussions on all

phases of the project.

STRATEGY: If the Greenway to the Pacific project locates a trail alignment in the West Hills, do not obstruct METRO's acquisition of the right-of-way for such a facility and review development proposals along the trail alignment for compatibility with the proposed trail.

POLICY 17: Consider and mitigate the impact on adjacent private properties of all proposed recreational facilities.

POLICY 18: Use voluntary measures to decrease the negative impacts of some agricultural practices upon water quality in area streams.

STRATEGY: Do not institute zoning regulation of agricultural practices to protect streams at this time -- instead pursue a voluntary educational program jointly with the ~~Soil~~ U.S. Natural Resources Conservation Service and the West Multnomah Soil and Water Conservation District.

POLICY 19: Protect water quality in areas adjacent to Multnomah Channel through control of runoff from West Hills Rural Area streams.

STRATEGY: Revise the ESEE analysis and protection program for Burlington Bottoms to include discussion of water quality impacts from West Hills drainages into this wetland, and adopt appropriate zoning ordinance amendments to protect water quality in Burlington Bottoms.

STRATEGY: During the Sauvie Island/Multnomah Channel Rural Area Plan preparation, review ESEE analysis and protection program for Multnomah Channel to include discussion of water quality impacts from West Hills drainages into the channel, and adopt appropriate zoning ordinance amendments to protect water quality in Multnomah Channel.

POLICY 20: Develop and maintain consistent regulations for significant streams under the jurisdiction of both the City of Portland and Multnomah County.

POLICY 21: Use hillside development and erosion control standards to control the effects of nonpoint runoff into streams from sources such as roadways, parking areas, and farms.

POLICY 22: Protect against seismic hazards to structures and ground areas susceptible to upset.

STRATEGY: Work with the City of Portland to implement appropriate building code revisions for areas of greatest seismic hazard, when information on the location of such areas becomes available.

POLICY 23: Protect lands having slopes greater than 25% from inappropriate development.

STRATEGY: Revise the Multnomah County Comprehensive Framework Plan to designate lands with average slope greater than 25% as having development limitations. This action will resolve an inconsistency between the Comprehensive Framework Plan and the Hillside Development Overlay provisions of the Multnomah County Zoning Ordinance.

POLICY 24: Balance protection of scenic views with flexibility of use by property owners.

STRATEGY: Do not preclude or prevent building on any lot because of scenic considerations.

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STRATEGY: Regulate the use of reflective glass in scenic areas.

STRATEGY: Require industrial uses to meet the same siting standards as residential development in order to protect scenic views.

STRATEGY: Work with the Oregon Department of Forestry to better protect scenic views from the negative impacts associated with timber harvesting.

STRATEGY Provide incentives for development compatible with significant scenic views.

POLICY 25: Balance protection of significant streams with flexibility of use by property owners.

STRATEGY: Minimize runoff from roads, particularly from County road clearing processes.

STRATEGY: Encourage "friends of" individual streams to educate people about best management practices necessary to protect streams.

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STRATEGY Provide incentives for development compatible with significant streams.

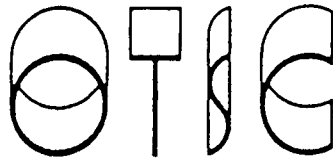
The West Hills Rural Area Plan work process was complicated by work required by the Oregon Land Conservation and Development Commission to address issues related to Goal 5 regarding natural and environmental resources in the West Hills independently of the West Hills Rural Area Plan. These issues were related to quarry expansions, wildlife habitat, significant streams, and scenic views. Work required by the Commission's April 1993 Remand Order was completed in October, 1994, and sent to the Land Conservation and Development Commission for review. After the Department of Land Conservation and Development recommended that the work submitted be found inadequate in certain respects, Multnomah County agreed to enter mediation regarding disputed issues, particularly regarding the Angell Brothers Quarry site. ~~Therefore, this plan does not include a Mineral and Aggregate subsection of the Natural Resources section. It is the intent of Multnomah County to amend the West Hills Rural Area Plan by adding language which reflects the outcome of mediation and subsequent efforts on this issue. The remainder of the Natural Resources section does not require amendment because it includes no findings, policies, or strategies in conflict with the Department of Land Conservation and Development's review of the County's work.~~ After the completion of mediation, Multnomah County adopted a revised protection program for the Angell Brothers Quarry. The Oregon Land Conservation and Development Commission acknowledged this program as being in compliance with Goal 5 of the Statewide Planning Program, and thus this protection program is reflected in the West Hills Rural Area Plan.

This document is organized by subject, with relevant Goals, Policies, and Strategies, interspersed with findings. At the end of the document, the reader will find a compilation of all Goals, Policies, and Strategies.

10/17/96 Proposed
Amendment

TECHNICAL, INFORMATIVE IN NATURE
PER SANDRA RUFFY

OK - ARWIE ROCHLIN



OREGON TECHNICAL SERVICES CENTER INC.

1966 N.W. Ramsey Crest Portland, Oregon 97229
503-292-9663

To the Board of Commissioners
Multnomah County, Oregon

RE: Board of Commissioners Draft
West Hills Rural Area Plan
Draft dated August 22, 1966

We own 5 acres of vacant land within the area identified on pages 21 and 23 as Subarea Three. Please consider the following information in your decision regarding the passage of the West Hills Rural Area Plan.

I. Policy 6: Adjustment of Urban Growth Boundary
Specifically Strategy #2 "Rezone...Subarea three"

We object to being singled out and identified as "land which could, if improperly developed, result in significant erosion into Balch Creek."

REQUEST:

- 1) We request that all language implying that our property is of special danger to Balch Creek be stricken from the Plan.
- 2) We request that we be given the same zoning consideration as all the residential land surrounding us.

REASONING:

1. The Balch Creek Area is identified in the draft on page 4 and is unclear whether Subarea Three is included in this area. Upon further study of Balch Creek and its tributaries (see page 55 of the draft), neither Balch Creek nor any of its tributaries come within several miles of Subarea Three. Therefore, we conclude that Subarea Three is clearly not within the Balch Creek Area.

2. Page 37, Water Service, states "the (Portland Water) Bureau has no water line in the Balch Creek rural area, and homes in this area are served by wells."

All homes in Subarea Three are supplied by the Portland Water Bureau. Also, all homes in two other subdivisions immediately abutting Subarea Three are supplied by the Portland Water Bureau. Not one home in any of these subdivisions is supplied by well water. This confirms our conclusion that Subarea Three is not within the Balch Creek area.

3. The draft definition of Subarea Three (on page 23) acknowledges that the majority of Subarea Three is already developed with homes on 1/3 to 1/2 acre lots. The commentary and the maps fail to indicate the additional developments surrounding our 5-acre parcel. They include two subdivisions, one north and one southeast of our 5 acres, each having homesites of from 1/2 to 2 acres per lot. These subdivisions are within the City of

Portland boundaries and immediately abut and are contiguous to Subarea Three.

Our 5 acres is identified in red on Schedule A attached. (Schedule A is an enlargement of the Plans map on page 55). The subdivision to our north is closer than we are to the Balch Creek tributary identified as "A" on Schedule A. The subdivision to our southeast is closer than we are to the Balch Creek Tributary identified as "B". Again, each of these subdivisions has homesites of 1/2 to 2 acres per lot. Homesites on these subdivisions are currently under construction. The land at these subdivisions is of the same nature and slope as our 5 acres.

Due to their closer proximity to Balch Creek tributaries, it is more likely that development of these areas would present greater danger of soil erosion into Balch Creek than a similar development on our 5 acres would present. However, the City of Portland has granted this density of zoning to both subdivisions - apparently finding nothing of concern regarding danger to Balch Creek.

Development of our property is no more likely to "result in significant erosion into Balch Creek" than any other development currently ongoing in the immediate area.

CONCLUSION

Given

1) that our 5 acres consists of land identical in nature to that which is currently being developed on immediately neighboring land,

2) that our 5 acres are clearly not within an area that can significantly impact Balch Creek,

3) that all other residential land within Subarea Three, as well as that in neighboring subdivisions, is divided into parcels of from 1/3 to 2 acre lots,

we request that

1) all language implying that our property is of special danger to Balch Creek be stricken from the West Hills Rural Area Plan, and

2) we be given the same zoning considerations as the residential land surrounding us, both outside and within the Portland city limits.

II. Policy 24 (Scenic Views) commentary and Strategies

REQUEST:

We request that Policy 24 Strategies (Scenic Views), be amended to more accurately "balance the protection of scenic views" by acknowledging and including protection of the spectacular views from the West Hills outward.

REASONING:

Page 52 states "It is important to note that the outstanding scenic qualities of the West Hills derive solely from vantage points below - views from the West Hills outward, or within the West Hills itself, are not judged to be outstanding."

The draft does not include a definition of "outstanding". We can only assume from page 52's commentary that

1) the author has never visited Subarea Three on a clear day, or
2) the author does not consider to be outstanding a view from a single vantage point of 4 different mountains, the Willamette River, the coastal range, the Portland airport, city lights at night, beautiful sunrises to the east and sunsets to the west. (This is a description of the view from just one property located in Subarea Three.)

When Mt St. Helen's erupted, Subarea Three was swamped with Portlanders who knew they could not get a more spectacular view of the eruptions than from our lands. Portlanders routinely drive through our neighborhood on clear days and on soft summer evenings just to look at the views which have been so erroneously described by the Plan drafters as "not judged to be outstanding".

Portlanders have always treasured and taken great pride in their views of the mountains, rivers, and city lights from the various hilltops in the metro area. Where do Portlanders take their out-of-town guests to show off our views? To Council Crest, the Rose Gardens, the Pittock Mansion, and the West Hills!!! Where are the most valued residential lands in the Portland metropolitan area? In the hills all around the city!!!


Preservation of outward views through timber harvesting is obvious with every trip to the Rose Garden, Pittock Mansion, Council Crest and many other historic and scenic sites in and around Portland.

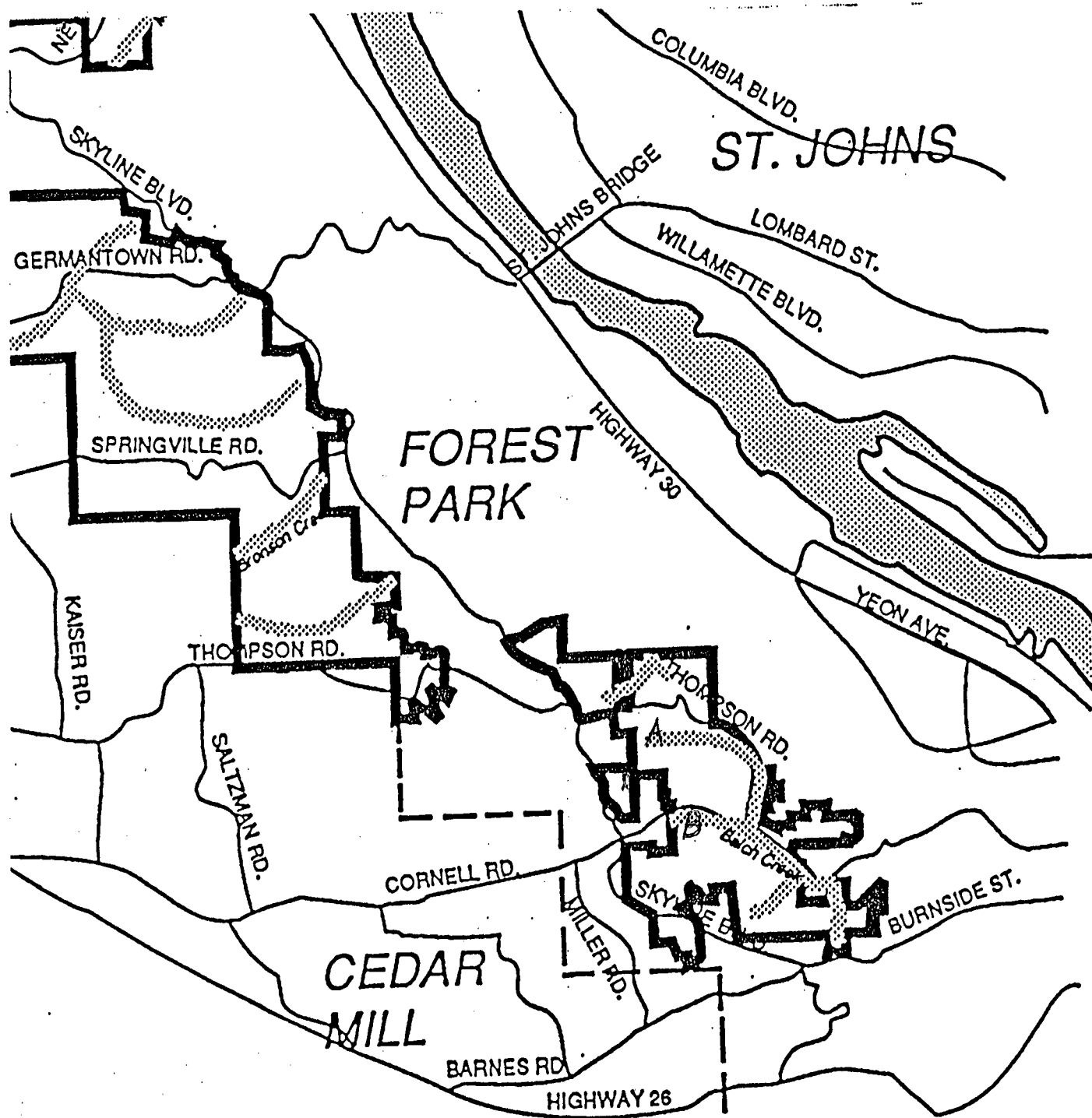
CONCLUSION:

The idea that the "views from the West Hills outward are not judged to be outstanding" is not only ludicrous but is a slap in the face to every Portlander who has ever bothered to climb a hill and look outward!

If the Commissioners truly wish to "balance the protection of scenic views" for the benefit of the general citizenry as well as for private land owners in the affected area, then Policy 24 must include language which

1) acknowledges that there are spectacular views from the West Hills outward,
2) that these outward views are just as deserving of protection as are views of the West Hills from below, and
Policy 24 Strategies must include working with the Oregon Department of Forestry to better protect scenic views outward from the West Hills through judicious use of timber harvesting.

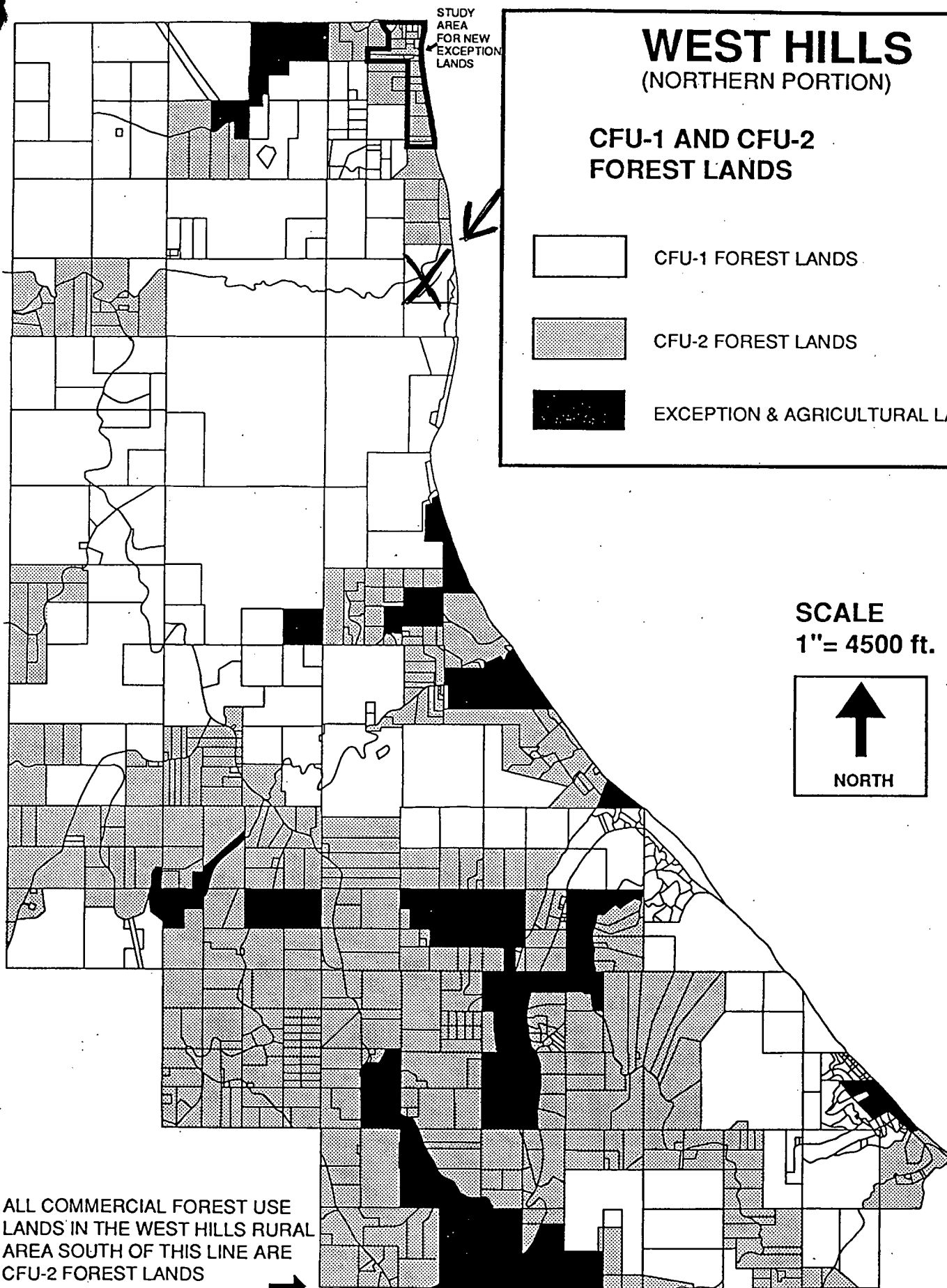

Bettina Christensen
President



55

AUGUST 22, 1996

SCHEDULE A



in significant ways again. The existing Commercial Forest Use zoning district in the West Hills provides many benefits to environmental values, such as wildlife habitat and streams, which are ancillary to its primary resource-based purpose of providing protection of commercial timber lands. Regardless of changes to state law, Multnomah County should maintain strong controls on non-forest related uses in order to protect not only continued forestry uses, but also maintain protection of environmental resources that are important to the protection of wildlife habitat and significant streams.

POLICY 2. Preserve resource-based land uses related to forest practices as the primary land use in the West Hills.

STRATEGY: Divide Commercial Forest Use lands within the West Hills into two categories. The first, designated CFU-1 Forest Lands, consists of areas with large land-holdings generally in excess of 40 acres and areas with few or no existing residences. The second, designated CFU-2 Forest Lands, consists of areas with smaller land holdings generally less than 40 acres, and areas with scattered existing residences. (SEE MAP ON PAGE 11)

STRATEGY: Preserve CFU-1 Forest Lands for continued commercial timber production by limiting residential uses to tracts of 160 acres or greater, or non-contiguous tracts of 200 acres or greater.

STRATEGY: Allow non-forestry related uses, such as residences, on CFU-2 Forest Lands as follows:

- a. dwellings on 160 acre tracts or 200 acre non-contiguous tracts.
- b. dwellings on existing lots of record owned continuously by the current owner or antecedents of the current owner since 1985 which are capable of producing less than 5,000 cubic feet per year of commercial timber.
- c. dwellings on existing lots of record which contain at least eleven existing lots and five existing dwellings within a 160 acre square template centered on the lot of record containing the proposed dwelling.

All dwellings potentially authorized under any of these conditions must meet additional development standards and lot aggregation requirements to ensure public safety, public health and welfare, and protection of natural and environmental resources.

STRATEGY: If current statewide planning regulations of Commercial Forest Use lands are changed, Multnomah County should not allow new subdivision lots of less than 40 acres in the CFU-2 district or less than 80 acres in the CFU-1 district in order to preserve forest practices and natural resources such as wildlife habitat, streams, and scenic views.

Koennecke Timber
#R-98236-0140

BOOK 2291 PAGE 2111

Dave Koennecke

EXHIBIT "A"

BOOK ~~1763~~ PAGE ~~2143~~

Beginning at a point in the North and South center line of Section 36, Township 3 North of Range 2 West of the Willamette Meridian, 7.25 chains North from the East and West center line of said section, for a point of beginning; running thence Easterly and parallel to the said East and West center line to the center of the road now known as Lower Columbia River Highway; thence Southerly along center of said Columbia River Highway, 500 feet; thence Easterly and parallel to the said East and West center line of said Section to the West boundary of the right of way of the Northern Pacific Railway Company, as now located; thence Southerly along said West line of the right of way of the Northern Pacific Railway Company to its point of intersection with the North line of that certain tract conveyed by the Oregon Fertilizing Company to the City of Portland, by deed recorded in Book 201, page 393, Records of Deed of Multnomah County, Oregon; thence Westerly along the North line of said last mentioned tract to the Northwest corner thereof, 212 feet; thence Southerly parallel with the Northern Pacific Railway Company right of way, 400 feet; thence Easterly 212 feet to the said West line of said right of way; thence Southerly along said West line of said right of way 250 feet; thence Westerly 650 feet distance from the North line extended of said tract sold to the said City of Portland and parallel with the East and West center line of said section, 1815 feet, more or less to the center line running North and South through said section; thence Northerly along the said North and South center line of said Section to the place of beginning; SAVE and EXCEPT that certain portion of the above property conveyed by Warranty Deed on the 17th day of May, 1937, to the State of Oregon, by its State Highway Commission, and recorded on the 26th day of May, 1937 in Book 399, page 515, Deed Records of Multnomah County, Oregon, and described as follows:

Beginning at a point which is Engineer's center line Station 395+91.5 opposite and 50 feet distance from which point the Westerly line of the said strip of land intersects the South line of said property; said point being 1185 feet North and 1855 feet West of the South one-quarter corner of Section 36, Township 5 North, Range 2 West, of the Willamette Meridian; thence on a 2864.8 foot radius curve left, (the long chord of which curve bears North 0°43'15" West) a distance of 389.5 feet to Station 399+81.0 P.C.S.; thence on a spiral curve left (the long chord of which spiral bears North 7°17' West 399.91 feet) a distance of 400 feet to Station 403+81.0 P.T.; thence North 8°37' West a distance of 493.6 feet to Station 408+74.6 P.S.; thence on a spiral curve right (the long chord of which spiral bears North 8°24'30" West 249.99 feet) a distance of 250 feet to Station 411+24.6 P.S.C.; thence on a 11,460 foot radius curve right (the long chord of which curve bears North 7°22' West) a distance of 250 feet to Station 413+74.6 P.C.S.; thence on a spiral curve right (the long chord of which spiral bears North 6°28' West 128.38 feet) a distance of 128.4 feet to Station 415+03, opposite and 50 feet distant from Station the Westerly line of said strip of land intersects the North line of said property. EXCEPT that part awarded to the State of Oregon, by and through its State Highway Commission by Condemnation Suit No. 368542. ALSO EXCEPT that part awarded to the State of Oregon, by and through its State Highway Commission by Condemnation Suit No. 391785.

SUBJECT TO THE FOLLOWING CONDITIONS AND RESTRICTIONS OF RECORD:
Exhibit "A" page 1 of 2

5236

1. The rights of the public in and to that portion of the premises herein described lying within the limits of Rocky Point Road.
2. A perpetual right of way to C.W. Burrage for the purpose of hauling logs, timber, lumber, etc., to the Willamette Slough with the right to bank the same reserved in deed from C.W. Burrage and wife to Oregon Fertilizing Company, an Oregon corporation, recorded October 28, 1893 in Book 204, page 238.
3. The right to lay pipes and to take water from a stream of water on the Southeast quarter of Section 36 aforesaid, and the right to enter for repairing same, set forth in deed from C.W. Burrage and wife to Northern Pacific Railroad Company, recorded October 10, 1884 in Book 75, page 443.
4. An easement created by instrument, including the terms and provisions thereof;
Recorded: March 30, 1903 in Book 305, page 152
Favor of: Julius Schoenberg
For : right of way
Affects : 20 feet in width
5. An easement created by instrument, including the terms and provisions thereof;
Recorded: January 18, 1938, in Book 433, page 178
Favor of: The Pacific Telephone and Telegraph Company, a California corp.
For : Distribution line purposes
6. Limited access provisions in favor of the State of Oregon, by and through its State Highway Commission as contained in Decree of Condemnation entered April 9, 1974 in Suit No. 368542 in the Circuit Court for Multnomah County, which provides that no right or easement or right of access to, from or across the State Highway other than expressly therein provided for shall attach to t abutting property.

EXHIBIT "A" of page 2 of 2

030368

STATE OF OREGON }
Multnomah County }

ss.

I, a Deputy for the Recorder of Conveyances, in and for said County, do hereby certify that the within instrument of writing was received for record and recorded in the record of said County

90 APR 12 AM 10:13

RECORDING SECTION
MULTNOMAH CO. OREGON

In Book On Page
BOOK 2291 PAGE 2110

witness my hand and seal of office affixed.

Recorder of Conveyances

M Buttno

Deputy

15
13
28

BEFORE THE BOARD OF COUNTY COMMISSIONERS
FOR MULTNOMAH COUNTY, OREGON
ORDINANCE NO. 868

An Ordinance adopting the West Hills Rural Area Plan, a portion of the Multnomah County Comprehensive Framework Plan.

Multnomah County Ordains as follows:

Section I. Findings.

(A) On August 31, 1993, the Multnomah County Board of Commissioners accepted the West Hills Rural Area Plan Scoping Report, prepared in June 1993 by Cogan Sharpe Cogan, which listed issues Multnomah County would address in the West Hills Rural Area Plan.

(B) The Chair of the Multnomah County Board of Commissioners subsequently appointed a Citizens' Advisory Committee of twelve members to conduct public meetings and assist in the preparation of the West Hills Rural Area Plan.

(C) The Citizens' Advisory Committee held monthly meetings from November, 1993 through May, 1994, and formulated draft policies and principles to be included within the West Hills Rural Area Plan.

(D) These draft principles and policies were presented at two public open houses in June 1994 within the West Hills Rural Community.

(E) The Multnomah County Planning Commission held a public hearing on the draft West Hills Rural

1 Area Plan on December 5, 1994. On April 3, 1995, the Planning Commission completed revisions to the
2 West Hills Rural Area Plan document and recommended its adoption by the Multnomah County Board of
3 Commissioners.

4

5 (F) At this point, Multnomah County forwarded the draft West Hills Rural Area Plan to the Oregon
6 Department of Land Conservation and Development (DLCD) for a required 45 day review. In May, 1995,
7 the DLCD informed Multnomah County that the Board of Commissioners could not consider adoption of
8 the West Hills Rural Area Plan until the County's remaining Periodic Review issues, relating to wildlife
9 habitat, streams, scenic views, and the mineral and aggregate resources of the Angell Brothers quarry had
10 been resolved and "acknowledged" as being consistent with Goal 5 of the Statewide Planning Program by
11 the Oregon Land Conservation and Development Commission.

12

13 (G) Therefore, the Multnomah County Board of Commissioners did not schedule a public hearing to con-
14 sider adoption of the West Hills Rural Area Plan.

15

16 (H) In September, 1995, Multnomah County submitted a revised resolution of the remaining Periodic
17 Review issues related to Goal 5 of the Statewide Planning Program to the Oregon Land Conservation and
18 Development Commission. On March 7, 1996 the Oregon Land Conservation and Development
19 Commission "acknowledged" Multnomah County's Periodic Review work to be complete, and directed
20 the County to make one minor change regarding the application of a wildlife habitat zoning overlay on a
21 small portion of the West Hills. The Board of Commissioners adopted this change in May, 1996. Thus,
22 the West Hills Rural Area Plan could proceed to a hearing before the Board of Commissioners.

23

24 (I) On July 10, 1996, the draft West Hills Rural Area Plan was again sent to the Oregon Department of
25 Land Conservation and Development for a 45-day review period. Multnomah County received no com-
26 ment within the review period.

1

2 (J) On September 4, 1996, the Multnomah County Division of Transportation and Land Use Planning
3 mailed notice of a public hearing on the West Hills Rural Area Plan to all property owners and other inter-
4 ested parties.

5

6 Section II. Amendment of Comprehensive Framework Plan

7

8 The Multnomah County Comprehensive Framework Plan is hereby amended to include the West Hills
9 Rural Area Plan, attached hereto as Exhibit "A."

10

11 ADOPTED THIS 17th Day of October, 1996, being the date of its second reading before the Board
12 of County Commissioners of Multnomah County.

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21

REVIEWED:

22

23 LAWRENCE KRESSEL, COUNTY COUNSEL
for MULTNOMAH COUNTY, OREGON

24

25 By Sandra N. Duffy
SANDRA N. DUFFY, CHIEF ASSISTANT COUNSEL

26



BOARD OF COUNTY COMMISSIONERS
FOR MULTNOMAH COUNTY, OREGON

By

Beverly Stein
Beverly Stein, Chair

WEST HILLS RURAL AREA PLAN

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INTRODUCTION

This document contains the Rural Area Plan for the West Hills Rural Area. It is part of the overall Multnomah County Comprehensive Framework Plan, and when adopted by the Board of County Commissioners, will constitute an official element of the plan.

This plan is a guide to decision making with regard to land use, capital improvements, and physical development (or lack thereof) of the community. It will be used by the County, other governmental agencies, developers and residents of the area. The residents have a deep interest in their community's preservation.

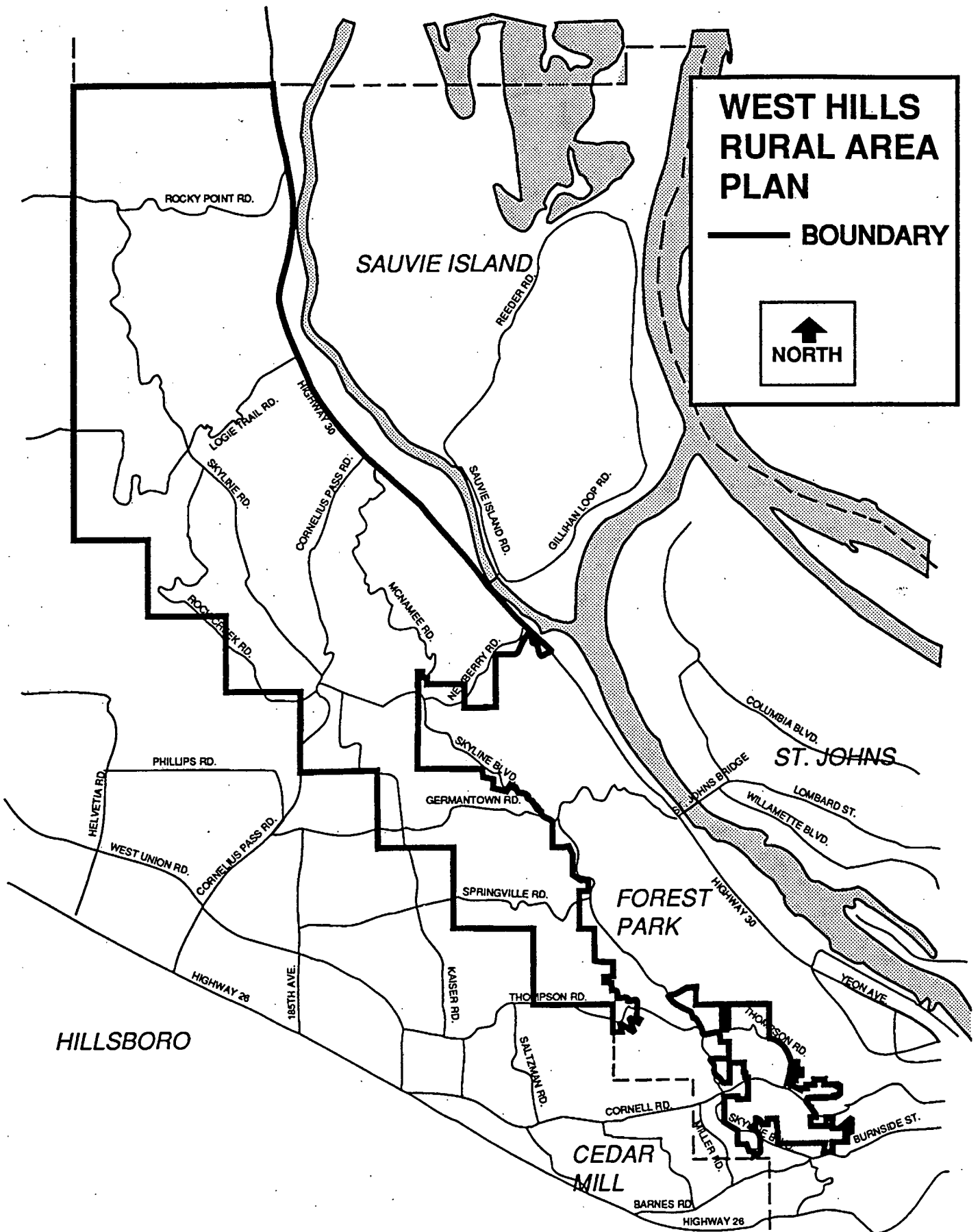
This plan represents a commitment on the part of Multnomah County to see that the plan elements are carried out and implemented to the best of the County's financial and enforcement capabilities. It also represents a commitment on the part of the West Hills Rural Area community to support the accomplishment of the identified policies contained within this plan.

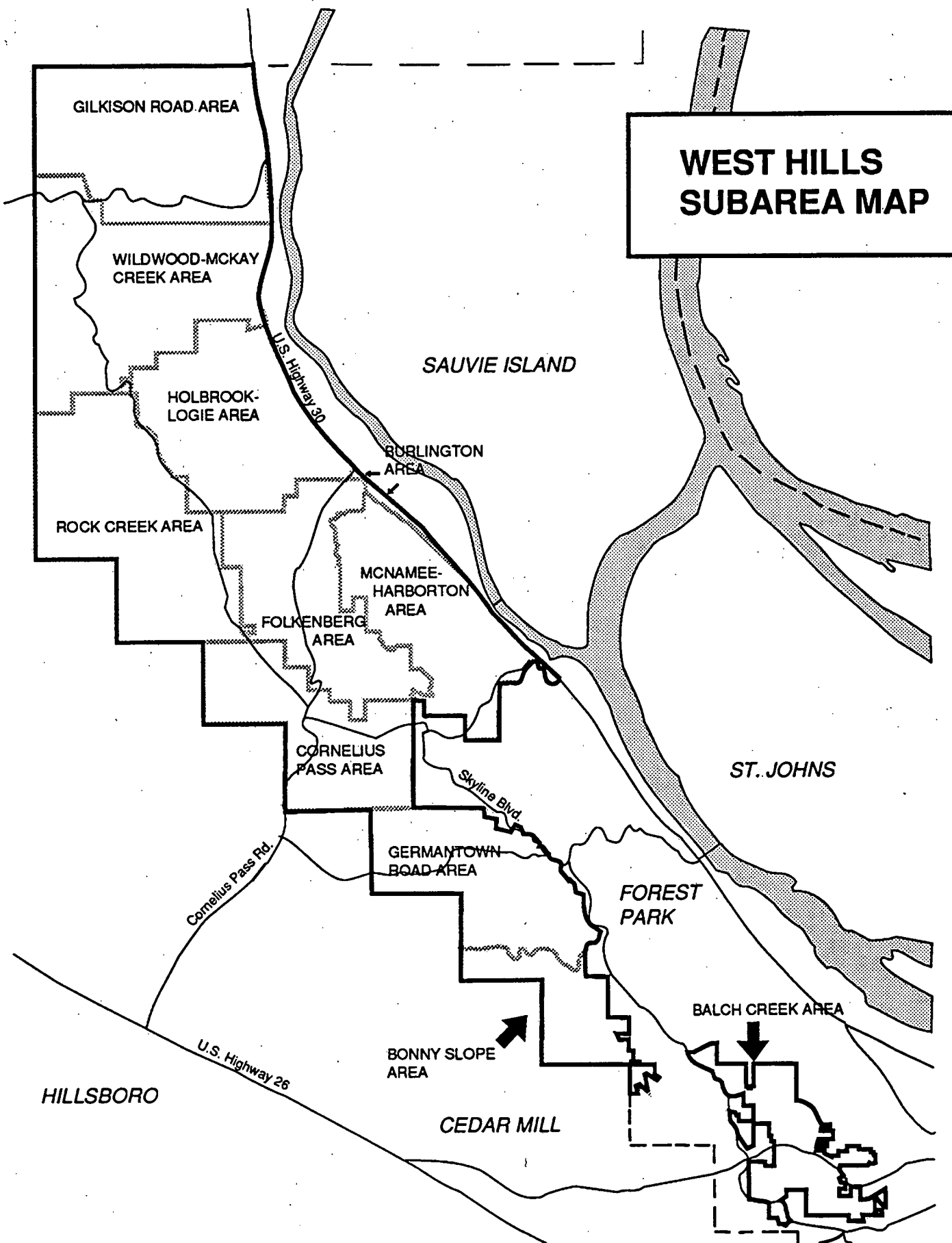
The elements of this plan reflect future trends and policies for the West Hills Rural Area during the next 15 to 20 years. The plan can be changed only if it goes through the process of an official plan amendment.

The Rural Area Planning Program was initiated in 1993 by Multnomah County. With the annexation of urban unincorporated communities and the increasing land use issues faced in the rural areas of Multnomah County, the Board of Commissioners directed the creation of five rural area plans in order to address land use issues faced by these areas.

The first rural area plan to be completed is the West Hills Rural Area Plan. Work began on the Plan in January, 1993, with the initiation of an issues identification process. This process included interviews with key stakeholders, interviews with other governmental agencies, solicitation of written comment, and two public forums held within the West Hills Rural Area in order to gain input on major issues facing the community. A Scoping Report summarizing this material was presented to the Multnomah County Planning Commission and Board of Commissioners in September, 1993.

After adoption of the Scoping Report, which identified major issues to be addressed in the plan, the Multnomah County Chair appointed the West Hills Citizen's Advisory Committee, consisting of twelve members, plus one Planning Commission ex-officio member, to work with Planning Division staff on preparation of this document. The Committee held monthly meetings between November 1993 and June 1994 to review all elements included within this document. The Committee's role was not to make official recommendations to the Planning Commission and Board of Commissioners, but rather to review and comment upon materials prepared by Planning Division staff, and provide a forum for additional public involvement in the preparation of the West Hills Rural Area Plan. In July, 1994 Multnomah County hosted two public forums in order to present material which came from the Citizen's Advisory Committee meetings. Next, Planning Division staff prepared this document for review and comment by the Planning Commission and Board of Commissioners at noticed public hearings.





The West Hills Rural Area Plan work process was complicated by work required by the Oregon Land Conservation and Development Commission to address issues related to Goal 5 regarding natural and environmental resources in the West Hills independently of the West Hills Rural Area Plan. These issues were related to quarry expansions, wildlife habitat, significant streams, and scenic views. Work required by the Commission's April 1993 Remand Order was completed in October, 1994, and sent to the Land Conservation and Development Commission for review. After the Department of Land Conservation and Development recommended that the work submitted be found inadequate in certain respects, Multnomah County agreed to enter mediation regarding disputed issues, particularly regarding the Angell Brothers Quarry site. After the completion of mediation, Multnomah County adopted a revised protection program for the Angell Brothers Quarry. The Oregon Land Conservation and Development Commission acknowledged this program as being in compliance with Goal 5 of the Statewide Planning Program, and thus this protection program is reflected in the West Hills Rural Area Plan.

This document is organized by subject, with relevant Goals, Policies, and Strategies, interspersed with findings. At the end of the document, the reader will find a compilation of all Goals, Policies, and Strategies.

WEST HILLS RURAL AREA PLAN

RURAL CHARACTER

The West Hills is a rural area, and its residents, many of its vacant land property owners, and the residents of the greater Portland Metropolitan Area have identified the rural character of the West Hills as a valuable attribute, which should be preserved.

-- Residents moved to the West Hills Rural Area for various reasons, but mainly because of some aspect of its rural nature, be it dependence on resource use, or escape from what they perceive to be undesirable city life.

-- While some owners of vacant land would undoubtedly wish for urbanization of the West Hills Rural Area, others are satisfied with continued forest and farm operations which they maintain, others look forward to moving to the area and enjoying its rural nature as well, and others appreciate the stewardship involved in keeping their land in a natural state.

-- People residing in the greater Portland Metropolitan Area appreciate the rural nature of the West Hills for its greenspaces.* Maintenance of the greenspace concept in the area provides protection of environmental qualities such as fish & wildlife habitat and scenic hillsides, and provides potential for enjoyment of these environmental qualities in a way similar to the adjacent Forest Park in the City of Portland. They also appreciate how the quality of their own lives is enhanced by the rural nature of the West Hills, because development of the West Hills would impose costs upon them in terms of needed infrastructure and degraded air and water quality.

People interested in the future of the West Hills Rural Area have identified seven basic qualities which defined the rural character of the West Hills, and which they wished to preserve.

1. LOW POPULATION/DENSITY OF PEOPLE
2. PEACE AND QUIET/PRIVACY
3. PRIVATE PROPERTY RIGHTS**

*The term "greenspaces" is used by METRO in their Greenspaces Master Plan, and although not specifically defined, is encompassed in the plan's subtitle, which reads, "A Cooperative Regional System of Natural Areas, Open Space, Trails and Greenways for Wildlife and People."

**Private property rights are important within a rural context -- very few property owners wish to have the right to build an apartment house or a rendering plant on their property. But many governmental restrictions on the use of private property, particularly to protect "environmental" qualities such as wildlife habitat, are viewed with hostility, not only for their impacts on property value, but also for the restrictions on the personal freedoms of property owners to "steward" their property as they wish. Many feel that government should use incentives, such as tax policy, rather than regulatory restrictions, in order to promote a healthy rural community.

4. ABUNDANT WILDLIFE

5. CLEAN AIR AND WATER

6. RENEWABLE RESOURCE USE (FORESTRY & AGRICULTURE)

7. GREENSPACE/OPEN SPACE*

While these values have some common underpinnings, in many ways they are in direct conflict with each other. In such cases, it is the goal of the West Hills Rural Area Plan to "balance**" these values and come forth with a vision for the West Hills Rural Area which preserves the important parts of each of these qualities.

GOAL: THE GOAL OF THE WEST HILLS RURAL AREA PLAN IS TO PRESERVE THE RURAL CHARACTER OF THE AREA

POLICY 1: Where possible, use incentives, rather than restrictions or disincentives, to accomplish land use and other policies contained in the West Hills Rural Area Plan.

*This value represents the value the greater Portland Metropolitan Area places upon the West Hills Rural Area.

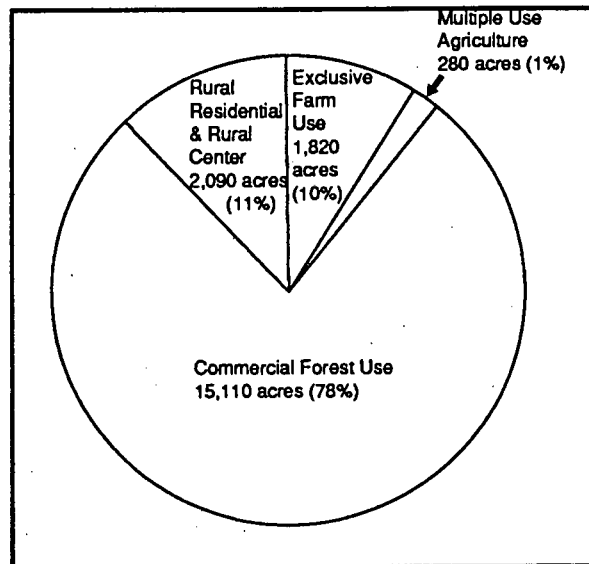
**The concept of "balancing" conflicting uses is often attacked by those who would do "what is right," even if this results in one value being ignored so that the more important value is triumphant. However, this is an approach used by those who assume that their viewpoint is the "absolute truth," and fails to take into account that opposing viewpoints and ideologies have significant merit in the eyes of their followers. It is not the task of the West Hills Rural Area Plan to uncover one-sided "truths" and exclude other viewpoints -- it is instead our task to find the common ground that competing values have, and find the appropriate balance between those competing values which will result in an outcome preserving the most important points of each.

LAND USE

The 19,300 acres of the West Hills Rural Area is divided into five rural land use designations/zoning districts (Note: All five rural land use designations in the West Hills are coterminous with identically-named zoning districts.). In addition, approximately 250 acres within the Portland Metro Area's Urban Growth Boundary and also within the Balch Creek basin are included within the West Hills Rural Area Plan -- this area, or parts of it, will remain within the final plan boundaries only if it is removed from the Urban Growth Boundary. It will be discussed in the Urban Growth section of this plan. The following pie chart illustrates the proportion of different land use designations in the West Hills Rural Area.

PIE CHART:

WEST HILLS RURAL AREA LAND USE DESIGNATIONS



COMMERCIAL FOREST USE

Commercial Forest Use areas constitute over 15,000 acres, or about 78% of the West Hills rural area. The primary purpose of the Commercial Forest Use zoning district is to conserve and protect designated lands for continued commercial growing and harvesting of timber.

Until 1992, areas now designated Commercial Forest Use in the West Hills were split between areas designated Commercial Forest Use (mostly in the far northwest of the County in the vicinity of Dixie Mountain and Rocky Point Rd.) and areas designated Multiple Use Forest. The Multiple Use Forest Zoning District allowed lot sizes as low as 19 or 38 acres, depending on location, and allowed construction of a residence on most any lot. Revisions to the Oregon Administrative Rules governing forest lands required Multnomah County to eliminate the Multiple Use Forest zoning district and place all lands so designated into a new Commercial Forest Use zoning district. This new district contains severe limitations on the construction of residences, and limits new subdivision lots to a minimum size of 80 acres. Additional changes in state law in 1993 provide some potential for relaxing these strict rules, if so desired by Multnomah County. The new law allows forest dwellings on existing lots under three scenarios -- 1) if a tract containing the proposed dwelling contains at least 160 acres, 2) if the lot of record meets a template test which measures the number of existing lots and residences within a certain distance of the lots, and 3) if the lot of record was purchased by the present owner

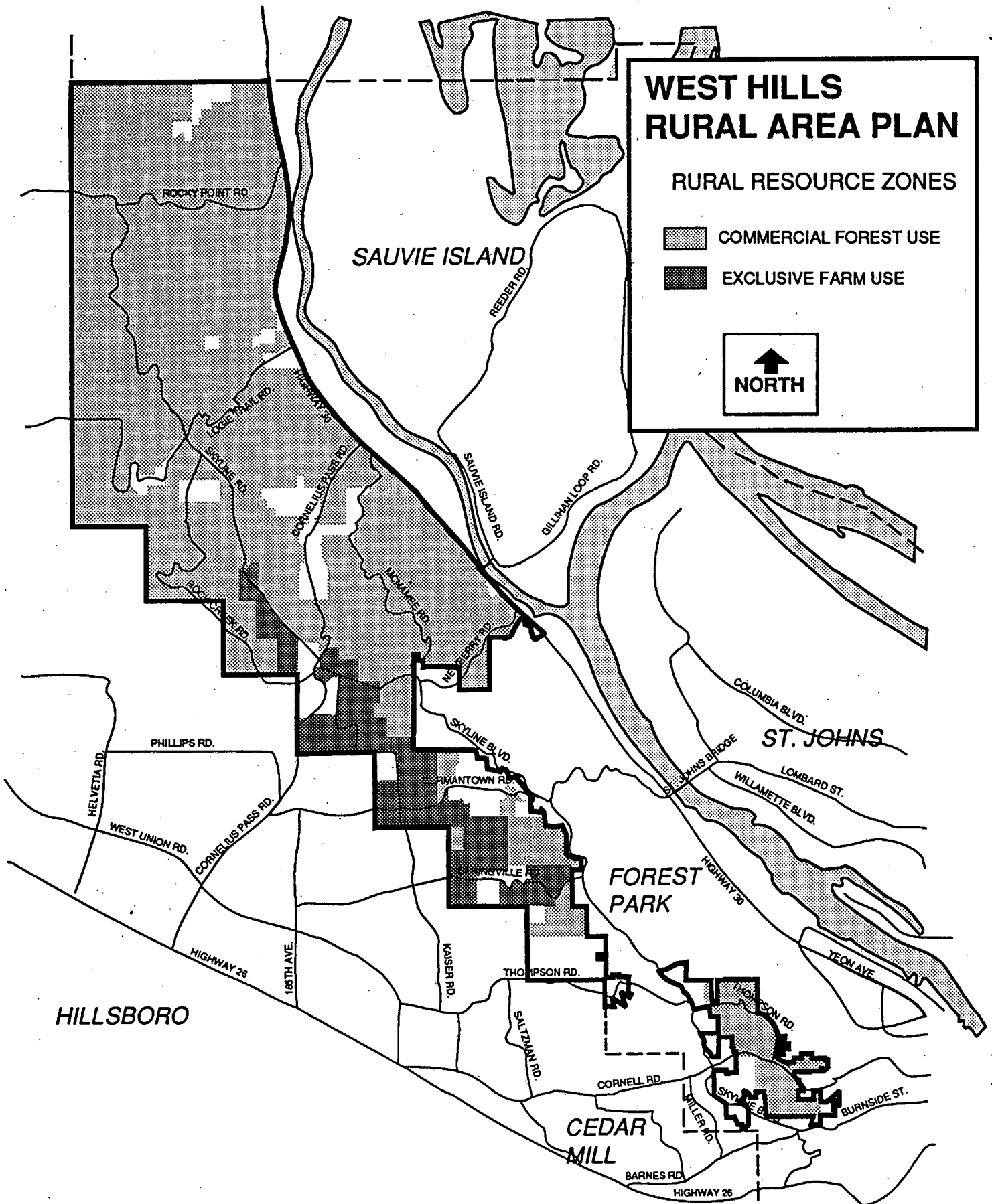
prior to 1985. (These are summaries of somewhat complex provisions in the law -- for a more complete set of rules, see the relevant section of the Oregon Administrative Rules).

Under review, the Commercial Forest Use areas of the West Hills can clearly be divided into two general subareas. The first, which shall be designated COMMERCIAL FOREST - 1, constitutes about three-fifths of the the Commercial Forest Use - zoned areas in the West Hills. Primary forest lands are defined as areas where the primary lot pattern consists of lots of record (as defined by the Multnomah County zoning code for Commercial Forest Use-zoned areas) in excess of 40 acres and where there are few existing residences. Primary forest lands may include smaller lots of record which do not by themselves meet the definition, but which are isolated from other smaller lots of record by lands which do meet the definition of primary forest lands. The second, which shall be designated as COMMERCIAL FOREST - 2, consists of the remainder of the Commercial forest Use-zoned areas. Secondary forest lands are defined as areas consisting of contiguous lots of record less than 40 acres, many of which have existing residences. Secondary forest lands may include larger lots of record which by themselves do not meet the definition, but which are isolated from other larger lots of record by lands which do meet the definition of secondary forest lands. The following table provides statistical information about these two areas:

COMMERCIAL FOREST USE SUB-CATEGORIES (description)	ACRES	EXISTING RESIDENCES
COMMERCIAL FOREST - 1(large acreages, undeveloped)	9,200(61%)	33 (1 du/279 ac.)
COMMERCIAL FOREST - 2(small acreages, inter- sprersed with existing residences)	5,900(39%)	318 (1 du/18 ac.)

Clearly, forest practices are conducted differently within these two areas. Certain industrial practices used in primary forest lands, such as controlled burns and aerial spraying are most likely not appropriate in the secondary forest lands. Forest practices on smaller lots, many with existing residences, will be more limited in scope, since many property owners in these areas have other land use objectives (e.g. aesthetic considerations) and have greater constraints (on activities such as controlled burns and aerial spraying) which prevent maximization of their lands for industrial forest practices. Most of these lands were Multiple Use Forest prior to 1993 and thus many are already developed with uses, particularly residences, which prevent full-scale forest practices. The increased flexibility provided in the State rules relating to Commercial Forest Use lands allows Multnomah County to adopt more flexible land use and zoning rules for secondary forest lands which provide a better fit to their actual character.

As a final point, the rural lands rules of the Statewide Planning Program have been the subject of much discussion and political controversy since the inception of the Statewide Planning Program in 1973. The rural lands rules have been changed many times, and may be changed



WEST HILLS

(NORTHERN PORTION)

CFU-1 AND CFU-2 FOREST LANDS



CFU-1 FOREST LANDS

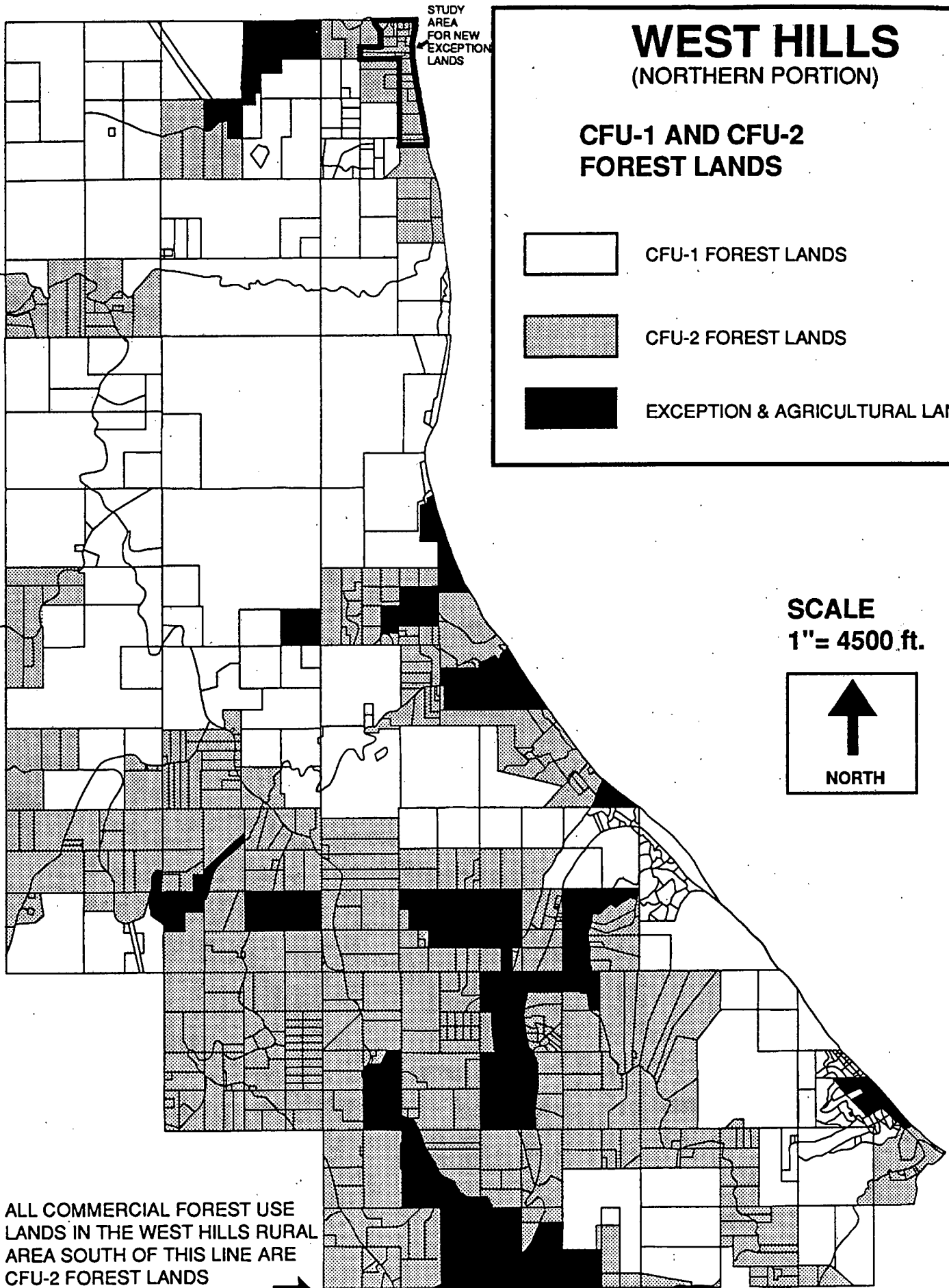
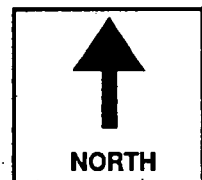


CFU-2 FOREST LANDS



EXCEPTION & AGRICULTURAL LANDS

SCALE
1" = 4500 ft.



ALL COMMERCIAL FOREST USE
LANDS IN THE WEST HILLS RURAL
AREA SOUTH OF THIS LINE ARE
CFU-2 FOREST LANDS



West Hills Rural Area Plan

in significant ways again. The existing Commercial Forest Use zoning district in the West Hills provides many benefits to environmental values, such as wildlife habitat and streams, which are ancillary to its primary resource-based purpose of providing protection of commercial timber lands. Regardless of changes to state law, Multnomah County should maintain strong controls on non-forest related uses in order to protect not only continued forestry uses, but also maintain protection of environmental resources that are important to the protection of wildlife habitat and significant streams.

POLICY 2. Preserve resource-based land uses related to forest practices as the primary land use in the West Hills.

STRATEGY: Divide Commercial Forest Use lands within the West Hills into two categories. The first, designated CFU-1 Forest Lands, consists of areas with large land-holdings generally in excess of 40 acres and areas with few or no existing residences. The second, designated CFU-2 Forest Lands, consists of areas with smaller land holdings generally less than 40 acres, and areas with scattered existing residences. (SEE MAP ON PAGE 11)

STRATEGY: Preserve CFU-1 Forest Lands for continued commercial timber production by limiting residential uses to tracts of 160 acres or greater, or non-contiguous tracts of 200 acres or greater.

STRATEGY: Allow non-forestry related uses, such as residences, on CFU-2 Forest Lands as follows:

- a. dwellings on 160 acre tracts or 200 acre non-contiguous tracts.
- b. dwellings on existing lots of record owned continuously by the current owner or antecedents of the current owner since 1985 which are capable of producing less than 5,000 cubic feet per year of commercial timber.
- c. dwellings on existing lots of record which contain at least eleven existing lots and five existing dwellings within a 160 acre square template centered on the lot of record containing the proposed dwelling.

All dwellings potentially authorized under any of these conditions must meet additional development standards and lot aggregation requirements to ensure public safety, public health and welfare, and protection of natural and environmental resources.

STRATEGY: If current statewide planning regulations of Commercial Forest Use lands are changed, Multnomah County should not allow new subdivision lots of less than 40 acres in the CFU-2 district or less than 80 acres in the CFU-1 district in order to preserve forest practices and natural resources such as wildlife habitat, streams, and scenic views.

EXCLUSIVE FARM USE

Exclusive Farm Use land constitutes approximately 1,800 acres, or 10%, of the West Hills rural area. Exclusive Farm Use areas in the West Hills are located along the west side of the Tualatin Mountains, draining into the Tualatin River watershed, in the Cornelius Pass, Germantown Road, and Bonny Slope subareas. Areas designated for exclusive farm use are intended for the preservation and maintenance of agricultural lands for farm use consistent with existing and future needs for agricultural products.

Changes in state law passed by the 1993 legislature significantly restrict the ability to subdivide land or build new dwellings on land designated Exclusive Farm Use. Multnomah County will amend the Exclusive Farm Use zoning district to implement the new state law in 1995. Among issues the County must decide upon at that time is whether to allow owners of lots of record prior to 1985 more opportunity to construct a single-family dwelling. Among issues the County must implement in the new state law are further restrictions on non-farm uses within "high value farmlands," defined as all Class I and Class II, and some Class III and Class IV soils in the Willamette Valley. The location of these soils within the West Hills Exclusive Farm Use areas will be determined as part of the implementation of the new state law.

POLICY 3 Preserve farm lands in the West Hills for agriculture as the primary use.

STRATEGY: Allow non-agricultural uses, such as residences, on Exclusive Farm Use Lands as permitted by Oregon Administrative Rules, with additional development standards and lot aggregation requirements to ensure public safety, public health and welfare, and protection of natural and environmental resources.

EXCEPTION LANDS

Three land use designations/zoning districts in the West Hills Rural Area encompass areas for which an "exception to either Goal 3, Agricultural Lands, or Goal 4, Forest Lands, has been approved by Multnomah County and acknowledged by the Oregon Land Conservation and Development Commission (LCDC).

The only area for which an additional "exception" is proposed consists of approximately 80 acres adjacent to the intersection of U.S. Highway 30 and Gilkison Road adjacent to the Columbia County line. This area contains 23 existing lots and 15 existing homes and a small motel. If acknowledged by LCDC, this area would be redesignated and rezoned from Commercial Forest Use to Rural Residential.

RURAL RESIDENTIAL

Rural Residential designated areas of the West Hills constitute approximately 2,000 acres, or 10% of the West Hills rural area. Pockets of this designation are scattered throughout the West Hills, generally coinciding with areas of existing smaller lots (1-5 acres) and existing homes. No changes in land use designation or zoning district are proposed for these areas within the West Hills, with the exception of the additional area to be considered adjacent to the intersection of U.S. Highway 30 and Gilkison Road.

MULTIPLE USE AGRICULTURE

Multiple Use Agriculture land constitutes only 300 acres, or 1.5% of the West Hills rural area. Four small pockets of land with this designation lie along the western edge of the West Hills, in the Tualatin River basin. Lot sizes in this area are generally 5 to 10 acres, with existing homes on virtually every lot. No changes in land use designation or zoning district are proposed for these areas.

RURAL CENTER

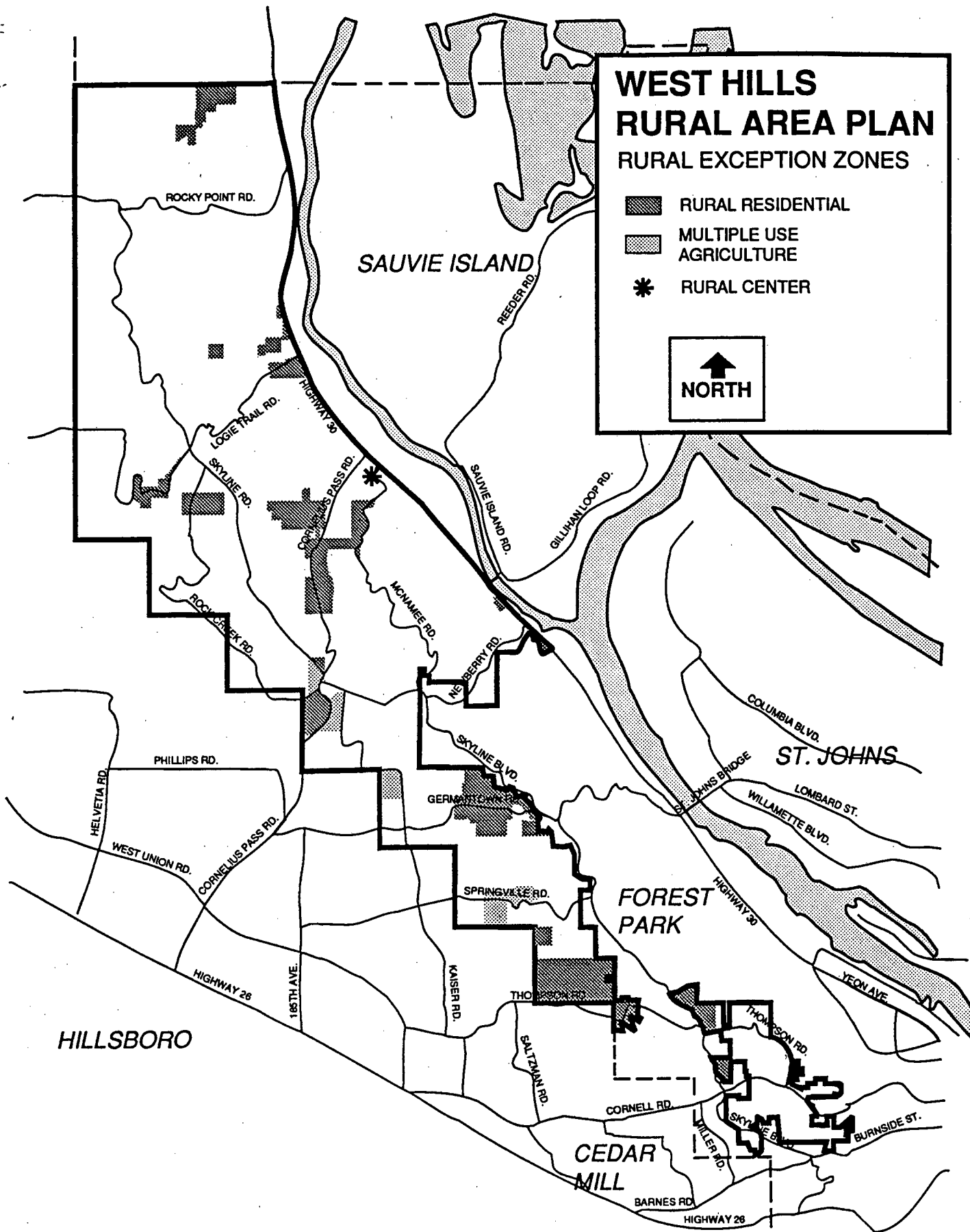
Burlington

Burlington is the only identified rural center in the West Hills rural area. It was the subject of a land use study in 1981, which identified the current rural center boundaries (approximately 30 acres). The remainder of the 90 acre Burlington area (analyzed in the 1981 land use study) is designated Commercial Forest Use, and is virtually undeveloped. This study area sits at the base of the Tualatin Mountains, and lies between the Burlington Northern Astoria line railroad tracks to the east of Highway 30, and the Burlington Northern Cornelius Pass line railroad tracks to the south and west.

On October 28, 1994, the Oregon Land Conservation and Development Commission adopted new administrative rules and goal amendments establishing planning and zoning requirements for unincorporated communities (OAR 660, Division 22, Unincorporated Communities). Planning for Burlington must conform to these new rules.

Burlington has the distinction of being quite rural despite being near the Urban Growth Boundary of Portland. The study area contains four businesses, two public service facilities, and 41 homes, 11 of which are outside of the existing rural center boundary. Additionally, the eleven acre Holbrook School site, located at the north end of Burlington, at the intersection of Highway 30 and Cornelius Pass Rd, has been purchased for use as a residential care facility. No new residences have been constructed within the Burlington Rural Center since 1981. Based upon OAR 660-22, Burlington qualifies as a "Rural Community," since it consists of residential uses and at least two other land uses that provide commercial, industrial, or public uses to the community, the surrounding rural area, or to persons traveling through the area.

The elevation of the Burlington area ranges from close to sea level to 200 feet above sea level. Elevation rises severely from Highway 30 to the Burlington Northern Cornelius Pass line



railroad tracks to the south, and more gently to the north. Property beyond the Burlington Northern Astoria line railroad tracks to the north and east is subject to flooding from high water levels in Multnomah Channel.

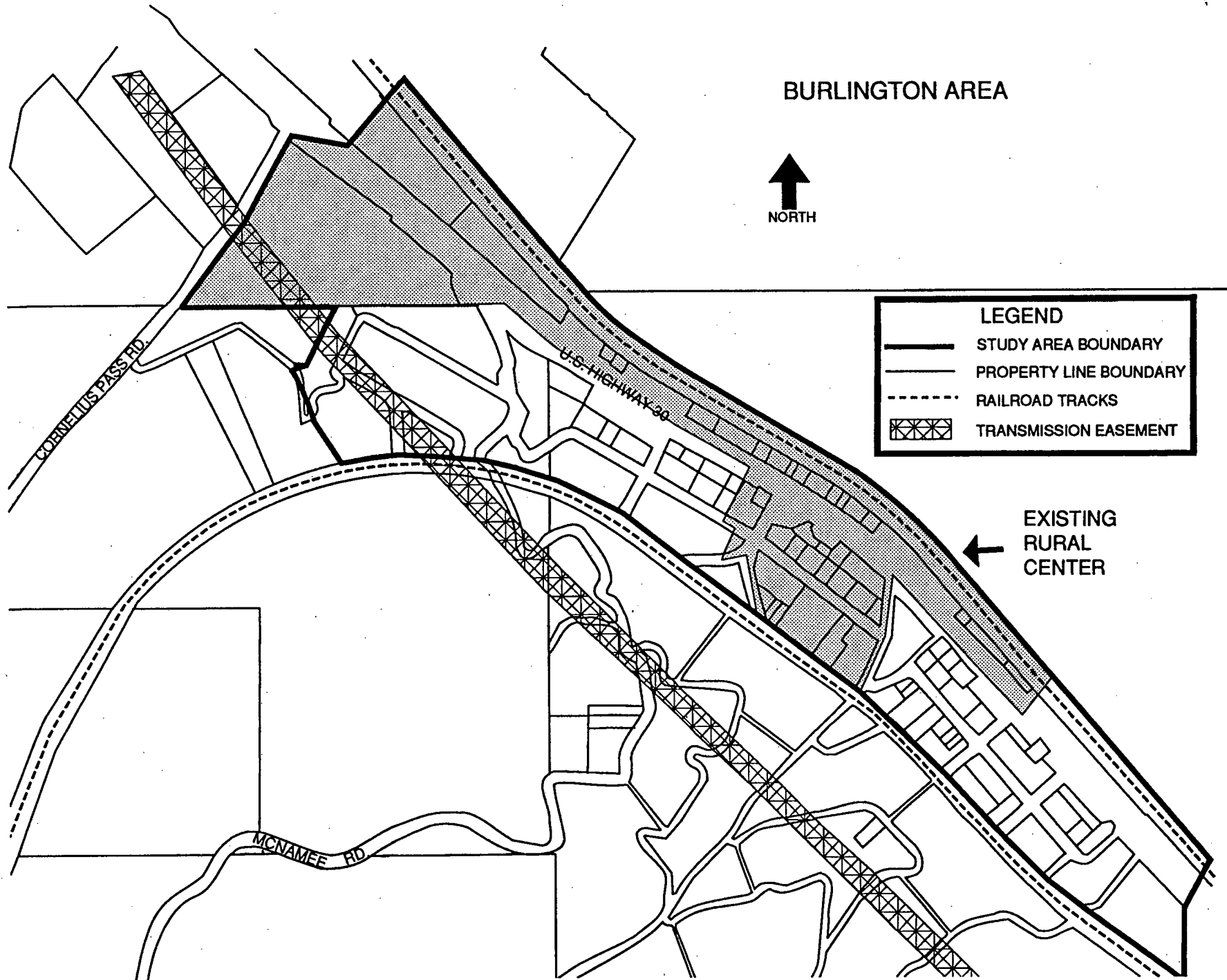
State Highway 30 and Cornelius Pass Rd. provide major access to Burlington. The remaining roads in the area, Burlington, Wapato, and McNamee, provide access to homes and properties abutting them. Many "paper" roads, unbuilt and in some cases unbuildable, criss-cross the area.

Public services available in Burlington include schools, water, police, and fire protection. Students attend schools in the Portland School District. Provision of water and fire services are available through the Burlington Water District. The water district purchases water from the City of Portland and holds the water supply in a reservoir located southwest of the highway on property owned by the District. Due to infrastructure age and maintenance delay, the Water District is experiencing a 38% leakage in water transmission. Also, due to undersizing of the infrastructure and residential development in excess of initial design, there is inadequate water pressure to meet the needs of some residents. However, the affected residents are not within the boundaries of the current rural center, all of which has an adequate existing water supply. The Water District currently serves 293 people and an additional 65 to 69 people who live outside the district. Fire protection is contracted out to the City of Portland by the Water District, at a cost in Fiscal Year 1993-94 of \$38,000. Police service is provided by the Multnomah County Sheriff.

Most of the area, with the exception of the northern portion, is within the Burlington Subdivision, platted in 1909, with an average lot size at 8,000 square feet. This subdivision extends west and south of the Burlington Northern Cornelius Pass line railroad tracks into commercial forest lands. Most of the subdivision located outside of the existing rural center boundary is under a single ownership.

The Burlington community has both positive and negative aspects to be considered as part of any expansion of the Burlington Rural Center. Positive aspects which would lead to a conclusion of allowing expansion include:

1. Expansion of the Burlington rural center would provide a concentrated focus for the local commercial needs of West Hills residents, as well as road-oriented commercial needs of Highway 30 motorists.
2. Allowing additional residential development in Burlington would provide an opportunity for rural lifestyles which is much in demand for the West Hills rural area.
3. Due to its location and the amount of existing development, Burlington has little significant value in relation to identified Goal 5 resources such as wildlife habitat, significant streams, or scenic views.
4. Burlington has a water district in place to provide public water service to a more concentrated population, as opposed to the use of individual wells. However, the district's current system



is antiquated and inadequate to serve additional development outside of the rural center -- see #3 under negatives below.

Negative aspects which would lead to a conclusion of maintaining the existing rural center boundary include:

1. Burlington is severely constrained geographically by the Tualatin Mountains which rise steeply from Highway 30.
2. Residential development is less desirable here compared to other areas of the West Hills due to the geographic constraints and the proximity to the heavy traffic on Highway 30.
3. The Burlington Water District has antiquated facilities which are incapable of serving a significant influx of new residents and businesses outside of the existing rural center.
4. The Burlington Rural Center does not currently include the types of businesses which would serve the West Hills Rural Area -- its function is to mainly serve traffic along Highway 30. It is questionable whether, even if local services were available, West Hills residents would use Burlington as a rural center.

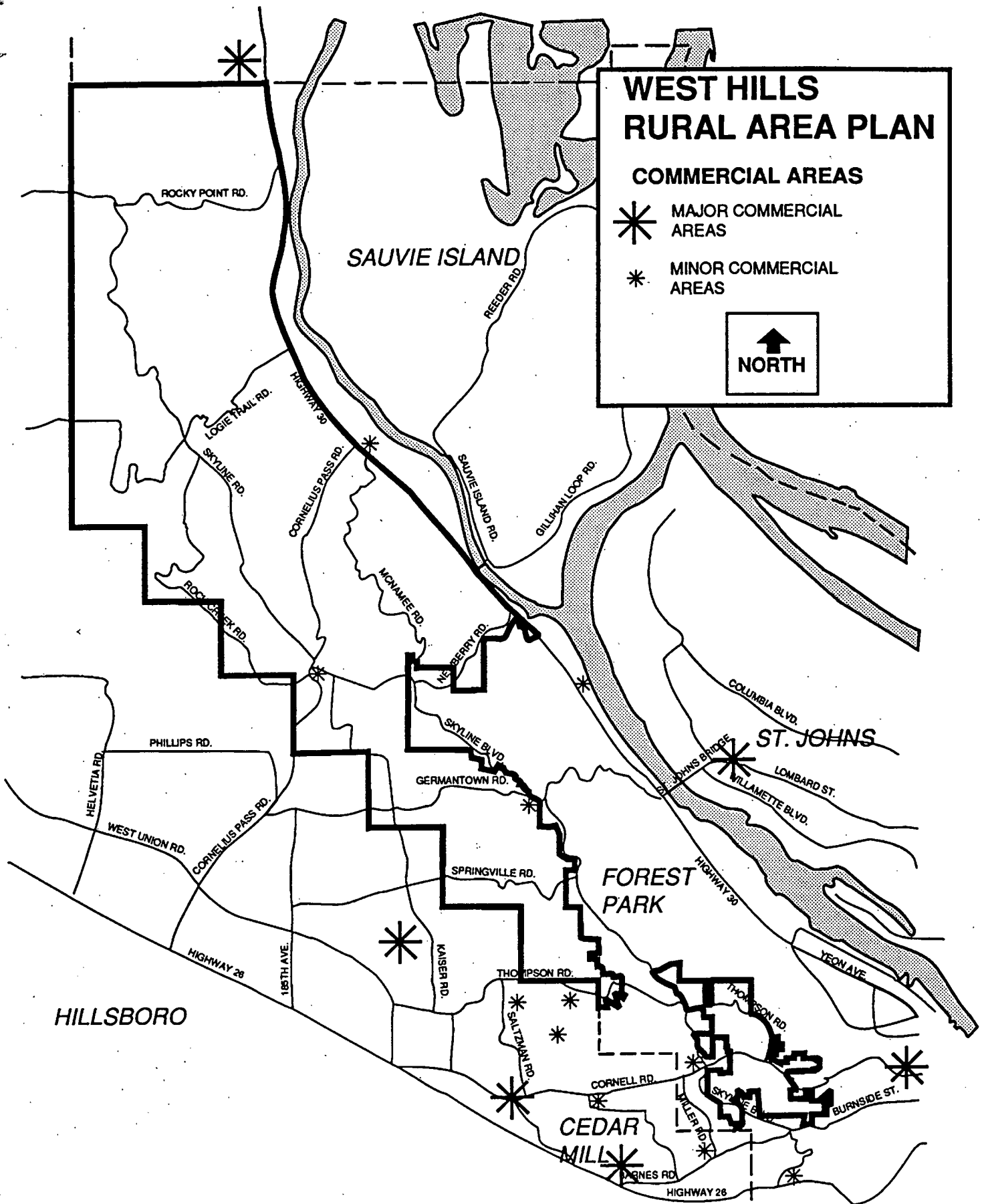
Any future expansion of the rural center boundaries in Burlington is dependent upon 1) a community public facility plan prepared pursuant to OAR 660 Division 11 for improvements to the facilities of the Burlington Water District, 2) evidence of increased demand for new housing in Burlington, and 3) market analysis indicating that an expansion of the Burlington Rural Center is necessary to serve the commercial and institutional land use needs of the West Hills Rural Area and not merely to serve Highway 30 traffic. If these three criteria can be met, expansion of the rural center zoning district in Burlington should be considered for the remainder of the 90-acre Burlington community. Until then, no expansion of the Burlington Rural Center is proposed.

Other Potential Rural Centers

As mentioned above, the West Hills Rural Area is not served by the Burlington Rural Center. West Hills Rural Area residents have no community focus. Commercial needs are met by nearby communities -- Northwest Portland, Tanasbourne, West Union, Cedar Mill, and Bethany to the south, and Scappoose to the north. A small nucleus of uses near the intersection of Skyline Blvd. and Cornelius Pass Rd. -- a grocery store, an auto garage, Skyline Elementary School, the American Legion Post, and a church, do provide a potential focus for a future rural center. However, the current population of the West Hills shows no great desire for an enhanced community focus area which would be provided by a rural center in this location. Should the community show a need or desire for such a rural center, planning studies should focus on the area near the intersection of Skyline Blvd. and Cornelius Pass Rd. for its establishment.

POLICY 4 Do not designate additional "Exception" lands in the rural West Hills unless they meet the criteria outlined in Oregon Planning Goal 2 (Land Use).

STRATEGY: Consider redesignation of approximately 80 acres at the intersection



of U.S. Highway 30 and Gilkison Road, adjacent to the Columbia County line, from Commercial Forest Use to Rural Residential.

POLICY 5 Promote a community core in the rural West Hills through establishment of a rural center which serves the local needs of West Hills residents.

STRATEGY: Consider a limited area near the intersection of Cornelius Pass Road and Skyline Blvd. for designation as a Rural Center if justified by a county-initiated assessment of the need for additional commercial or other uses to support public needs in the rural West Hills.

STRATEGY: Do not consider expansion of the existing Burlington Rural Center unless 1) existing facilities of the Burlington Water District are upgraded, 2) evidence of increased demand for housing and commercial or institutional services in Burlington exists in the form of construction on vacant lots within the existing rural center boundaries, and 3) a market analysis indicates that the expansion of the Burlington Rural Center is necessary to serve West Hills Rural Area needs.

URBAN GROWTH

URBAN GROWTH BOUNDARY

The Urban Growth Boundary defines the location of urban development for the Portland Metropolitan Area. It is adopted and amended by METRO, formerly the Metropolitan Service District, a regional government for the Portland Metropolitan Area designed to look at metropolitan-wide planning and public facility and service issues. Only land within the Urban Growth Boundary may be zoned and developed with urban-type uses.

METRO has authority over changes to the Urban Growth Boundary. If any changes are proposed by Multnomah County to the boundary, such a change must be approved by the METRO Commission. METRO has established criteria for consideration of changes to the Urban Growth Boundary, criteria which must be met in order for such a change to be approved.

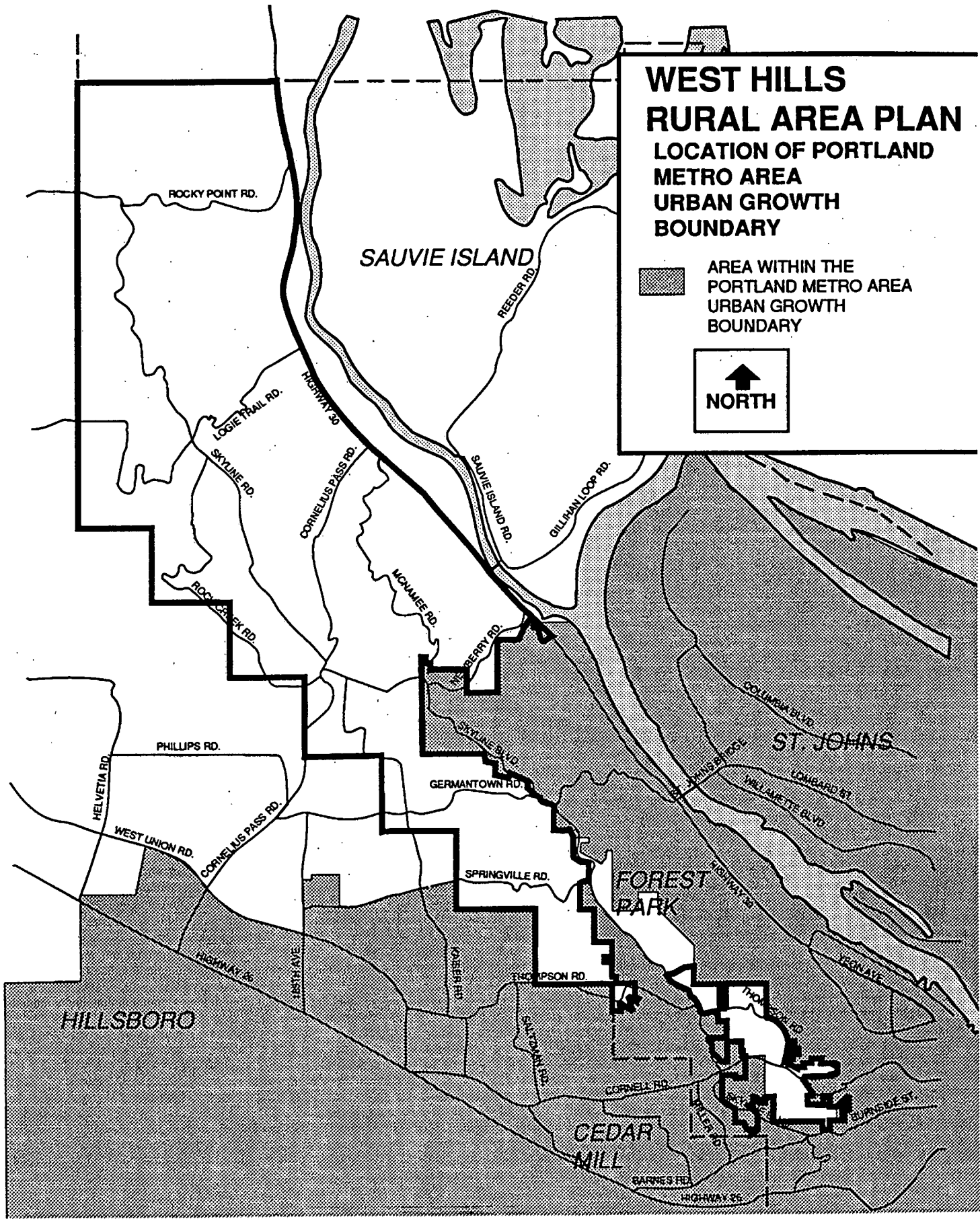
The West Hills Rural Area includes 245 acres inside the Urban Growth Boundary, all within the Balch Creek Basin. This area has been included in order to analyze whether it should remain in the Urban Growth Boundary, or be removed. No additions are proposed to the Urban Growth Boundary within the West Hills Rural Area. Such changes would be antithetical to the overriding desire of residents, property owners, and residents of the Greater Portland Metropolitan Area to retain this area in its current rural state. However, areas within the Balch Creek Basin which are inside the Urban Growth Boundary should be considered for removal due to two factors: 1) the lack of public facilities, particularly sewer service, which the City of Portland has determined that it shall not provide at any future time to properties in the Balch Creek Basin, and 2) the location of these lands inside the important and sensitive Balch Creek Watershed, with its natural areas, wildlife, cutthroat trout populations, and importance as a regional open space link due to the location of several public parks and private park preserves within its bounds.

The 245 acres can be divided into four subareas:

Subarea One consists of approximately 92 acres to the east of Greenleaf Rd., south of Cornell Rd. It is within the Urban Growth Boundary, and is currently zoned R10 (10,000 sq. ft. minimum lot size), R20 (20,000 sq. ft. minimum lot size), and RR (five acre minimum lot size). It is lightly developed, with a significant number of larger, vacant lots, and is located on steeper slopes within the Balch Creek basin.

Subarea Two consists of approximately 90 acres to the west of Greenleaf Rd., south of Cornell Rd. Most of it is currently zoned R-20(20,000 sq. ft. minimum lot size), but approximately two acres is zoned RR (five acre minimum lot size). It is extensively developed with existing low-density single family residences, served by public water from the City of Portland. This sub-area is on the fringe of the Balch Creek Basin on less steep ridgeline areas.

Subarea Three consists of approximately 50 acres along Ramsey Drive, Ramsey Crest Drive,



and Walmer Drive east of Skyline Blvd. This subarea is within the Urban Growth Boundary, but is zoned Rural Residential (RR), with a five acre minimum lot size. It is subdivided for the most part into lots of one-third to one-half acre in size, most with existing residences. About three-quarters of this area is not within the Balch Creek Basin, draining westward toward the Tualatin River. However, the smaller portion within the Balch Creek Basin includes steep areas which could, if improperly developed, result in significant erosion into Balch Creek.

Subarea Four consists of approximately 13 acres located along Hilltop Drive, south of Cornell Road and the Audubon Society property. It is divided into five lots, four of which have existing residences. This subarea is generally located along a ridgeline separating the Balch Creek Basin from areas draining to the south. It is currently zoned R10 (10,000 square foot minimum lot size).

POLICY 6: Do not adjust the Urban Growth Boundary in the West Hills.

STRATEGY: Study 90 acres of relatively undeveloped land in the Balch Creek basin (SUBAREA ONE) for proper zoning which will recognize this area's severe development limitations.

STRATEGY: Rezone approximately 50 acres located along Walmer, Ramsey, and Ramsey Crest Drives (SUBAREA THREE) from Rural Residential to appropriate urban residential zoning districts.

URBAN RESERVES

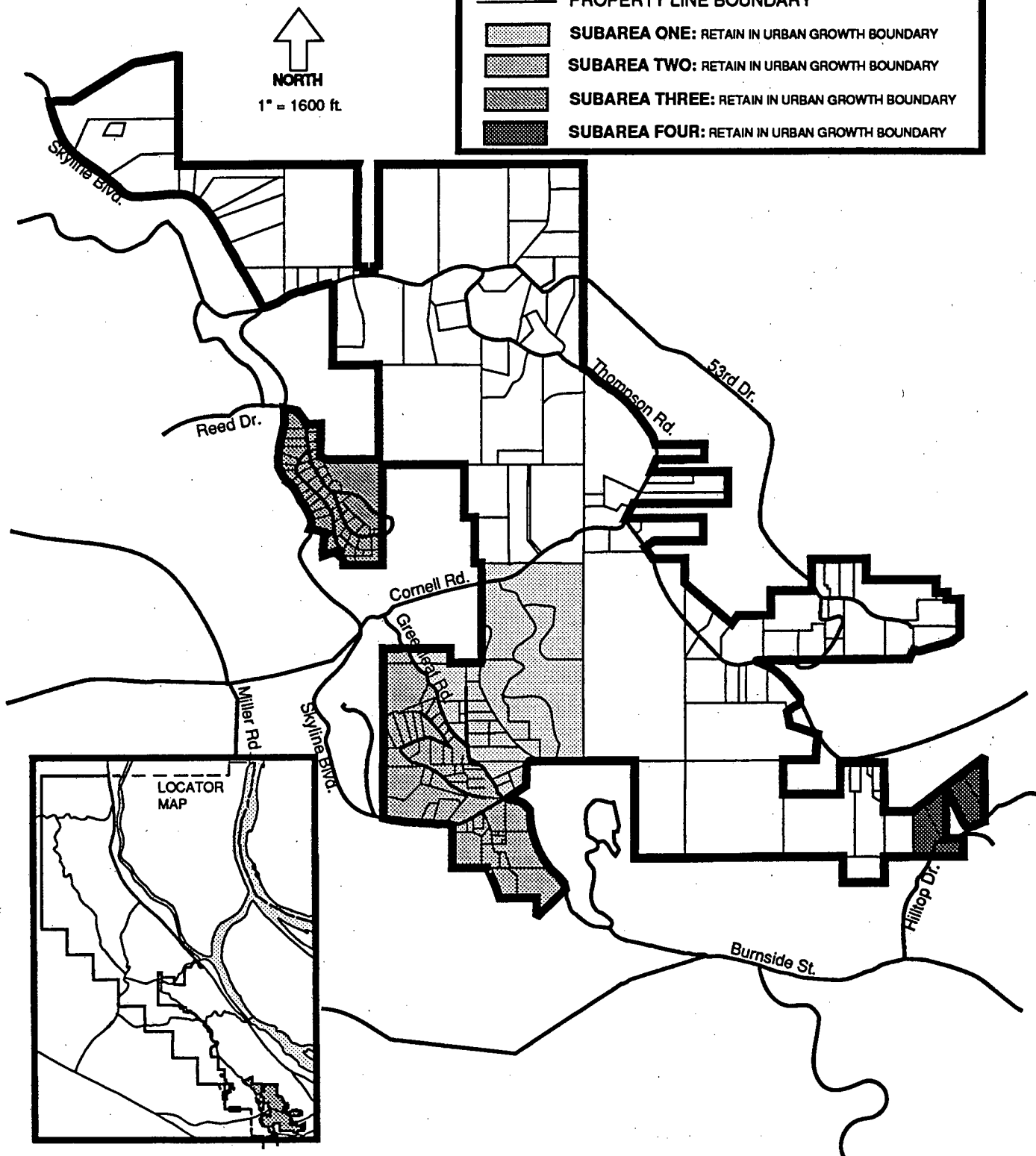
Metro is currently in the process of completing the Region 2040 Project, which is a long-range planning program that will allow people in the Portland region to help decide what the region will be and look like in the next 50 years -- through the year 2040. The results of the project will outline the broad policy decisions that must be made to determine how the region should grow.

Current state law requires the Urban Growth Boundary to accommodate 20 years of growth. Unless policies change, Metro will need to add land to the Urban Growth Boundary starting in 1995 in order to meet the 20-year need. The Region 2040 project is looking at three concepts to address the growth projected for the Portland Metropolitan Area. Concept A would accommodate growth by expanding the Urban Growth Boundary in a way that meets state and regional land use goals and policies. Concept B would not move the Urban Growth Boundary, instead relying on increasing densities and intensities of development within the existing boundary, by more intensive use of remaining vacant lands and redevelopment opportunities. Concept C would, in addition to making modest additions to the existing boundary and increasing development densities and intensities within the existing boundary, accommodate about one-third of future growth in "satellite" cities just outside of the current Urban Growth Boundary, separated from the main mass of the Portland Metropolitan Area by broad "green-belts" of agricultural land, forest land, and open space.

BALCH CREEK AREA

West Hills Rural Area Plan

Land Use Issue Areas



In December 1994 the Metro Council adopted a concept plan which was essentially a combination of Concepts A and B. Under this concept, very limited areas of the West Hills, given their proximity to the existing Portland urban area, would be considered for inclusion in an "urban reserve" which would designate land to be added to the Urban Growth Boundary in the future in order to accommodate the 20 to 50 year growth projections for the Portland Metropolitan Area. While the final decision on which lands should be designated as urban reserves belongs with Metro, the County has the responsibility to provide strong direction to the regional planning agency through adoption of this West Hills Rural Area Plan as to what lands should be considered for inclusion in an urban reserve and what lands should not.

Inclusion of lands within the West Hills Rural Area into the Urban Reserve, for eventual urbanization, is contrary to the overall goal of this plan, which is to maintain the West Hills' rural nature. Additionally, it is apparent from METRO's analysis that little if any land in the West Hills is needed for designation of Urban Reserves, because many other fringe areas to Portland are more suitable for urbanization. The rugged terrain of the West Hills, the cost of providing urban infrastructure (roads, sewers, etc.), and the inevitable environmental degradation which accompanies urban growth all are factors against expanding urban development into the West Hills Rural Area.

One small portion of the West Hills is suitable for consideration as an Urban Reserve area -- this is the Bonny Slope area, along Laidlaw Road. This area is bounded on three sides by the Urban Growth Boundary. The southern portion of this subarea, the Bonny Slope subdivision, consists of rural lots one to five acres in size, mostly developed with homes. The northern portion of the subarea consists of steeper forested lands. Given its location, and relative lack of constraints, this area should be considered for future expansion of the urban growth boundary.

POLICY 7: Urge METRO to designate most of the West Hills Rural Area as a Rural Reserve within the Regional Framework Plan -- consider Urban Reserve designations only for fringe areas adjacent to Portland and Washington County urban areas.

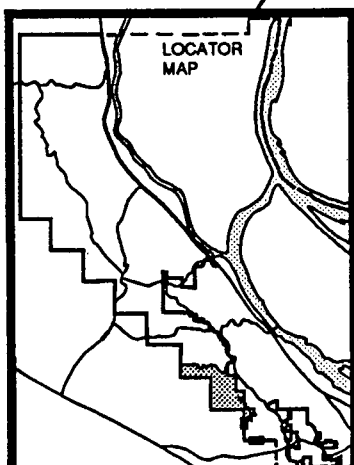
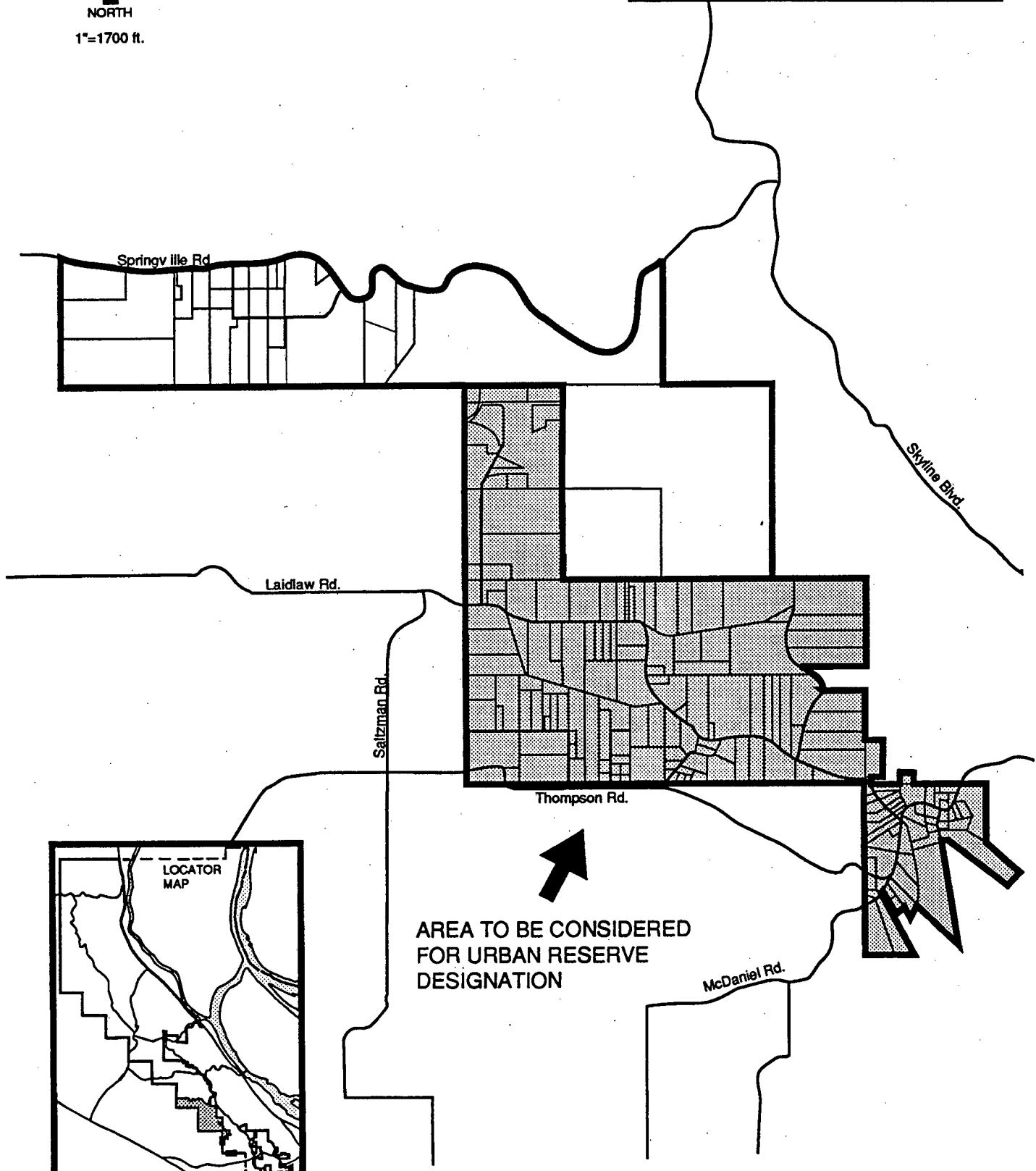
STRATEGY: Forward to Metro a resolution directing that only the southern and central portions of the Bonny Slope subarea of the West Hills Rural Area be considered as an urban reserve area as part of the Region 2040 project.

BONNY SLOPE AREA

WEST HILLS RURAL AREA PLAN



LEGEND	
	STUDY AREA BOUNDARY
	ROAD
	PROPERTY LINE BOUNDARY



AREA TO BE CONSIDERED
FOR URBAN RESERVE
DESIGNATION

TRANSPORTATION

REGIONAL ROADS

U.S. Highway 30

Highway 30, which runs along the eastern boundary of the West Hills Study Area, is maintained by the Oregon Department of Transportation (O.D.O.T). It is a four lane high-speed roadway which runs from Portland to Astoria along the eastern boundary of the West Hills Rural Area. The road operates with minimal congestion, having traffic volumes well below the capacity of the road. ODOT has no identified construction projects, other than routine maintenance, for this segment of Highway 30. Projects along Highway 30 in adjacent jurisdictions include a re-surfacing of the approaches from Highway 30 to the St. Johns bridge, scheduled for 1997, and on-going studies to add capacity to the roadway in Columbia County to the north. Also, Multnomah County will perform work to upgrade the Sauvie Island Bridge approaches to Highway 30.

"Western Bypass"

Regional transportation maps from the 1960's show a conceptual route for a "Western Bypass" roadway northward from Highway 26 in Washington County, over Cornelius Pass, through Sauvie Island, and then over the Columbia River to Washington State. However, no studies of such a route have been conducted by O.D.O.T. and none are planned.

O.D.O.T. is currently studying a "Western Bypass" roadway to the south of the West Hills, which would run from Interstate 5 in Wilsonville to Highway 26 in Washington County. This study is currently in the Alternatives Analysis phase, which will review five alternatives for resolving transportation problems in southwestern Washington County. Once the alternatives analysis is completed, O.D.O.T. will subject the preferred alternative to an Environmental Impact Statement (EIS). The EIS must include projected changes to traffic volumes and character on Cornelius Pass Road as a result of any new roadway to the south.

Any future consideration of extending a "Western Bypass" roadway northerly from Highway 26 over Cornelius Pass would require consensus of the jurisdictions through which the roadway would pass, including Multnomah County. Such a roadway, while perhaps conducive to regional traffic, would bring major changes to the West Hills in terms of the following issues:

- 1) Negatively impacting agricultural and timber lands through which the roadway might pass;
- 2) Negatively impacting identified Goal 5 resources in the West Hills. Significant scenic views of the east face of the West Hills would be interrupted by a major roadway. Any roadway would cross several significant streams. And any roadway would critically interrupt significant wildlife habitat areas connecting Forest Park and the Coast Range.
- 3) Negatively impacting the rural character of the area. This change would be most signifi-

cant, since placement of a major regional road corridor through the West Hills would lead to strong pressures to urbanize the West Hills.

POLICY 8: Oppose placement of regional roadways in the West Hills Rural Area, should such roadways be under consideration by any regional transportation authority in the future.

COUNTY ROADS

In February, 1993, Multnomah County adopted a plan of Trafficways which gave roadways in rural areas functional classifications. Roadways in the West Hills are now classified into several categories, as shown below:

Principal Arterial streets are generally four lanes or more and can carry a large volume of traffic, usually in excess of 25,000 trips per day. A significant feature of the principal arterial is its ability to carry "through" trips; that is, trips which begin and end outside of the County area.

Highway 30

Rural Arterial roads are generally two lanes which serve inter- and intra-county trips. They are characterized by their significance as traffic distributors between areas in the County, connecting cities and rural centers. They generally carry a daily traffic volume of up to 10,000 vehicle trips.

Cornelius Pass Road

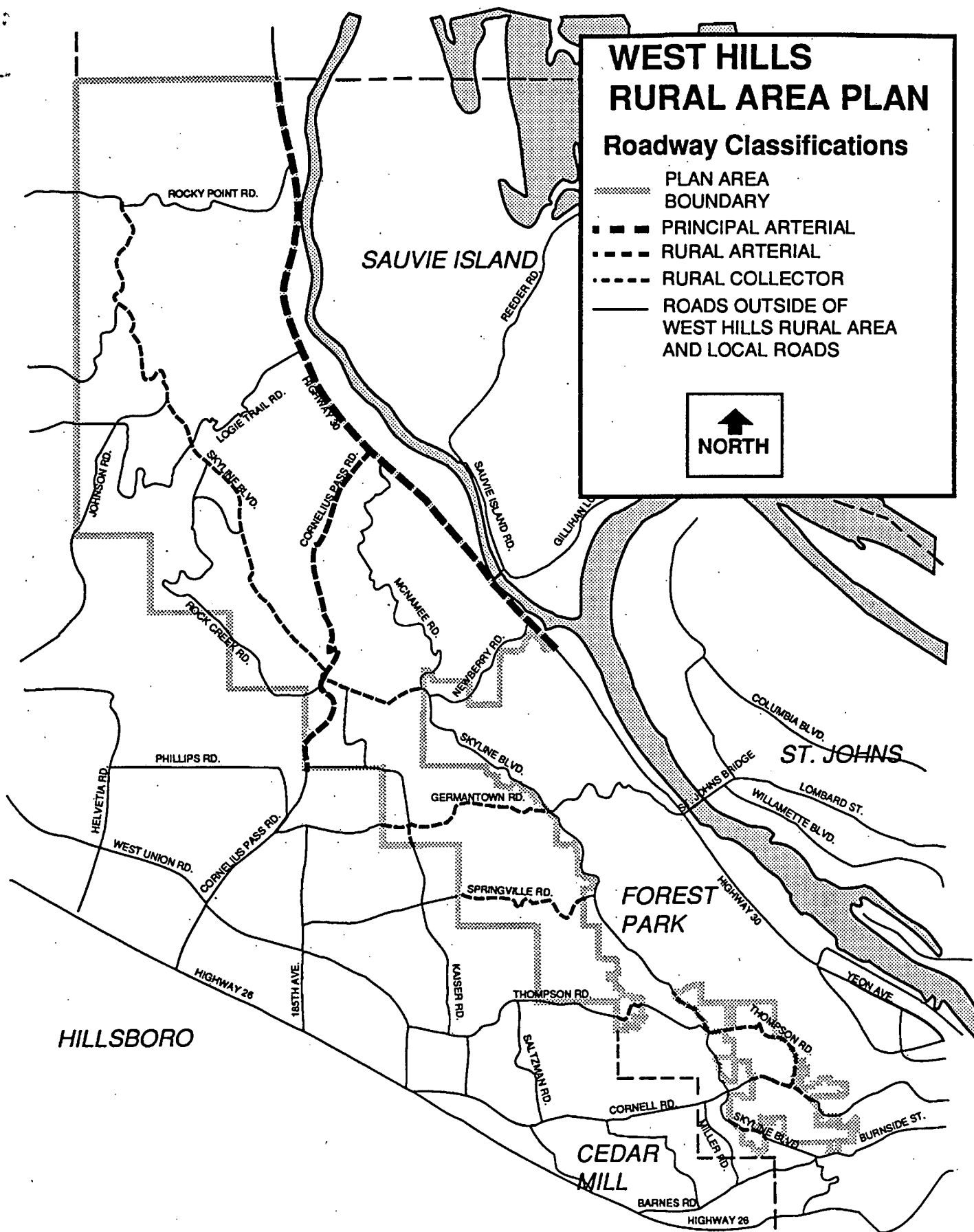
Rural Collector streets typically have traffic volumes of less than 3,000 vehicles per day. They are characterized by serving as the connection between local roads and the arterials serving a rural area of the County.

Skyline Blvd.
Germantown Road
Springville Road
Laidlaw Road
Thompson Road
Cornell Road

All other roadways in the West Hills Rural Area are classified as local roads.

The County Transportation Division will soon be working on revisions to rural road standards. These revisions will result in widened shoulder areas to make pedestrian use of roadways easier. Currently, rural roadways in the area should have 12-14 foot standard lane widths, with 4-6 foot paved shoulder widths. However, many West Hills rural roads do not meet these standards due to the constraints of steep topography. Also, in agricultural areas, roadside drainage ditches take priority over paved shoulders.

The Transportation Division will also soon begin working with the City of Portland to resolve



inconsistencies in functional classifications and roadway standards for roads which cross jurisdictional boundaries. This will affect Cornell Rd., Skyline Blvd., Burnside/Barnes Rd., Thompson Rd., Springville Rd., and Germantown Rd. A major inconsistency between the City vs. County road plans involves the relative importance of Skyline Blvd. vs. Miller Rd. in serving local traffic in the Forest Heights area. The City of Portland currently places more emphasis on future improvements on Miller Rd. between Cornell Rd. and Barnes Rd. than does the County.

Traffic on Cornell Rd. is an on-going problem in the Balch Creek area. Cornell Rd. carries significant traffic to and from Washington County which is diverted onto the roadway due to traffic on Highway 26. The resulting traffic flow on Cornell Rd. is greater than the roadway can safely carry. It is hoped that construction of the West Side Light Rail facility, along with improvements to Highway 26, will reduce the amount of through traffic on Cornell Rd.

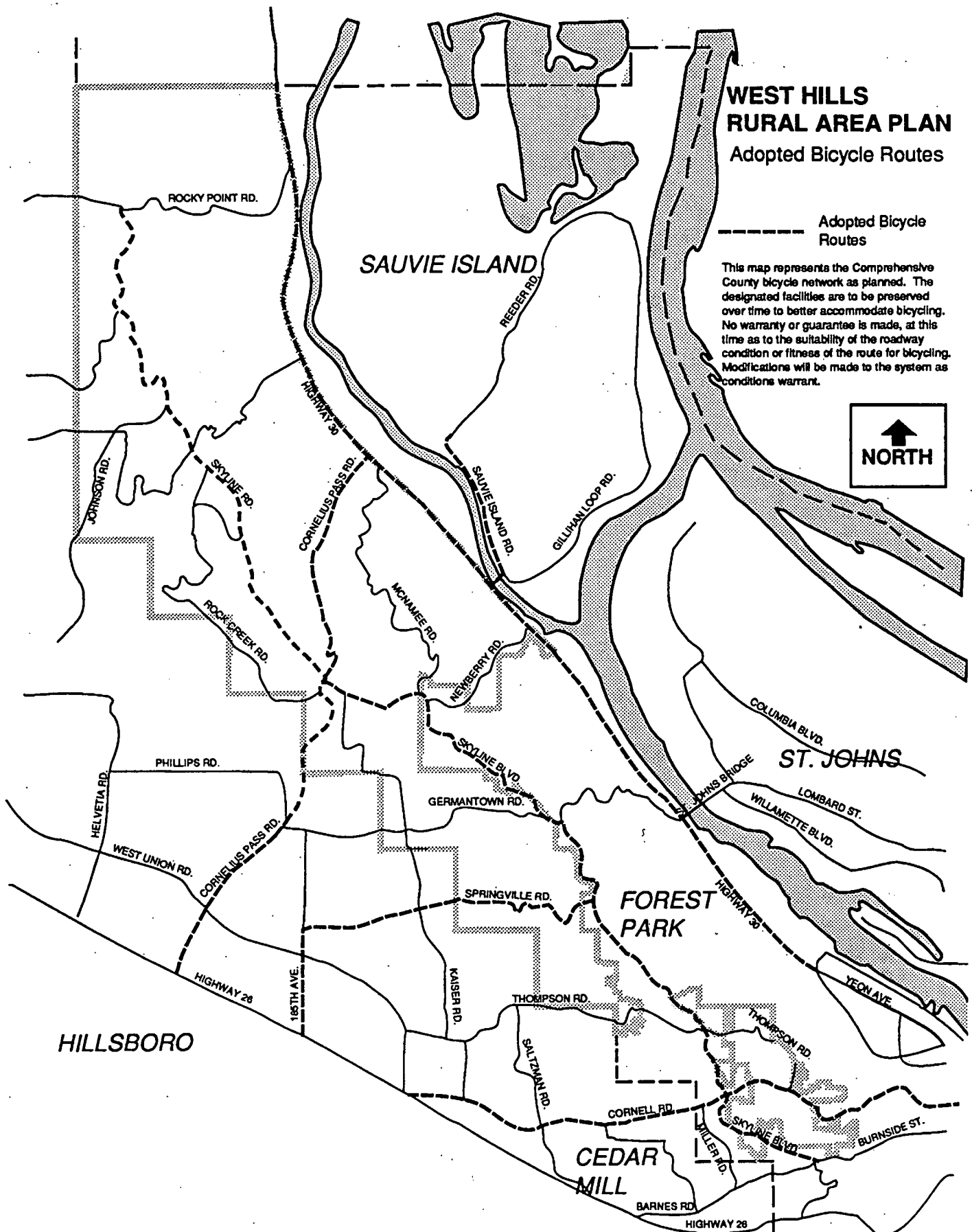
Cornelius Pass Rd. serves as a rural arterial running through the West Hills. It is the route of commercial traffic from Highway 30 to Washington County, and is also used by haulers of hazardous materials who are prohibited from driving on Highway 26 through the Vista Ridge tunnel. It is also a designated bicycle route. The roadway has seen two significant improvements in recent years, the reconstruction of the Cornelius Pass Rd./Skyline Blvd. intersection, and the reconstruction of the switchback on Cornelius Pass Rd. to the north of the Skyline Blvd. intersection. However, this leaves an unreconstructed section between these two improvements. Also, the entire grade from Highway 30 to Cornelius Pass Rd. is difficult. One solution to the problem of bicycle and truck traffic conflicting on the roadway would be the relocation of the bike route to the Burlington Northern right-of-way, currently being studied as a "rails-to-trails" conversion. The County has no authority to regulate the use of Cornelius Pass Rd. for hazardous materials hauling, and no restrictions on such hauling exist on Cornelius Pass Rd. in Washington County. Use of compression, or "jake" brakes, has been identified by residents along Cornelius Pass Road as a major noise problem.

BICYCLE ROUTES

As part of its 1990 Bicycle Master Plan, Multnomah County has an adopted plan for bicycle routes for the West Hills Rural Area). The roadways which have bicycle route designations are Highway 30, Cornelius Pass Rd., Skyline Blvd., Springville Rd., and Cornell Rd. The bicycle route facilities on Highway 30 are maintained by O.D.O.T., and are striped and signed for bikes to current state standards, including adequate shoulders. County maintained rural bike routes should be accommodated by paving of road shoulders to a width of at least 4 feet and preferably 6 feet. Not all designated bike routes in the West Hills have such shoulders, the lack of which increases hazards for bicycle riders. As repaving occurs on County maintained roads designated as bicycle routes, the County widens and paves shoulders to allow for safer bicycle usage. Widened shoulders are especially important on Skyline Blvd., which is a popular bicycle route for both commuters and recreational riders.

The Burlington Northern Cornelius Pass right-of-way, under study as part of the rails-to trails program, may also serve as a recreational bicycle route in the future. See discussion of this issue under Parks & Recreation.

Adopted Bicycle Routes



POLICY 9: Improve West Hills Rural Area roadways to attain appropriate safety levels for local motorized and non-motorized traffic.

STRATEGY: Accelerate re-paving and shoulder-paving on Skyllne Blvd. to make the route safer for use of automobiles, bicycles, pedestrians, and equestrians.

STRATEGY: Include in the capital improvement program a project to upgrade Cornelius Pass Road, with first priority the road between its intersection with Skyline Blvd. and the switchback to the north, and second priority being the road between the switchback and Highway 30.

STRATEGY: Include in feasibility studies of a "rails-to-trails" conversion of the Burlington Northern Cornelius Pass line consideration of making the trail a bicycle route as well in order to remove the bicycle route from Cornelius Pass Rd. and eliminate modal conflicts.

POLICY 10: Discourage through traffic on local roads not shown on the Circulation Plan.

STRATEGY: On local roads with heavy through traffic consider additional control measures such as traffic signals and speed bumps to reduce such traffic.

PUBLIC FACILITIES

Schools

The West Hills Rural Area is served by three different school districts, Portland, Beaverton, and Scappoose.

The majority of the West Hills Rural Area is served by the Portland School District. Skyline Elementary School, located near Cornelius Pass, serves the West Hills. The West Hills is within the attendance boundaries of West Sylvan Junior High School, located to the south, and Lincoln High School, located adjacent to downtown Portland.

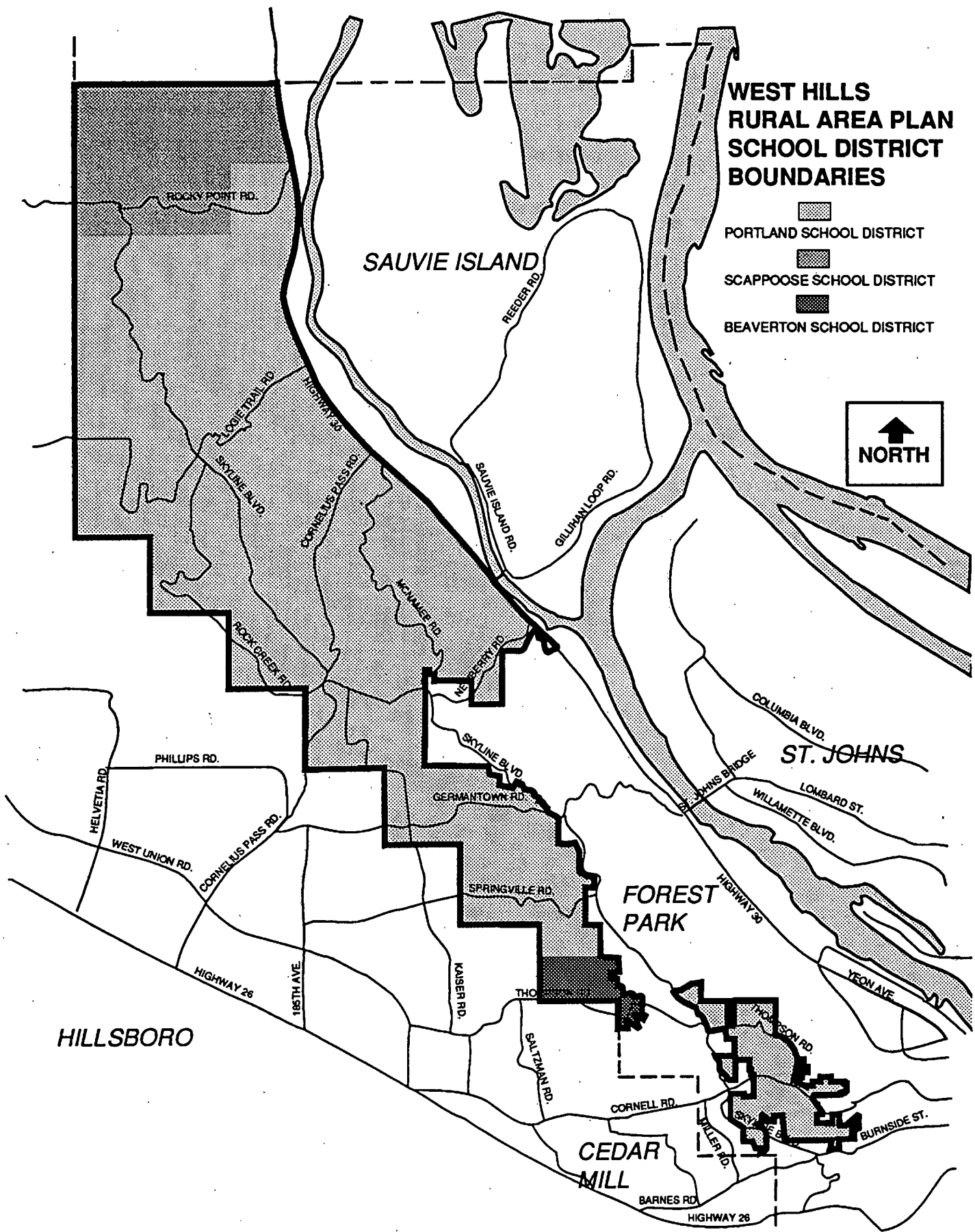
The schools serving the West Hills Rural Area are operating well below capacity of the school sites. The only school which may have problems in the intermediate term future is Skyline Elementary School, which has a building capacity of between 215 and 340 students, depending upon internal organizational arrangements. During the 1992-93 school year 214 students attended the school. This is a 19% increase over the past five years. The district's five year projection for student enrollment envisions an increase to 255 students by 1999. The school's enrollment is projected to grow further due to development of the Forest Heights project, and other smaller projects, within the City of Portland. The Portland School District intends to monitor the growth of enrollment at Skyline Elementary, and consider shifting attendance boundaries or new construction if enrollment grows beyond Skyline School's existing capacity.

A portion of the Bonny Slope area is located in the Beaverton School District. Children from this area attend Cedar Hills Elementary School, Cedar Park Middle School, and Sunset High School. The Beaverton School District is planning to reconfigure its attendance boundaries to ensure that none of these schools are overcrowded.

The northern-most area of the West Hills is within the Scappoose School District. Students attend Grant Watch Elementary School for grades K-3, Peterson Elementary School for Grades 4-6, Scappoose Middle School for grades 7-8, and Scappoose High School for Grades 9-12. The district is currently conducting a survey of existing facilities, with the expectation that growth in the Scappoose city area of Columbia County will result in increased enrollment at the district's schools. However, there are no current capacity or facility problems identified in the District.

POLICY 11. Coordinate planning and development review activities with the affected school districts to ensure that adequate school facilities exist to serve local needs.

STRATEGY: Monitor student population at Skyline Elementary School, and work with the Portland School District on solutions if the school becomes overcrowded.



Fire Protection & Emergency Services

The West Hills Rural Area is served by four different fire and emergency services providers -- Multnomah County Rural Fire District # 20, Scappoose Fire District, Tualatin Valley Fire & Rescue, and Portland City Fire Bureau.

The Tualatin Valley Fire & Rescue District provides fire and emergency services to the Balch Creek and Bonny Slope areas. The area is served from two of the district's stations, the West Slope Station on Canyon Road and the Cedar Mill station located on Cedar Mills Blvd. at Highway 26. The district has sufficient apparatus to serve the area. The district will be studying the best methods for dealing with wildland fires within its boundaries, and will consider measures such as prohibition of wood shingle roofs and requiring minimum cleared areas around structures. The district also requests that the County coordinate development proposals within its boundaries with the district so as to ensure that adequate fire safety measures are incorporated into all new development.

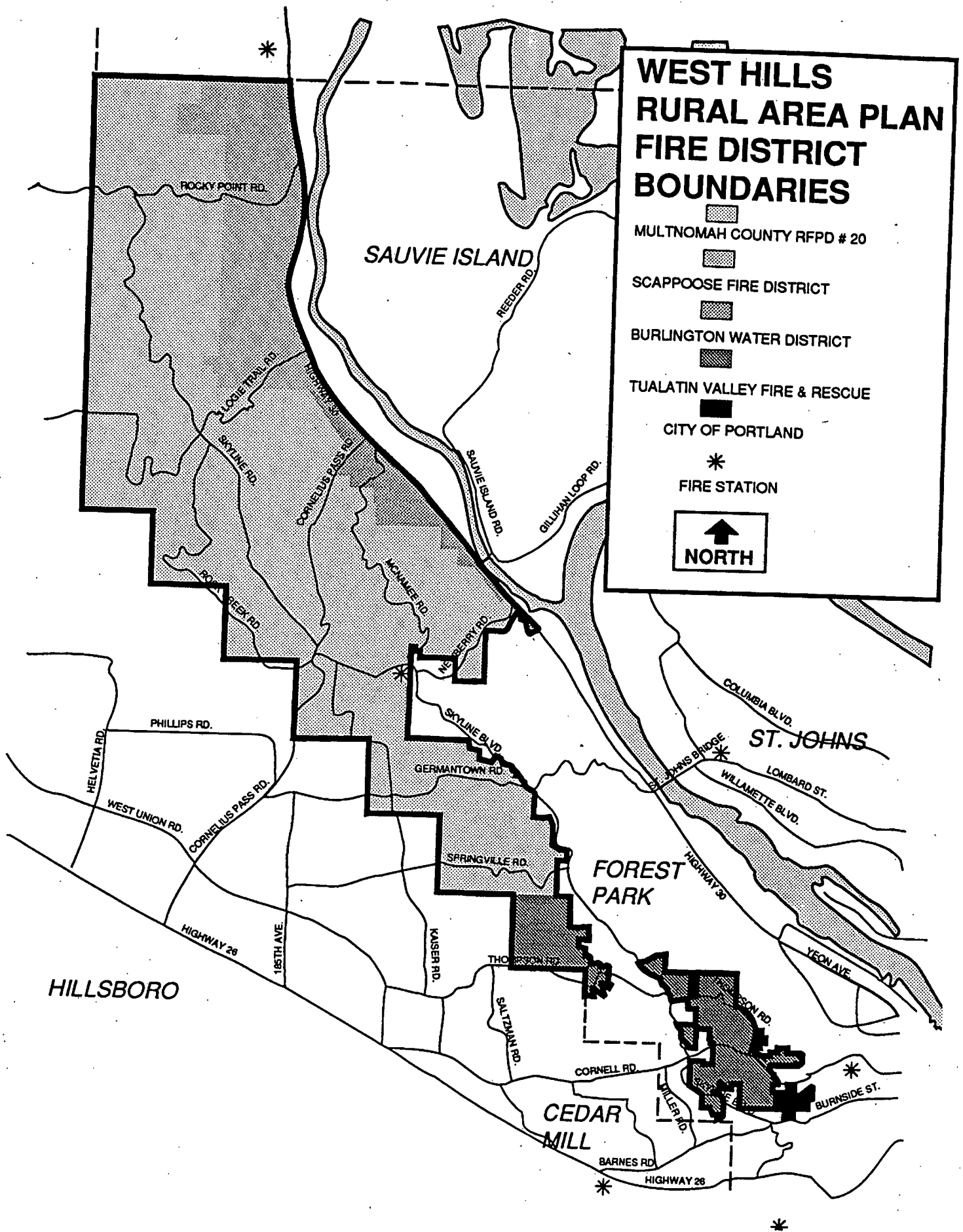
The Multnomah County Rural Fire District #20 serves about two-thirds of the West Hills from a station on Skyline Blvd. On July 1, 1995, it will merge with the Tualatin Valley Fire & Rescue District. The volunteer force will remain at the existing stations on Skyline Blvd.; the second station, on Johnson Rd. will be closed. The Tualatin Valley Fire & Rescue District plans to replace and add to the existing fire-fighting equipment, and eventually plans to move the existing station to a location more central to the area being served. Merger with the Tualatin Valley Fire & Rescue District will provide backup professional fire and emergency services to the area, and will provide more training and equipment for the existing volunteer force.

The Scappoose Fire District serves the northeastern portion of the West Hills Rural Area, from the County Line south to approximately Chestnut St., and approximately 1 1/2 miles inland. The District has three fire stations, one of which is located on Cleetwood Drive near Morgan Road in the West Hills. The District has 50 volunteers and two paid personnel. Equipment includes five engines with a combined capacity of 5,750 gallons, one 3,200 gallon water tender, two rescue units, two ambulances, three wildland firefighting units with a combined capacity of 1,500 gallons, and one command vehicle. The District has no identified problems providing service to the West Hills area.

The Burlington Water District provides fire protection services to land within its boundaries. Currently it contracts with the City of Portland to provide fire and emergency services. The Portland Fire Bureau services the Burlington area from Station # 22, located in St. Johns, with a response time to the area of 15-20 minutes. Due to the lengthy response time the district receives a low level of current services.

POLICY 12: Require proposed development in the West Hills to meet fire safety standards.

STRATEGY: Ensure that agencies responsible for fire protection in the West Hills Rural Area are provided an opportunity to comment on development applications prior to approval of the application.



Water Service

Only a small percentage of the West Hills Rural Area is served by a public water supply system. The Portland Water Bureau serves the Balch Creek area to the south, an area formerly served by the Sylvan Water District before it was incorporated into the Portland City System. However, the Bureau has no water lines in the Balch Creek rural area, and homes in this area are served by wells. The Burlington Water District receives its water supply from the City of Portland, via a pipeline along Highway 30. The District is bound by its bylaws to provide water service to any parcel within the district, however, the existing water distribution system is barely adequate to serve existing development and has little or no capacity to handle expanded water use.

The remainder of the West Hills is not served by any water district, and relies on groundwater for its supply. Local groundwater supplies within the West Hills are variable, but are generally limited due to the varied geology of the Tualatin Mountains. Currently, proposed development must show an adequate water supply quantity prior to approval of building permits. Permits requiring discretionary review are conditioned so as to require proof of an adequate water supply quantity prior to building permit issuance so that an applicant is not subject to the expense of drilling a well prior to approval of the conditional use. However, the County has no standards as to the quantity or source of the adequate water supply. Quality requirements are pursuant to Oregon Department of Environmental Quality standards for potable drinking water.

POLICY 13 Require proposed development to be supplied by a public water system with adequate capacity or a private water system with adequate capacity.

STRATEGY: Require a finding of adequate quantity of water available to a development project prior to final approval of the project, and clearly spell out a procedure which allows adequate public review of the proposed water source without requiring the project applicant to undergo excessive and possibly unnecessary expense.



STRATEGY: Work cooperatively with the Burlington Water District in ensuring adequate water supply to its customers.

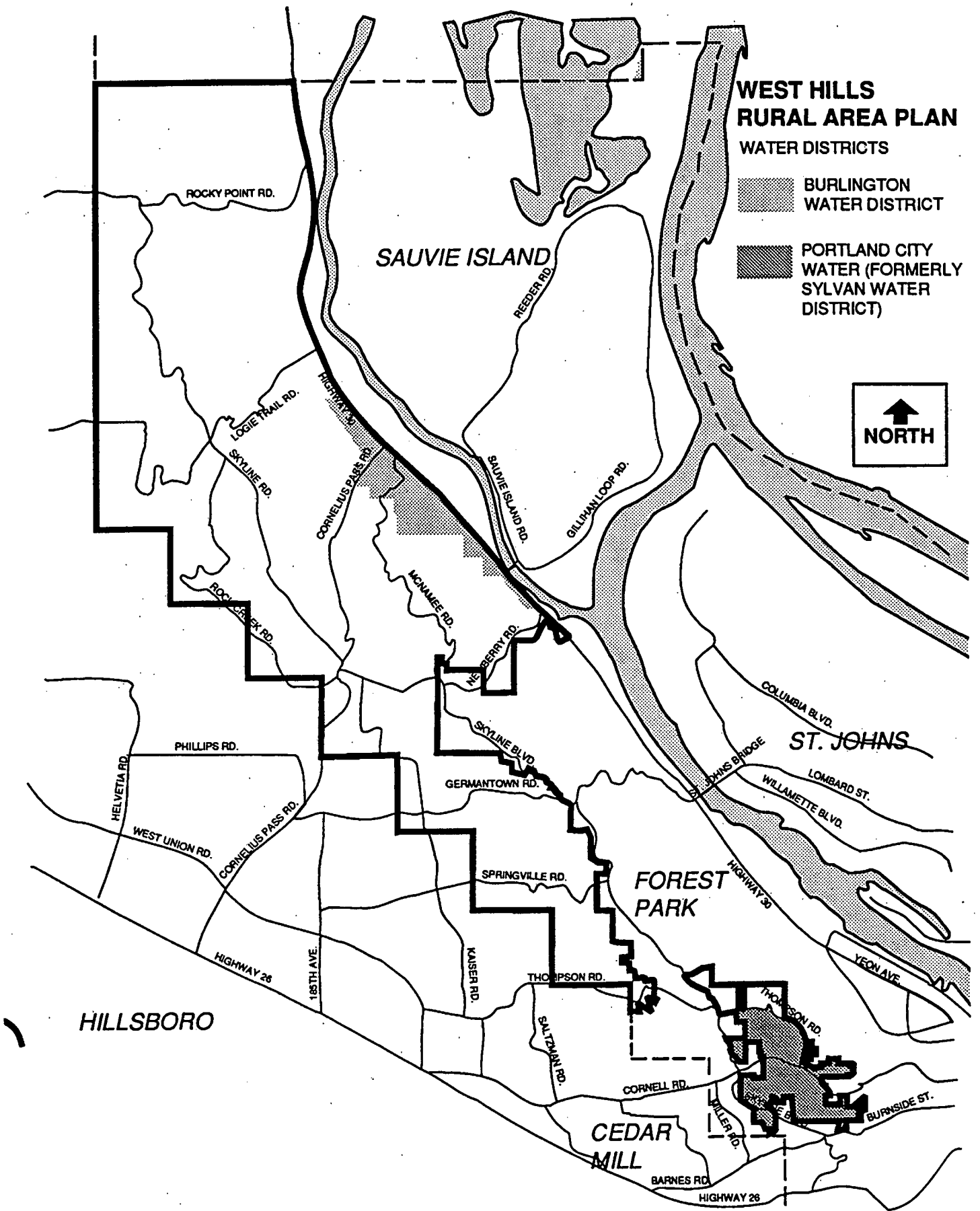
Sewage Disposal

All existing development within the West Hills Rural Area is served by private on-site sewage disposal systems. No public sewers are planned or contemplated for the area, due to its rural nature. Approval for proposed private sewage disposal systems is the responsibility of the City of Portland Building Bureau, which implements standards set forth by the Oregon Department of Environmental Quality. A number of different methods for on-site disposal of sewage effluent are available for consideration. The entire West Hills area has significant limitations to the use of septic systems, due to the shallow soil depths in the Tualatin Mountains.

A small portion of the Balch Creek area is within the urban limit line, and has land use design-

WEST HILLS RURAL AREA PLAN WATER DISTRICTS

-  BURLINGTON
WATER DISTRICT
-  PORTLAND CITY
WATER (FORMERLY
SYLVAN WATER
DISTRICT)



nations and zoning which anticipate provision of public sewer service. However, the City of Portland has determined that it does not intend to provide sewer service to any properties within the Balch Creek basin other than the Royal Highlands development within the City of Portland. This existing subdivision was served by a small treatment plant, but the plant has been replaced by a pumping station which pumps the effluent out of the Balch Creek basin and into a City of Portland sewer line to the south.

POLICY 14: Discourage public sewer service to areas outside of the Urban Growth Boundary and areas where public sewer service would accommodate inappropriate levels of development.

STRATEGY: Consider lowering the allowed density of urban residential land for areas within the Balch Creek basin which have no public sewer service.

Electricity and Telephone

No issues currently exist in the West Hills Rural Area regarding electrical or telephone service.

Police Protection

Police protection in the West Hills is provided by the Multnomah County Sheriff. The Sheriff's office is located at 122nd St. and Glisan St. in the Mid-County area. Currently the entire West Hills Rural Area is served by one patrolling officer at a time. Multnomah County has engaged in on-going discussions with the City of Portland as to the best way to provide police protection to the West Hills Rural Area, and these discussions will continue in the future.

PARKS AND RECREATION

GREENSPACES

The METRO Greenspaces Master Plan identifies much of the West Hills as a significant greenspace which should be protected through purchase or other means. Multnomah County's adopted Natural Areas Plan also identifies much of the West Hills as a significant natural area, mainly areas adjacent to Forest Park and in the Balch Creek Basin.

In order to make a small step towards implementing the METRO Greenspaces Master Plan and the Natural Areas Plan, the Multnomah County Parks and Recreation Division (now transferred to METRO) has over the past several years reviewed all land in the West Hills which is foreclosed by Multnomah County ownership as a result of tax delinquency. Parcels which are deemed to have potential for enhancing recreational and natural values have been retained by the County and will be transferred to the City of Portland or METRO rather than sold off. In addition, the Natural Areas Fund, which consists of money earned by the County from the sale of tax-foreclosed properties throughout Multnomah County, can be used to purchase land of recreational or natural value.

FOREST PARK

The West Hills Rural Area abuts in several areas onto Forest Park in the City of Portland. This 5,000 acre park is unique, since it is the largest natural park area within an incorporated city in the United States. Forest Park has a large influence on planning for the West Hills Rural Area. Protection of its integrity as a natural park amidst urban development, as home to numerous native plant and animal species, is a high priority for both the City of Portland and Multnomah County, as well as for neighborhood and conservation organizations. The City of Portland is currently preparing a Natural Resources Management Plan for Forest Park, which is designed to protect and enhance the natural qualities of the park.

The Natural Resources section of this (West Hills Rural Area) plan discusses various levels of significance and protection programs for significant natural resources in the West Hills. Many of these resources, particularly wildlife habitat, are significant in large part because they provide a contiguity to the north and west with Forest Park. Additionally, natural values associated with Forest and Macleay Parks also extend into the Balch Creek basin to the south and west.

Because of the rights of private property owners to make economic use of their property, full protection of Forest Park is only possible if the boundaries of the park are expanded by purchase of privately owned land -- this in turn is only possible if local jurisdictions and non-profit groups have the financial resources and make a policy choice to purchase private land-holdings in the West Hills.

Barring any large-scale purchase program, which would most likely require approval of a bond measure by local voters, several smaller-scale efforts are under way to add public lands to the

West Hills. Friends of Forest Park, a private group dedicated to preservation and enhancement of Forest Park, has purchased (with County assistance) a 38 acre parcel located between McNamee Road and Highway 30, north of the Angell Bros. quarry site. This parcel contains a significant old grove forest. To the south of this area is a series of land divisions creating lots in excess of 38 acres which have had conservation easements placed upon most of the land area excepting residential sites for each lot. These easements were obtained by the Friends of Forest Park and recorded with Multnomah County. While they do not prohibit resource-based uses of the land under easement, such as forestry, they do restrict items such as fencing, clearing for structures, containment of domestic animals, and other impacts associated with residential development.

POLICY 15: Maintain and enhance the recreational values of Forest Park and adjacent areas in concert with the City of Portland, METRO, and other agencies.

STRATEGY: Review lands which become available through tax foreclosure in the the vicinity of Forest Park and within the Balch Creek Basin for potential recreational use.

STRATEGY: Target key parcels needed for enhancement of Forest Park recreational values for acquisition through revenue from the Natural Area Fund.

STRATEGY: Coordinate management of acquired properties in the vicinity of Forest Park to preserve natural resource values consistent with the Natural Resource Management Plan to be approved by the City of Portland.

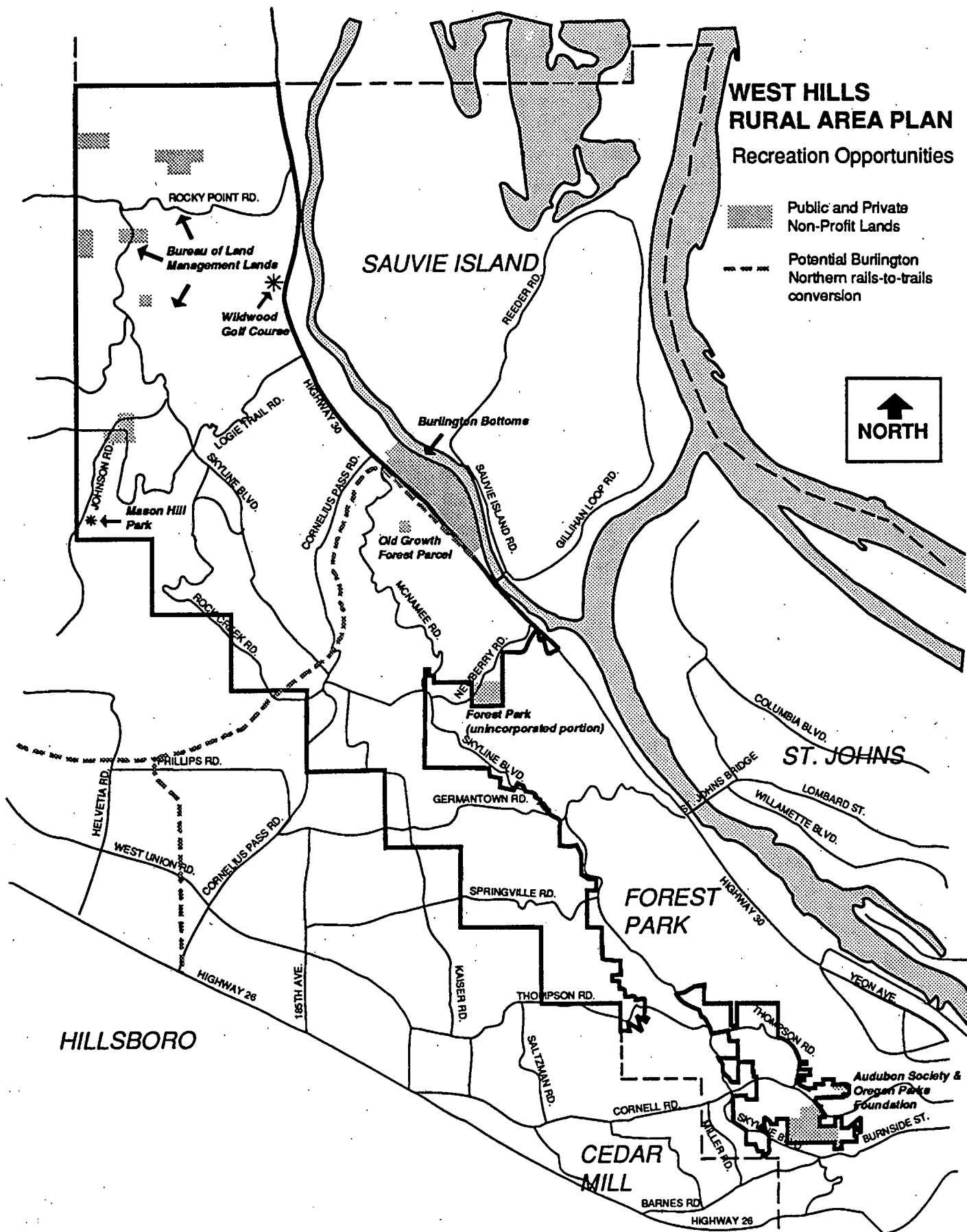
STRATEGY: Promote and provide incentives for voluntary use of conservation easements by property owners in lieu of purchase.

BALCH CREEK

The lower portions of the Balch Creek Basin are largely owned by the City of Portland, the Audubon Society, and the Oregon Parks Foundation. The Balch Creek unincorporated area is bounded on the west by Forest Park. However, most of the land in the upper portion of the Balch Creek basin is privately owned, and most of this area is designated and zoned as Commercial Forest Use. The County does not regulate forest practices on these lands, and thus commercial forestry is bound only by the Oregon Forest Practices Act. Any program to fully protect the Balch Creek basin in its natural state must consider the need to purchase privately-held lands within the Balch Creek basin. Such an option is possible only if local jurisdictions and non-profit groups have the financial resources and make a policy choice to purchase private landholdings in the Balch Creek area.

OTHER RECREATIONAL FACILITIES

Since the West Hills is a rural area, it contains no traditional "urban" neighborhood parks. The only established County Park within the West Hills Rural Area is Mason Hill Park, a one acre plot of land at the intersection of Johnson and Munson Roads. This park, site of the original



Mason Hill Schoolhouse, has no off-street parking, and the only facilities on the site consist of a covered picnic table and an outhouse.

One major private recreational facility exists in the West Hills Rural Area: the Wildwood Golf Course. The course, opened in 1991, was previously operated from the 1920's until 1971. It has 9 holes on approximately 116 acres, with a total play yardage of 2,935. The course has considered expansion to 18 holes, but such an expansion would occur to the east of Highway 30, between the Highway and Multnomah Channel.

The United States Bureau of Land Management (BLM) owns approximately 643 acres of land in the northern portion of the West Hills, divided into six non-contiguous parcels. Currently the lands are managed for timber production, but with greater consideration for other resource values such as water quality and wildlife habitat than is required by the Oregon Forest Practices Act. The BLM has not considered public recreational uses of these properties to date due to their remote nature in the Dixie Mountain area.

RECREATIONAL TRAILS

Two significant regional recreational trails efforts may have an impact on the West Hills. The Greenway to the Pacific project, coordinated by METRO, is just completing a Concept Plan (Phase 1) which looks at six broad corridors for a recreational trail route between the Portland Metropolitan Area and the Coast Range and Pacific Ocean. Two of these conceptual corridors affect the West Hills: 1) the "Columbia Blue Way" corridor which would link Astoria to Portland, and 2) the "Vernonia Loop" corridor, which would build upon the existing Banks-Vernonia State Linear Park trail to the west, and connect this with Portland through the West Hills. Both conceptual corridors are several miles wide, so no specific route alignments are being considered in Phase 1. Phase 2 of the project, scheduled for 1994 through 1996, would review the corridors and result in the adoption of specific corridor and trail routes. Phase 3, development of the trail, would not begin until at least 1996.

A new regional trails effort is looking at the Burlington Northern right-of-way from Highway 30 through Cornelius Pass to Washington County. Burlington Northern has given notice of an intent to abandon the right-of-way within the next several years. METRO is organizing a committee to review the feasibility of converting the rail corridor into a bicycle or hiking trail. Studies will be ongoing over the next several years. METRO and Multnomah County must address several clear problems before conversion of the right-of-way to a trail, including burned or decaying trestles, use of the Cornelius Pass tunnel, and impacts to adjacent property owners and residents.

POLICY 16: Support and promote the placement of links within a regional trail system for use by pedestrians, equestrians, and bicyclists.

STRATEGY: Support and participate in the feasibility studies for the conversion of the Burlington Northern Cornelius Pass line into a recreational trail, which will provide a regional trail for the Portland Metropolitan area; consider its impacts on adjacent properties and include affected property owners in discussions on all

phases of the project.

STRATEGY: If the Greenway to the Pacific project locates a trail alignment in the West Hills, do not obstruct METRO's acquisition of the right-of-way for such a facility and review development proposals along the trail alignment for compatibility with the proposed trail.

POLICY 17: Consider and mitigate the impact on adjacent private properties of all proposed recreational facilities.

ENVIRONMENTAL QUALITY

AIR QUALITY

No significant issues regarding air quality, other than those which affect the Portland Metropolitan Area as a whole, have been identified in the West Hills. Odors from an agricultural processing operation at the southern end of Sauvie Island do affect areas along Highway 30 and Newberry Road. The Oregon Department of Environmental Quality has jurisdictional authority to address this issue.

NOISE

No significant issues regarding noise impacts have been identified in the West Hills. The existing Angell Brothers Quarry operation produces significant amounts of noise from its mining and crushing operations, but this noise is well contained within the 400 acre site.

WATER QUALITY

Tualatin River Basin

The west side of the West Hills Rural Area Plan is within the Tualatin River Basin. While this approximately 7,500 acres is less than 2% of the the 698 square mile Tualatin River drainage basin (most of the remainder is within Washington County), the West Hills does include important and significant headwater areas for Rock Creek, McKay Creek, and Bronson Creek. The Tualatin River has been identified by the Oregon Environmental Quality Commission as a water body with degraded water quality due to the presence of excessive phosphorous and ammonia-nitrogen in the river's waters. These nutrients are the primary factors in the growth of algae in the Tualatin River, which depletes oxygen-levels within the waters, which in turn results in the loss of fish and aquatic life, increased water turbidity, and increased noxious odors. Total Maximum Daily Loads (TMDL's) have been mandated for these elements. Multnomah County is subject to a compliance order and schedule issued by the Oregon Department of Environmental Quality in order to achieve the TMDL's.

In order to address State requirements, Multnomah County has adopted a "Tualatin River Basin Nonpoint Source Control Watershed Management Plan" (January, 1992). Since the high ammonia-nitrogen levels in the river are primarily due to the discharge from sewer treatment facilities within Washington County, the Multnomah County document focuses on control of phosphorous discharge into Tualatin River tributaries. However, the Best Management Practices summarized in the document apply to all potential sources of pollutants into the drainage system. At this time, on-going compliance with these practices by agricultural operations and rural residences is voluntary, with the County conducting an education program to make residents aware of the need maintain the quality of water running off into the drainage basin.

Studies of streams within the West Hills conducted as part of the Goal 5 analysis of significant

streams (see discussion under Natural Resources) has shown that agricultural practices have a significant negative impact upon the water quality of streams in the West Hills, particularly those streams which flow westerly into the Tualatin River Basin. Multnomah County has received a recommendation from the METRO Parks and Greenspaces Division that new agricultural activities should be prohibited by the zoning code within 100 feet of any stream in the West Hills. Regulation of agricultural practices through zoning is permitted by Oregon statute, but no County zoning ordinance in Oregon currently regulates agricultural practices. To some extent, regulation or prohibition of rural agricultural operations runs counter to Oregon Statewide Planning Goal 3, which encourages maintenance of rural lands with good soils for agriculture in order to allow Oregon's agricultural economy to grow and to provide protection for farmers from the pressures of urbanization. An alternative to mandatory zoning regulations is the pursuit of a voluntary educational program in conjunction with the Soil Conservation Service and the West Multnomah Soil and Water Conservation District which would encourage farmers to apply stream protection measures which would benefit both agriculture and stream water quality in the West Hills.

Multnomah County requires any non-agricultural development proposal within the Tualatin Basin to receive a Grading and Erosion Control permit, pursuant to Section 11 .15.6700 et. seq. of the Multnomah County Zoning Ordinance. The Ordinance contains specific standards for grading and erosion control measures, and also requires all development to meet standards set forth in the "Erosion Control Plans Technical Guidance Handbook" issued in 1991 by the City of Portland, and also in the "Surface Water Quality Facilities Technical Guidance Handbook" issued in 1991 by several local agencies including the City of Portland and the Washington County Unified Sewerage Agency.

POLICY 18: Use voluntary measures to decrease the negative impacts of some agricultural practices upon water quality in area streams.

STRATEGY: Do not institute zoning regulation of agricultural practices to protect streams at this time – instead pursue a voluntary educational program jointly with the U.S. Natural Resources Conservation Service and the West Multnomah Soil and Water Conservation District.

Drainage into Multnomah Channel

The drainages on the east side of the Tualatin Hills which drain into Multnomah Channel run through steep terrain with significant erosion potential (see discussion under Hazards). Runoff from these drainages has the potential to impact Multnomah Channel and the Rafton Tract (Burlington Bottoms), both of which are identified by the Multnomah County Comprehensive Plan as significant wetlands. In order to control erosion, all site grading proposals in this area which propose to disturb more than 50 cubic yards of soil, or which add more than 50 cubic yards of fill, or which obstruct or alter a drainage course, or which take place within 100 feet of the bank of a watercourse must obtain a Grading and Erosion Control permit. Any proposed development which is located on steep slopes (greater than 25%) or within an identified and mapped slope hazard area must also obtain a Hillside Development Permit. In addition, all development located within 300 feet of a significant stream (see discussion under Natural

Resources) must obtain a Significant Environmental Concern (SEC) permit. A series of standards by which to consider approval of the permit are contained within the ordinance.

While clearing for agricultural purposes would have a negative impact upon these drainages due to the steep terrain, soils in this area are not suitable for agricultural operations, and thus little or no clearing for such purposes is expected.

POLICY 19: Protect water quality in areas adjacent to Multnomah Channel through control of runoff from West Hills Rural Area streams.

STRATEGY: Revise the ESEE analysis and protection program for Burlington Bottoms to include discussion of water quality impacts from West Hills drainages into this wetland, and adopt appropriate zoning ordinance amendments to protect water quality in Burlington Bottoms.

STRATEGY: During the Sauvie Island/Multnomah Channel Rural Area Plan preparation, review ESEE analysis and protection program for Multnomah Channel to include discussion of water quality impacts from West Hills drainages into the channel, and adopt appropriate zoning ordinance amendments to protect water quality in Multnomah Channel.

Balch Creek

Balch Creek drains into the Willamette River. Its upper reaches from Macleay Park in the City of Portland are in relatively natural condition. Balch Creek and its tributaries have been the object of considerable study by the City of Portland, in both the Balch Creek Watershed Protection Plan (Portland Planning Bureau) and the Balch Creek Watershed Stormwater Management Plan Background Report (Portland Bureau of Environmental Services).

The Stormwater Management Plan contains extensive data on water quality within the Balch Creek watershed. The data show that Balch Creek has generally good water quality when compared with similar streams adjacent to urban areas, but the stream does have high levels of phosphorous (similar to the Tualatin Basin), and has significantly elevated levels of sedimentation during storm events, which indicates problems with soil erosion. Events of mass erosion have occurred periodically in the watershed, as recently as February 1992. Also, ongoing surface erosion from roads and residential housing development have negative impacts on water quality in the basin. Since soils in the Balch Creek basin are unsuitable for agricultural activities, little or no impact from such activities has occurred, or is expected to occur.

The City of Portland has protected the portions of the Balch Creek basin within city limits with an environmental overlay zone. This overlay zone is applied to protect the City's inventoried significant natural resources and their functional values. Two subzones exist: 1) the Environmental Protection (EP) overlay zone, which is applied to areas where the City has determined the natural resource to be of such significant value that almost all development would have a detrimental impact; and 2) the Environmental Concern (EC) overlay zone, which

is applied to areas with high functional values where the City has determined that development may be allowed if adverse impacts are mitigated.

While these zones are mainly designed to protect Natural Resources identified under Goal 5 of the Oregon Statewide Planning Program, they also contain a requirement that all proposed development within these zones comply with the City's Erosion Control Plans Technical Guidance Handbook (for ground disturbing activity under 1,000 square feet), or prepare a site-specific Erosion Control Plan (for ground disturbing activity greater than 1,000 square feet).

Additionally, Portland has adopted specific water quality measures which affect areas with environmental overlay zoning in the Balch Creek basin. All development-related earth-disturbing activities must take place between May 1 and September 30. Proposed development may not increase the amount of flow in Balch Creek through Macleay Park and the Northwest Industrial Area. And site clearing must be the minimum necessary for construction. Significantly, forest practices (logging) are regulated by the Environmental Overlay Zone, due to the fact that forest practices may be regulated inside the Urban Growth Boundary of cities.

Multnomah County currently protects water quality in the Balch Creek Basin with a requirement that all development activities (with a few exceptions, most notably forest practices) obtain a grading and erosion control permit. Any proposed development which is located on steep slopes (greater than 25%) or within an identified and mapped slope hazard area must also obtain a Hillside Development Permit. The County's ordinance also requires all development-related earth-disturbing activities take place between May 1 and September 30, and requires submittal of a specific erosion control plan for all development activities. Balch Creek is also a protected stream (see Natural Resources section) with any development activities within 300 feet of its banks requiring approval of a Significant Environmental Concern (SEC) permit.

POLICY 20: Develop and maintain consistent regulations for significant streams under the jurisdiction of both the City of Portland and Multnomah County.

POLICY 21: Use hillside development and erosion control standards to control the effects of nonpoint runoff into streams from sources such as roadways, parking areas, and farms.

Ground Water Quality

No major issues concerning ground water quality have been identified for the West Hills. Monitoring of six in-stream sites in the Tualatin River basin has indicated that normal background levels of phosphorous in these streams, which are fed mainly by groundwater, are higher than the current threshold for TMDL's mandated by the Oregon Department of Environmental Quality (See discussion of ground water supply under discussion of Public Facilities and Services).

NATURAL HAZARDS

Flooding

The Federal Emergency Management Agency (FEMA) requires local communities to maintain and enforce minimum floodplain management standards in order to be eligible to participate in the National Flood Insurance Program (NFIP). FEMA accepted floodplain maps compiled by Multnomah County in 1980.

Only one small area within the West Hills is mapped as a flood hazard area. This area is located along a major tributary of Rock Creek to the south of Germantown Road and to the east and west of Kaiser Road. The area within the 100-year flood area is designated as a Flood Hazard Area, and, pursuant to the Multnomah County Zoning Ordinance, any new construction or substantial improvement to existing construction must meet a set of requirements set forth in the ordinance to ensure safety from flood hazards.

Groundwater Levels

There are no areas in the West Hills identified as having a high water table, defined as eight or less feet below the ground surface. High water table areas are generally low-lying and gently-sloped — the West Hills is characterized by steep slopes and hilly, rugged terrain.

Foundation Conditions

Foundation conditions refers to how a soil might shrink or swell due to various factors. The ability of a soil type to shrink or swell is affected by moisture, internal drainage, susceptibility to flooding, and the soil's density, plasticity, mineral composition, and texture. Unstable soil conditions in Multnomah County are mapped in the Soil Conservation Service 1983 Soil Survey and in a geological hazards study commissioned by Multnomah County in 1978.

Foundation limitations are rated as severe in approximately 95% of the West Hills. The remaining areas are rated as moderate, and no areas are rated as having slight foundation limitations. Along with other factors, foundation conditions are considered in the mapping of Slope Hazard areas by Multnomah County.

Soil Erosion

Areas subject to soil erosion have been inventoried for the County by the 1983 Soil Conservation Service Study of Multnomah County soils. Soils along the east face of the Tualatin Mountains, draining into Multnomah Channel, are generally subject to severe soil erosion potential, while soils on the west face, draining into the Tualatin river watershed, have moderate or slight soil erosion potential. Along with other factors, soil erosion potential is considered in the mapping of Slope Hazard areas by Multnomah County.

Mass Movement

Mass movement refers to the movement of a portion of the land surface down slope. This includes rock falls, rock slides, and landslides. Susceptibility to mass movement is directly related to two factors -- soil type and steepness of slope. Areas along the east face of the Tualatin Mountains, draining into Multnomah Channel, are generally highly susceptible to mass movement, as is borne out by evidence of historic landslides in this area. Areas along the west face, draining into the Tualatin watershed, are moderately susceptible. Along with other factors, mass movement is considered in the mapping of Slope Hazard areas by Multnomah County.

Seismic Hazards

The Portland area has a complex tectonic structure which includes faults that may be associated with past earthquake activity. There is growing indirect evidence that the Portland Hills lineament may be capable of producing earthquakes. This lineament shows up on State maps as a trend, from near the coast north of Astoria through Portland and into Central Oregon. The approximate location of the epicenter of Portland's 1962 earthquake (5.2 on the Richter scale) was at Holbrook, in the vicinity of Highway 30 and Logie Trail Rd.

Seismic monitoring stations were installed in the Portland area in 1980. The U.S. Geologic Survey (USGS) and the Oregon Department of Geology and Mineral Industries (DOGAMI) are currently producing maps delineating the regional geology and potential for ground motion in the Portland Metropolitan Area. To date, the only portion of the West Hills which has been mapped is a part of the Balch Creek basin. The mapping project grades earthquake hazards into four categories, "A" (greatest hazard) through "D" (least hazard). Most of the Balch Creek area is designated as Zone "C", with areas of higher hazard ("B" and "A") located generally along Cornell and Thompson Roads. The County has no mitigation program for seismic hazards at this time due to the lack of information on the remainder of the West Hills. Most likely, any mitigation program will be implemented through the enforcement of revised building codes which strengthen structures against seismic activities.

POLICY 22: Protect against seismic hazards to structures and ground areas susceptible to upset.

STRATEGY: Work with the City of Portland to implement appropriate building code revisions for areas of greatest seismic hazard, when information on the location of such areas becomes available.

Slope Hazard Areas

Based upon information available relating to steepness of slope, soil type, foundation conditions (shrinking and swelling), soil erodibility, and potential for mass movement, an overlay of slope hazard areas within the West Hills was prepared for Multnomah County by Shannon and Wilson in 1978. These areas are subject to the provisions of the Hillside Development and Erosion Control Zoning Overlay of the Multnomah County Zoning Ordinance. Except for

specifically exempted activities, all development, construction, or site clearing in identified slope hazard areas, as well as all areas with average slopes in excess of 25%, must obtain a Hillside Development Permit. Issuance of a Hillside Development permit requires all standards of the Grading and Erosion Control provisions of the Zoning Ordinance to be met, and in addition requires preparation of a geotechnical report for the proposed activity.

POLICY 23: Protect lands having slopes greater than 25% from inappropriate development.

STRATEGY: Revise the Multnomah County Comprehensive Framework Plan to designate lands with average slope greater than 25% as having development limitations. This action will resolve an inconsistency between the Comprehensive Framework Plan and the Hillside Development Overlay provisions of the Multnomah County Zoning Ordinance.

NATURAL RESOURCES

All natural resources identified in the West Hills Rural Area Plan have been analyzed pursuant to Goal 5 of the Oregon Statewide Planning Program.

SCENIC VIEWS

Multnomah County has determined that the east face of the Tualatin Mountains is an outstanding scenic backdrop when viewed from Highway 30, Sauvie Island, Multnomah Channel, and the Willamette River. It provides valuable scenery to travelers and provides an outstanding contrast between the developed urban areas of Portland and the natural beauty of the forested hills. It is important to note that the outstanding scenic qualities of the West Hills derive solely from the vantage points below -- views from the West Hills outward, or within the West Hills itself, are not judged to be outstanding and thus are not protected beyond the protection afforded by continuing rural zoning and development standards.

However, analysis of the economic, social, environmental, and energy consequences of the conflicts between scenic views and other allowed uses and Goal 5 resources indicate that Scenic Views should not be protected at the expense of prohibiting these other uses. In addition, forest practices (logging) are not regulated by the County, so most of the alterations to the scenic landscape will go on unchecked by scenic considerations. Therefore, Multnomah County has proposed a standard for judging uses which conflict with scenic views which requires the conflicting use to be visually subordinate* to the surrounding landscape.

POLICY 24: Balance protection of scenic views with flexibility of use by property owners.

STRATEGY: Do not preclude or prevent building on any lot because of scenic considerations.

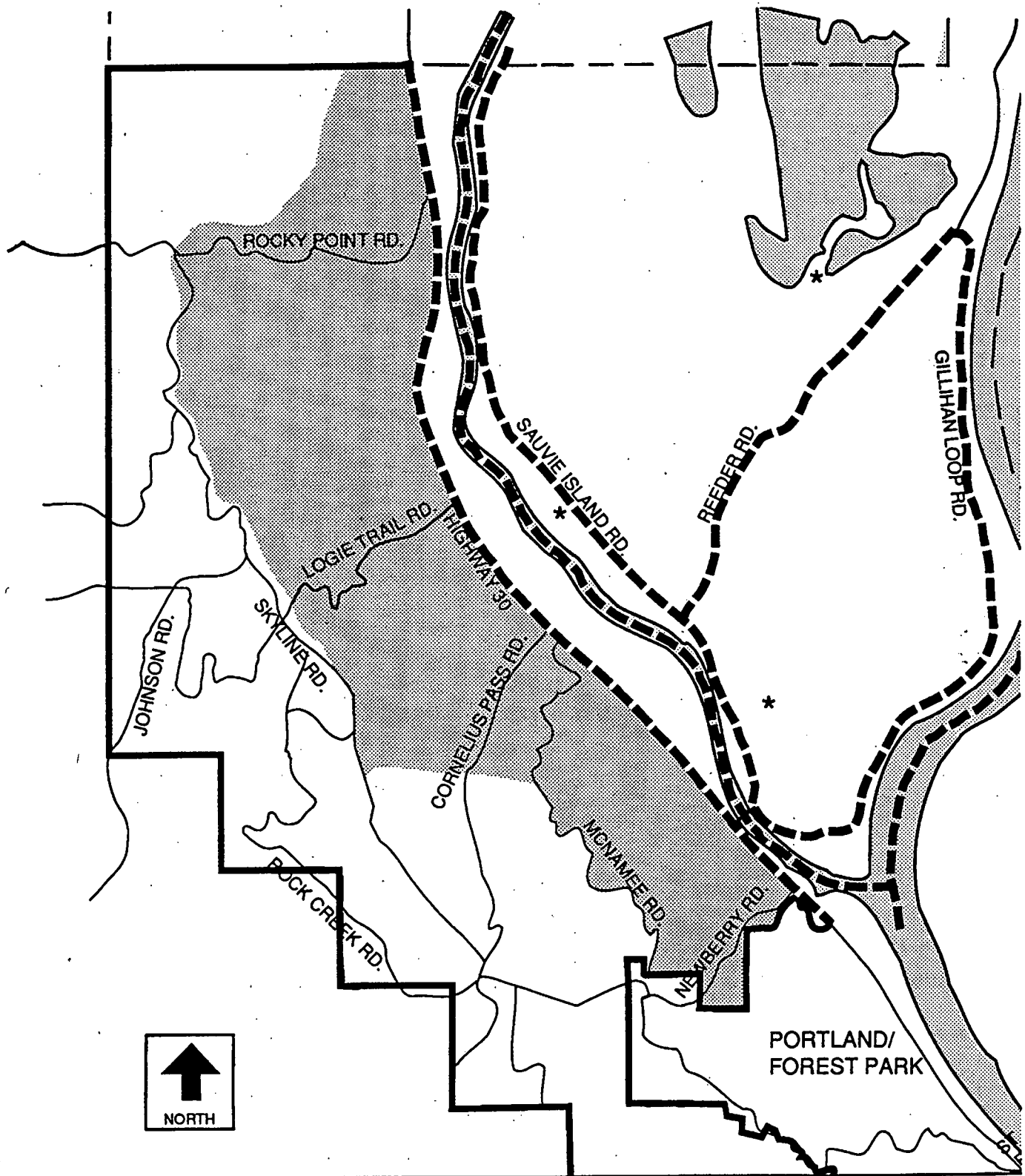
STRATEGY: Allow placement of residences so that a view from the property is possible as long as the proposed development is visually subordinate.

STRATEGY: Regulate the use of reflective glass in scenic areas.

STRATEGY: Require industrial uses to meet the same siting standards as residential development in order to protect scenic views.

STRATEGY: Work with the Oregon Department of Forestry to better protect scenic views from the negative impacts associated with timber harvesting.

* "Visually subordinate" is defined as development that does not noticeably contrast with the surrounding landscape, as viewed from an identified viewing area. Development that is visually subordinate may be visible, but is not visually dominant in relation to its surroundings.



WEST HILLS SCENIC RESOURCES



SIGNIFICANT AREA



KEY VIEWING AREA



KEY VIEWING CORRIDOR

STRATEGY Provide incentives for development compatible with significant scenic views.

STREAM RESOURCES

Based upon the five criteria for determining significant streams outlined in Policy 1 6-G of the Multnomah County Comprehensive Framework Plan (economic value, educational value, recreational value, public safety value, and natural areas value), 17 streams or stream systems have been determined to be significant. The following list summarizes the important values of each significant stream or stream system:

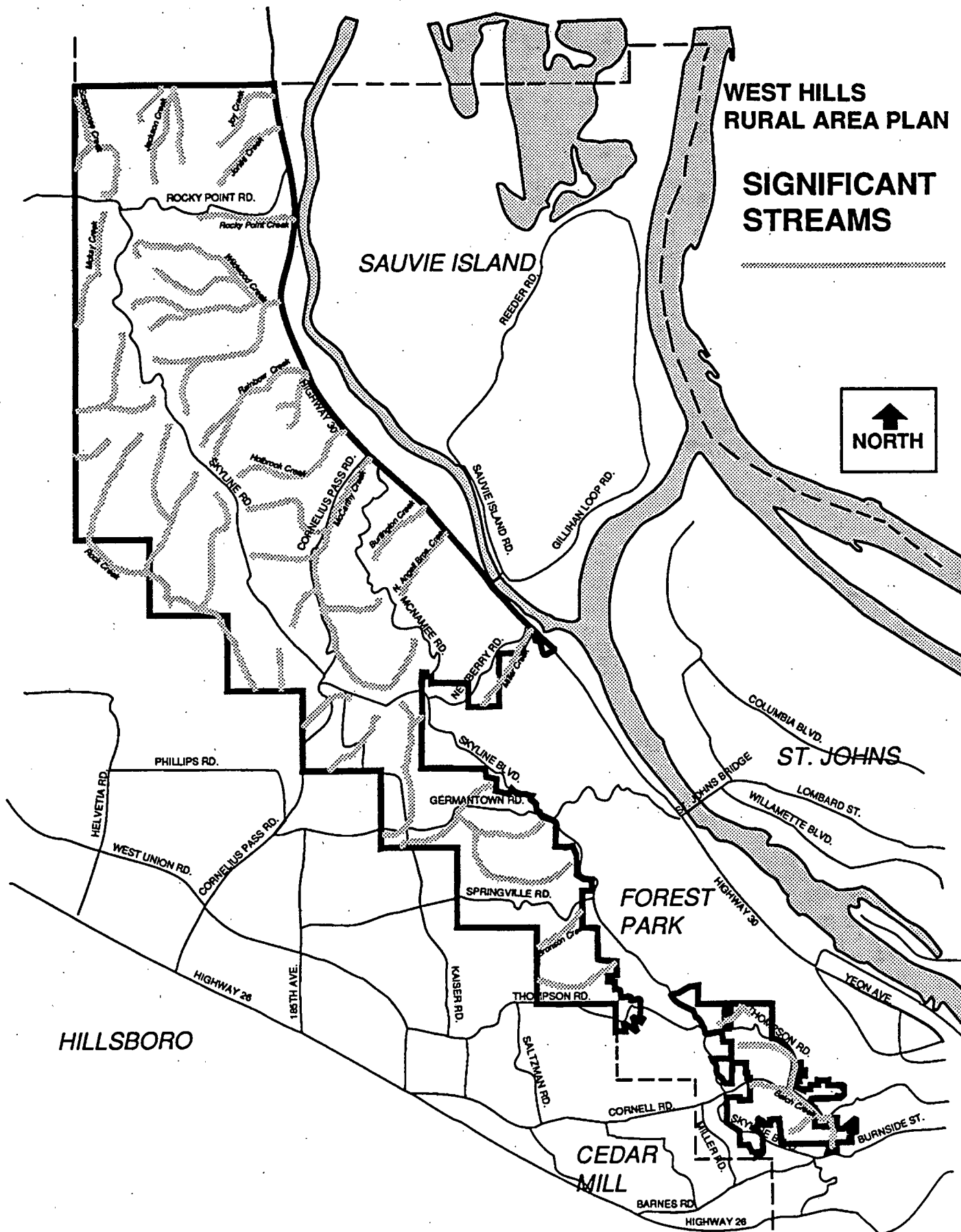
Rock Creek	Economic, Educational, Recreational, Public Safety, Nat. Area
Balch Creek	Economic, Educational, Recreational, Public Safety, Nat. Area
"Wildwood" Creek	Economic, Recreational, Public Safety, Natural Area
Miller Creek	Economic, Recreational, Public Safety, Natural Area
Jackson Creek	Economic, Public Safety, Natural Area
Joy Creek	Economic, Public Safety, Natural Area
Jones Creek	Economic, Public Safety, Natural Area
Rocky Point Creek	Economic, Public Safety, Natural Area
Scappoose Creek	Economic, Public Safety, Natural Area
"Rainbow" Creek	Economic, Public Safety, Natural Area
Bronson Creek	Economic, Public Safety, Natural Area
"N. Angell Bros" Crk	Recreational, Public Safety, Natural Area
McKay Creek	Public Safety, Natural Area
"Holbrook" Creek	Public Safety, Natural Area
McCarthy Creek	Public Safety, Natural Area
Saltzman Creek	Recreational
"Burlington" Creek	Recreational

Analysis of the economic, social, environmental, and energy consequences of the conflicts between significant streams and other allowed uses and Goal 5 resources indicate that for rural areas such as the West Hills strong protection measures can be put into place to protect streams which will still allow conflicting uses on other parts of the large lots. Therefore, a 300-foot wide buffer area on each side of each protected stream will be protected by the Significant Environmental Concern (SEC) zoning overlay. The 300 foot distance is justified by analysis which shows that the maximum width of the riparian zone along any West Hills streams is approximately 300 feet, and work by the Washington Department of Ecology which shows that a 300 foot buffer will provide adequate wildlife habitat. Development will be allowed within this 300 foot area only if it can demonstrate that it will have no net impact on the functional characteristics, or values of the stream. Detailed maps of this 300-foot riparian zone are available at the offices of the Planning Division.

Agricultural uses were shown by the Goal 5 analysis to have negative impacts upon some significant streams in the West Hills. Regulation of agricultural activities to protect significant streams is feasible under State law. However, it is not desirable or necessary for the County to institute regulations for agricultural activities and practices in the West Hills, for the following reasons:

WEST HILLS RURAL AREA PLAN

SIGNIFICANT STREAMS



1. Only a small percentage of the West Hills rural area is suitable for agricultural practices because of topography and soil type. Most streams are not, and will not be affected by, agricultural practices.
2. Regulation of agricultural activities and practices would require a major effort by Multnomah County in order to study and adopt appropriate regulatory mechanisms and would require significant expenditure in order to enforce them. This effort may not provide sufficient benefits to justify its expense.
3. Agriculture is one of the two predominant resource-based uses (forestry is the other) allowed on rural lands in Oregon — the prime reason for protection of such lands is for their continued resource use. The regulatory burden of mandatory restrictions would significantly undercut this agricultural use, and would be considered onerous by many if not most farmers.
4. The U.S. Soil and Water Conservation Service and the West Multnomah Soil and Water Conservation District have as one of their primary missions the promotion of sound agricultural practices which protect streams from degradation due to agricultural activities and practices.

Similarly, although forestry has significant impacts upon significant streams, Multnomah County has no regulatory authority to prohibit or regulate forestry on Commercial Forest lands (such authority is theoretically possible if the County can justify an "exception" to Goal 4 -- Forest Lands of the Statewide Planning Program -- but such an "exception" would be difficult if not impossible to justify) and regulation of forestry on "exception" lands (rural residential & multiple use agriculture) would require the County to implement and enforce its own forest management guidelines, which would apply to only 10% of the West Hills. Recent improvements to the Oregon Forest Practices Act significantly increase protections for streams within the West Hills, and make County regulation of forestry in this area even less necessary.

Multnomah County conducted an inventory of West Hills streams in 1994. While the survey was intended to be comprehensive, a large rural area such as the West Hills contains a diversity of streams, some of which may not be mapped on source materials such as United States Geological Survey maps used by Multnomah County as a source database for inventory work. It is important for Multnomah County to consider new information regarding additional significant streams in a timely manner. An example of an area needing further survey work lies in the Joy Creek watershed.

POLICY 25: Balance protection of significant streams with flexibility of use by property owners.

STRATEGY: Minimize runoff from roads, particularly from County road clearing processes.

STRATEGY: Encourage "friends of" individual streams to educate people about best management practices necessary to protect streams.

STRATEGY: Work with the Oregon Department of Forestry to better protect significant streams from the negative impacts associated with timber harvesting.

STRATEGY: Work with the local Soil and Conservation Districts to educate farmers about sound farming practices which also protect significant streams.

STRATEGY: Provide Incentives for development compatible with significant streams.

STRATEGY: Consider additional streams for significance and protection if requested by a property owner or other interested party.

WILDLIFE HABITAT

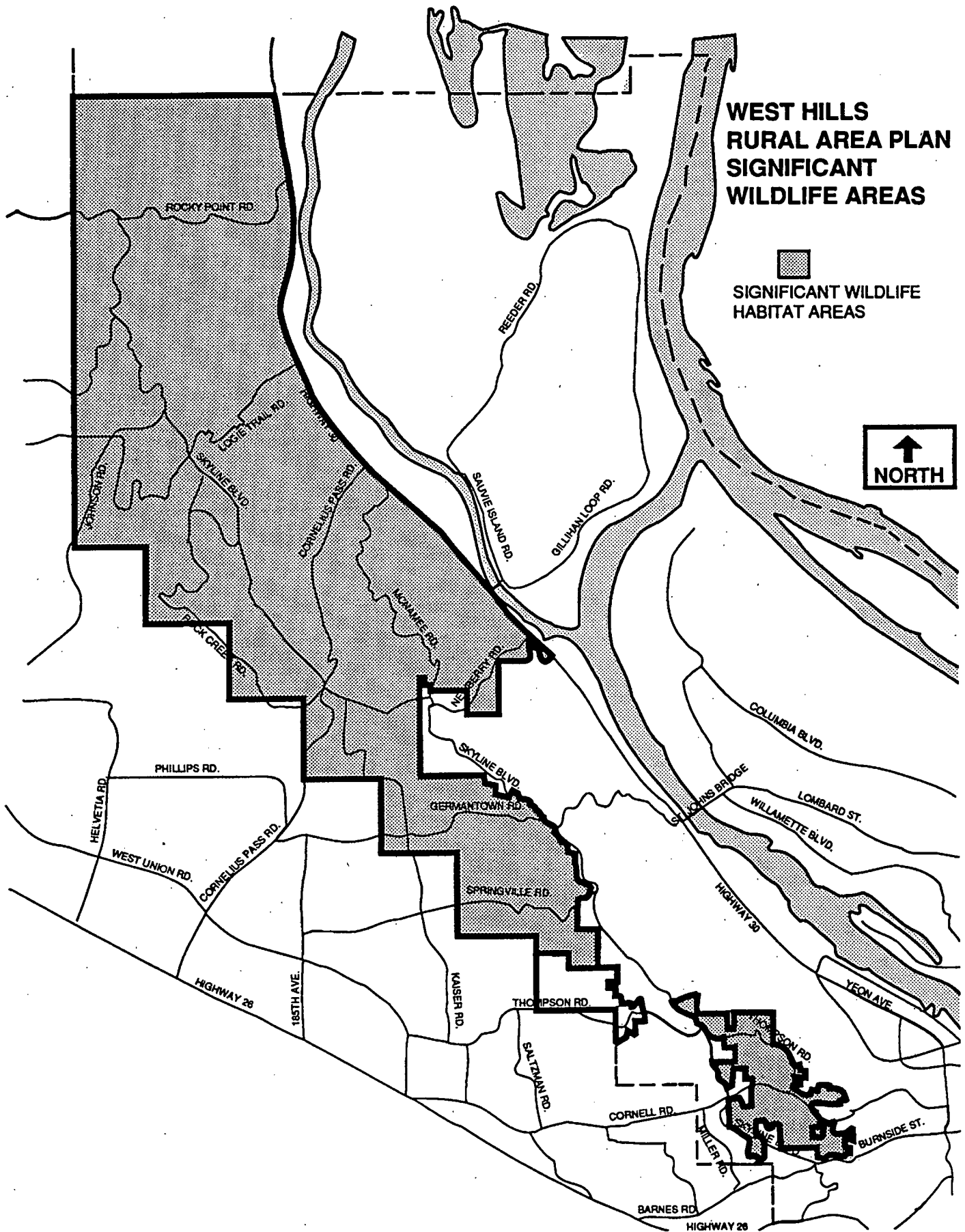
Wildlife Habitat has been identified as a significant Goal 5 resource in the West Hills. All of the West Hills, excepting a small area consisting of the Bonny Slope subdivision along Laidlaw Road and adjacent areas, has been determined to be significant wildlife habitat, because it is all part of an ecosystem which supports a diverse wildlife population relatively undisturbed by the rural levels of development in the West Hills. This ecosystem is part of a larger system which includes Forest Park to the south and east and natural areas in Washington and Columbia Counties, stretching eventually to the Oregon Coast Range, on the north and west. Forest Park is especially dependent upon a natural connection to the West Hills in order to retain the diversity of wildlife which makes the park a unique recreational facility not only in Portland, but throughout the United States. It should be noted that the Balch Creek area is also an integral part of this wildlife habitat resource, because it is adjacent to Forest Park and is also close to the Portland metropolitan area, and also because it has been demonstrated by the City of Portland that it has significant wildlife habitat values. The existence of the Portland Audubon Society lands and other adjacent parcels owned by the Oregon Parks Foundation are testament to Balch Creek's wildlife habitat value.

Analysis of the economic, social, environmental, and energy consequences of the conflicts between significant wildlife habitat and other allowed uses and Goal 5 resources indicate that for rural areas such as the West Hills wildlife habitat protection measures can be implemented which will still allow conflicting uses on portions of large lots. Therefore, the Significant Environmental Concern (SEC) overlay zone for wildlife habitat in the West Hills will rely on siting guidelines and mitigation plans to limit the location of a conflicting use on a lot, but not prohibit the conflicting use entirely.

Agriculture and forest practices are not appropriate for regulation to protect wildlife habitat for reasons similar to those discussed under Streams above.

POLICY 26: Balance protection of wildlife habitat with flexibility of use by property owners.

STRATEGY: Enforce existing animal control restrictions on free-ranging domestic pets which can have a negative impact on wildlife.



STRATEGY: Encourage fencing which allows wildlife to pass through.

STRATEGY: Encourage clustering of development to minimize conflicts with wildlife.

STRATEGY: Develop programs to educate people about how wildlife habitat can co-exist with other uses on private property.

STRATEGY: . Continue to collect data and information on the status of wildlife and wildlife habitat in the West Hills.

STRATEGY: Work with the Oregon Department of Forestry to better protect wildlife habitat from the negative impacts associated with timber harvesting.

STRATEGY: Work with the local Soil and Conservation Districts to educate farmers about sound farming practices which also protect wildlife habitat.

STRATEGY Provide incentives for development compatible with wildlife habitat .

MINERAL AND AGGREGATE RESOURCES

Multnomah County has identified three mineral and aggregate sites in the West Hills Rural Area. Two of these sites were found not to be significant, because they contained small quantities of minable material and they were inactive (The Krueger site, located on Rock Creek Road, and the County quarry site, located on Quarry Road south of Skyline Blvd. and west of Brooks Rd.)

The third site, the Angell Brothers quarry, is significant. The quarry was begun in 1958, prior to any requirements for County permits. Multnomah County issued a conditional use permit to mine 71 acres adjacent to and west of Highway 30 near the Sauvie Island bridge in 1980. In 1990 Multnomah County approved an expansion of 42 acres to the site. In 1995, pursuant to a mediated settlement, Multnomah County is protecting an additional area of approximately 210 acres west of the existing approved mining area for future mining of aggregate materials. Once Multnomah County approves a conditional use permit for actual mining of this expansion area, the Angell Brothers site will continue to provide significant amounts of mineral and aggregate materials for the foreseeable future to the Portland Metropolitan Area.

However, as documented in the West Hills Reconciliation Report, the expansion of the Angell Brothers site would have significant conflicts with protection of scenic views, streams, and wildlife habitat. The Reconciliation Report contains specific measures to minimize and reconcile these conflicts, which result in some limitations upon the size and scope of the quarry expansion.

POLICY 27: Allow expansion of the Angell Brothers quarry to provide needed aggregate materials for the Portland metropolitan area.

POLICY 28: Balance the need for aggregate material with the protection of scenic views, streams, and wildlife habitat in the vicinity of the Angell Brothers quarry by implementing the measures contained within the West Hills Reconciliation Report.

WEST HILLS RURAL AREA LAND USE DESIGNATIONS BY ACREAGE

RURAL DESIGNATIONS

SUBAREA	COMMERCIAL FOREST USE	EXCLUSIVE FARM USE	MULTIPLE USE AGRICULTURE	RURAL RESIDENTIAL & RURAL CENTER	TOTAL BY SUBAREA
BALCH CREEK	740			70	810
BONNY SLOPE	210	150	55	440	855
GERMANTOWN ROAD	510	800	125	450	1,885
CORNELIUS PASS	800	800	100	120	1,820
MCNAMEE-HARBORTON	1,830			70	1,900
BURLINGTON	60			30	90
FOLKENBERG	1,395			435	1,830
UPPER ROCK CREEK	2,055	70		125	2,250
HOLBROOK-LOGIE	1,560			150	1,710
WILDWOOD-MCKAY CREEK	3,290			80	3,370
GILKISON ROAD	2,660			120	2,780
TOTAL BY LAND USE DESIGNATION	15,110	1,820	280	2,090	19,300

URBAN DESIGNATIONS

	R10	R20	RURAL RESIDENTIAL*	TOTAL
BALCH CREEK	65	125	55	245

*ZONING INCONSISTENT WITH URBAN LAND USE DESIGNATION

WEST HILLS RURAL AREA LAND USE DESIGNATIONS, EXISTING DWELLINGS, AND BUILDOUT UNDER CURRENT RULES*

* as of January, 1996

RURAL DESIGNATIONS

SUBAREA	COMMERCIAL FOREST USE		EXCLUSIVE FARM USE		MULTIPLE USE AGRICULTURE		RURAL RESIDENTIAL & RURAL CENTER		TOTAL BY SUBAREA	
	EXISTING DWELLINGS	POTENTIAL DWELLINGS	EXISTING DWELLINGS	POTENTIAL DWELLINGS	EXISTING DWELLINGS	POTENTIAL DWELLINGS	EXISTING DWELLINGS	POTENTIAL DWELLINGS	EXISTING DWELLINGS	POTENTIAL DWELLINGS
BALCH CREEK	39	+18					6	+10	45	+28
BONNY SLOPE	3	+4	11	+2	13	+5	136	+38	163	+49
GERMANTOWN ROAD	16	+10	21	+8	29	+5	46	+57	112	+80
CORNELIUS PASS	27	+7	33	+9	17	+6	22	+10	99	+32
MCNAMEE-HARBORTON	38	+13					33	+32	71	+45
BURLINGTON	11	+1					30	+7	41	+8
FOLKENBERG	28	+25					48	+73	76	+98
UPPER ROCK CREEK	69	+26	2	+2			17	+10	88	+38
HOLBROOK-LOGIE	57	+11					70	+25	127	+36
WILDWOOD-MCKAY CREEK	33	+12					9	+6	42	+18
GILKISON ROAD	30	+14					26	+4	56	+18
TOTAL BY LAND USE DESIGNATION	351	+141	67	+21	59	+16	443	+272	920	+450

URBAN DESIGNATIONS

	R10		R20		RURAL RESIDENTIAL		TOTAL	
	EXISTING DWELLINGS	POTENTIAL DWELLINGS	EXISTING DWELLINGS	POTENTIAL DWELLINGS	EXISTING DWELLINGS	POTENTIAL DWELLINGS	EXISTING DWELLINGS	POTENTIAL DWELLINGS
BALCH CREEK	4	+345	45	+75	38	+14	87	+434

RURAL
AREA

TOTALS
FOR
ENTIRE
WEST
HILLS

URBAN
AREA

COMPILATION OF WEST HILLS RURAL AREA GOAL, POLICIES, AND STRATEGIES

GOAL: THE GOAL OF THE WEST HILLS RURAL AREA PLAN IS TO PRESERVE THE RURAL CHARACTER OF THE AREA

POLICY 1: Where possible, use incentives, rather than restrictions or disincentives, to accomplish land use and other policies contained in the West Hills Rural Area Plan.

POLICY 2. Preserve resource-based land uses related to forest practices as the primary land use in the West Hills.

STRATEGY: ~~Do not consider designating additional rural "exception" lands except those that meet the criteria set forth in Goal 2 of the Statewide Planning Program.~~

STRATEGY: Divide Commercial Forest Use lands within the West Hills into two categories. The first, designated CFU-1 ~~PRIMARY~~ Forest Lands, consists of areas with large land-holdings generally in excess of 40 acres and areas with few or no existing residences. The second, designated CFU-2 ~~SECONDARY~~ Forest Lands, consists of areas with smaller land holdings generally less than 40 acres, and areas with scattered existing residences.

STRATEGY: Preserve CFU-1 Forest Lands for continued commercial timber production by limiting residential uses to tracts of 160 acres or greater, or non-contiguous tracts of 200 acres or greater.

STRATEGY: Allow non-forestry related uses, such as residences, on CFU-2 Forest Lands as follows:

- a. dwellings on 160 acre tracts or 200 acre non-contiguous tracts.
- b. dwellings on existing lots of record owned continuously by the current owner or antecedents of the current owner since 1985 which are capable of producing less than 5,000 cubic feet per year of commercial timber.
- c. dwellings on existing lots of record which contain at least eleven existing lots and five existing dwellings within a 160 acre square template centered on the lot of record containing the proposed dwelling.

All dwellings potentially authorized under any of these conditions must meet additional development standards and lot aggregation requirements to ensure public safety, public health and welfare, and protection of natural and environmental resources.

STRATEGY: If current statewide planning regulations of Commercial Forest Use lands are changed, Multnomah County should not allow new subdivision lots of less than 40 acres in the CFU-2 district or less than 80 acres in the CFU-1 district in order to preserve forest practices and natural resources such as wildlife habitat, streams, and scenic views.

POLICY 3 Preserve farm lands in the West Hills for agriculture as the primary use.

STRATEGY: Allow non-agricultural uses, such as residences, on Exclusive Farm Use Lands as permitted by Oregon Administrative Rules, with additional development standards and lot aggregation requirements to ensure public safety, public health and welfare, and protection of natural and environmental resources.

POLICY 4 Do not designate additional "Exception" lands in the rural West Hills unless they meet the criteria outlined in Oregon Planning Goal 2 (Land Use).

STRATEGY: Consider redesignation of approximately 80 acres at the intersection of U.S. Highway 30 and Gilkison Road, adjacent to the Columbia County line, from Commercial Forest Use to Rural Residential.

POLICY 5 Promote a community core in the rural West Hills through establishment of a rural center which serves the local needs of West Hills residents.

STRATEGY: Consider a limited area near the intersection of Cornelius Pass Road and Skyline Blvd. for designation as a Rural Center if justified by a county-initiated assessment of the need for additional commercial or other land uses to support public needs in the rural West Hills.

STRATEGY: Do not consider expansion of the existing Burlington Rural Center unless 1) existing facilities of the Burlington Water District are upgraded, 2) evidence of increased demand for housing and commercial or institutional services in Burlington exists in the form of construction on vacant lots within the existing rural center boundaries, and 3) a market analysis indicates that the expansion of the Burlington Rural Center is necessary to serve West Hills Rural Area needs.

POLICY 6: Do not adjust the Urban Growth Boundary in the West Hills.

STRATEGY: Study 90 acres of relatively undeveloped land in the Balch Creek basin (SUBAREA ONE) for proper zoning which will recognize this area's severe development limitations.

STRATEGY: Rezone approximately 50 acres located along Walmer, Ramsey, and Ramsey Crest Drives (SUBAREA THREE) from Rural Residential to ~~R-20 and R-40.~~ appropriate urban residential zoning districts.

POLICY 7: Urge METRO to designate most of the West Hills Rural Area as a Rural Reserve within the Regional Framework Plan – consider Urban Reserve designations only for fringe areas adjacent to Portland and Washington County urban areas.

STRATEGY: Forward to Metro a resolution directing that only the southern and central portions of the Bonny Slope subarea of the West Hills Rural Area be considered as an urban reserve area as part of the Region 2040 project.

POLICY 8: Oppose placement of regional roadways in the West Hills Rural Area, should such roadways be under consideration by any regional transportation authority in the future.

POLICY 9: Improve West Hills Rural Area roadways to attain appropriate safety levels for local motorized and non-motorized traffic.

STRATEGY: Accelerate re-paving and shoulder-paving on Skyline Blvd. to make the route safer for use of automobiles, bicycles, pedestrians, and equestrians.

STRATEGY: Include in the capital improvement program a project to upgrade Cornelius Pass Road, with first priority the road between its intersection with Skyline Blvd. and the switchback to the north, and second priority being the road between the switchback and Highway 30.

STRATEGY: Include in feasibility studies of a “rails-to-trails” conversion of the Burlington Northern Cornelius Pass line consideration of making the trail a bicycle route as well in order to remove the bicycle route from Cornelius Pass Rd. and eliminate modal conflicts.

POLICY 10: Discourage through traffic on local roads not shown on the Circulation Plan.

STRATEGY: On local roads with heavy through traffic consider additional control measures such as traffic signals and speed bumps to reduce such traffic.

POLICY 11. Coordinate planning and development review activities with the affected school districts to ensure that adequate school facilities exist to serve local needs.

STRATEGY: Monitor student population at Skyline Elementary School, and work with the Portland School District on solutions if the school becomes overcrowded.

POLICY 12: Require proposed development in the West Hills to meet fire safety standards.

STRATEGY: Ensure that agencies responsible for fire protection in the West Hills Rural Area are provided an opportunity to comment on development applications

prior to approval of the application.

POLICY 13 Require proposed development to be supplied by a public water system with adequate capacity or a private water system with adequate capacity.

STRATEGY: Require a finding of adequate quantity of water available to a development project prior to final approval of the project, and clearly spell out a procedure which allows adequate public review of the proposed water source without requiring the project applicant to undergo excessive and possibly unnecessary expense.

STRATEGY: Work cooperatively with the Burlington Water District in ensuring adequate water supply to its customers.

POLICY 14: Discourage public sewer service to areas outside of the Urban Growth Boundary and areas where public sewer service would accommodate inappropriate levels of development.

STRATEGY: Consider lowering the allowed density of urban residential land use designations for areas within the Balch Creek basin which have no public sewer service.

POLICY 15: Maintain and enhance the recreational values of Forest Park and adjacent areas in concert with the City of Portland, METRO, and other agencies.

STRATEGY: Review lands which become available through tax foreclosure in the vicinity of Forest Park and within the Balch Creek Basin for potential recreational use.

STRATEGY: Target key parcels needed for enhancement of Forest Park recreational values for acquisition through revenue from the Natural Area Fund.

STRATEGY: Coordinate management of acquired properties in the vicinity of Forest Park to preserve natural resource values consistent with the Natural Resource Management Plan to be approved by the City of Portland.

STRATEGY: Promote and provide incentives for voluntary use of conservation easements by property owners in lieu of purchase.

POLICY 16: Support and promote the placement of links within a regional trail system for use by pedestrians, equestrians, and bicyclists.

STRATEGY: Support and participate in the feasibility studies for the conversion of the Burlington Northern Cornelius Pass line into a recreational trail, which will provide a regional trail for the Portland Metropolitan area; consider its impacts on adjacent properties and include affected property owners in discussions on all

phases of the project.

STRATEGY: If the Greenway to the Pacific project locates a trail alignment in the West Hills, do not obstruct METRO's acquisition of the right-of-way for such a facility and review development proposals along the trail alignment for compatibility with the proposed trail.

POLICY 17: Consider and mitigate the impact on adjacent private properties of all proposed recreational facilities.

POLICY 18: Use voluntary measures to decrease the negative impacts of some agricultural practices upon water quality in area streams.

STRATEGY: Do not institute zoning regulation of agricultural practices to protect streams at this time – instead pursue a voluntary educational program jointly with the ~~Soil~~ U.S. Natural Resources Conservation Service and the West Multnomah Soil and Water Conservation District.

POLICY 19: Protect water quality in areas adjacent to Multnomah Channel through control of runoff from West Hills Rural Area streams.

STRATEGY: Revise the ESEE analysis and protection program for Burlington Bottoms to include discussion of water quality impacts from West Hills drainages into this wetland, and adopt appropriate zoning ordinance amendments to protect water quality in Burlington Bottoms.

STRATEGY: During the Sauvie Island/Multnomah Channel Rural Area Plan preparation, review ESEE analysis and protection program for Multnomah Channel to include discussion of water quality impacts from West Hills drainages into the channel, and adopt appropriate zoning ordinance amendments to protect water quality in Multnomah Channel.

POLICY 20: Develop and maintain consistent regulations for significant streams under the jurisdiction of both the City of Portland and Multnomah County.

POLICY 21: Use hillside development and erosion control standards to control the effects of nonpoint runoff into streams from sources such as roadways, parking areas, and farms.

POLICY 22: Protect against seismic hazards to structures and ground areas susceptible to upset.

STRATEGY: Work with the City of Portland to implement appropriate building code revisions for areas of greatest seismic hazard, when information on the location of such areas becomes available.

POLICY 23: Protect lands having slopes greater than 25% from inappropriate development.

STRATEGY: Revise the Multnomah County Comprehensive Framework Plan to designate lands with average slope greater than 25% as having development limitations. This action will resolve an inconsistency between the Comprehensive Framework Plan and the Hillside Development Overlay provisions of the Multnomah County Zoning Ordinance.

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STRATEGY: Regulate the use of reflective glass in scenic areas.

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STRATEGY: Work with the Oregon Department of Forestry to better protect scenic views from the negative impacts associated with timber harvesting.

STRATEGY Provide incentives for development compatible with significant scenic views.

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STRATEGY: Minimize runoff from roads, particularly from County road clearing processes.

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STRATEGY: Work with the Oregon Department of Forestry to better protect significant streams from the negative impacts associated with timber harvesting.

STRATEGY: Work with the local Soil and Conservation Districts to educate farmers about sound farming practices which also protect significant streams.

STRATEGY Provide incentives for development compatible with significant streams.

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STRATEGY: Enforce existing animal control restrictions on free-ranging domestic pets which can have a negative impact on wildlife.

STRATEGY: Encourage fencing which allows wildlife to pass through.

STRATEGY: Encourage clustering of development to minimize conflicts with wildlife.

STRATEGY: Develop programs to educate people about how wildlife habitat can co-exist with other uses on private property.

STRATEGY: . Continue to collect data and information on the status of wildlife and wildlife habitat in the West Hills.

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POLICY 28: Balance the need for aggregate material with the protection of scenic views, streams, and wildlife habitat in the vicinity of the Angell Brothers quarry by implementing the measures contained within the West Hills Reconciliation Report.

Meeting Date: OCT 17 1996
Agenda No: R-11
Est. Start Time: 10:45

(Above Space for Board Clerk's Use ONLY)

AGENDA PLACEMENT FORM

SUBJECT: Intergovernmental Agreement with the City of Portland for Planning activities for Hayden Island

BOARD BRIEFING Date Requested:
 Amt. of Time Needed:
 Requested By:

REGULAR MEETING Date Requested: October 17, 1996
 Amt. of Time Needed: 5 minutes

DEPARTMENT: DES **DIVISION:** Transportation & Land Use Planning
CONTACT: R. Scott Pemble **TELEPHONE:** 248-3043
 BLDG/ROOM: 412 / 109

PERSON(S) MAKING PRESENTATION: R. Scott Pemble

ACTION REQUESTED

☐ Informational Only ☐ Policy Direction ☐ Approval ☒ Other

SUGGESTED AGENDA TITLE

An Intergovernmental Agreement with the City of Portland to provide planning services for the urbanizable lands on Hayden Island.

10/18/96 originals to Stuart Farmer

SIGNATURES REQUIRED

Elected Official: _____

or

Department Manager: *KB Larry F. Nicholas*

BOARD OF
COUNTY COMMISSIONERS
96 OCT -4 AM 10:32
MULTNOMAH COUNTY
OREGON

**CONTRACT APPROVAL FORM**
(See Administrative Procedure #2106)

MULTNOMAH COUNTY OREGON

Contract # 300537

Amendment # _____

CLASS I	CLASS II	CLASS III
<input type="checkbox"/> Professional Services under \$25,000	<input type="checkbox"/> Professional Services over \$25,000 (RFP, Exemption) <input type="checkbox"/> PCRB Contract <input type="checkbox"/> Maintenance Agreement <input type="checkbox"/> Licensing Agreement <input type="checkbox"/> Construction <input type="checkbox"/> Grant <input type="checkbox"/> Revenue	<input checked="" type="checkbox"/> Intergovernmental Agreement APPROVED MULTNOMAH COUNTY BOARD OF COMMISSIONERS AGENDA # R-11 DATE 10/17/96 DEB BOGSTAD BOARD CLERK

Department of Environmental Services Division Trans and Land Use Plan Date 10/3/96

Contract Originator Kathy Busse Phone 306-5651 Bldg/Room 412/109

Administrative Contact Stuart Farmer Phone 248-5276 Bldg/Room 412/109

Description of Contract IGA for coordination and for orderly conversion of urbanizable land
on Hayden Island for urban uses.

RFP/BID # _____ Date of RFP/BID _____ Exemption Exp. Date _____

ORS/AR # _____ Contractor is ☐ MBE ☐ WBE ☐ QRF

Contractor Name City of Portland
Mailing Address 1120 SW Fifth Ave., 1002
Portland, OR 97204
Phone 823-7700
Employer ID# or SS# _____
Effective Date October 17, 1996
Termination Date _____
Original Contract Amount \$ 0.00
Total Amount of Previous Amendments \$ _____
Amount of Amendment \$ _____
Total Amount of Agreement \$ _____

Remittance Address _____
(If Different) _____

Payment Schedule Terms
☐ Lump Sum \$ _____ ☐ Due on receipt
☐ Monthly \$ _____ ☐ Net 30
☐ Other \$ _____ ☐ Other _____
☐ Requirements contract - Requisition required.
Purchase Order No. _____
☐ Requirements Not to Exceed \$ _____

Encumber: Yes ☐ No ☐

Date 10/4/96

Date _____

Date 10-4-96

Date October 17, 1996

Date _____

REQUIRED SIGNATURES:

Department Manager K. Blum F. Nicholas pro

Purchasing Director _____
(Class II Contracts Only)

County Counsel Sandra Y. Duff

County Chair / Sheriff _____

Contract Administration _____
(Class I, Class II Contracts Only)

VENDOR CODE			VENDOR NAME						TOTAL AMOUNT		\$	
LINE NO.	FUND	AGENCY	ORGANIZATION	SUB ORG	ACTIVITY	OBJECT/ REV SRC	SUB OBJ	REPT CATEG	LGFS DESCRIPTION	AMOUNT	INC/ DEC IND	
01.												
02.												
03.												
* If additional space is needed, attach separate page. Write contract # on top of page.												

INSTRUCTIONS ON REVERSE SIDE

WHITE - CONTRACT ADMINISTRATION CANARY - INITIATION PINK - FINANCE

West Hayden Island

Part 1: Amendment to Multnomah County - City of Portland Urban Planning Area Agreement

Table of Contents

Summary	1
City Role in West Hayden Island	2
Existing Urban Planning Area Agreement	2
Amendment to Planning Agreement	4
Review	5
Planning Commission Recommendation	6

Exhibits

Figure 1: West Hayden Island Vicinity Map

Exhibit A: Multnomah County - City of Portland Urban Planning Area
Agreement (recommended by Planning Commission August 13,
1996)

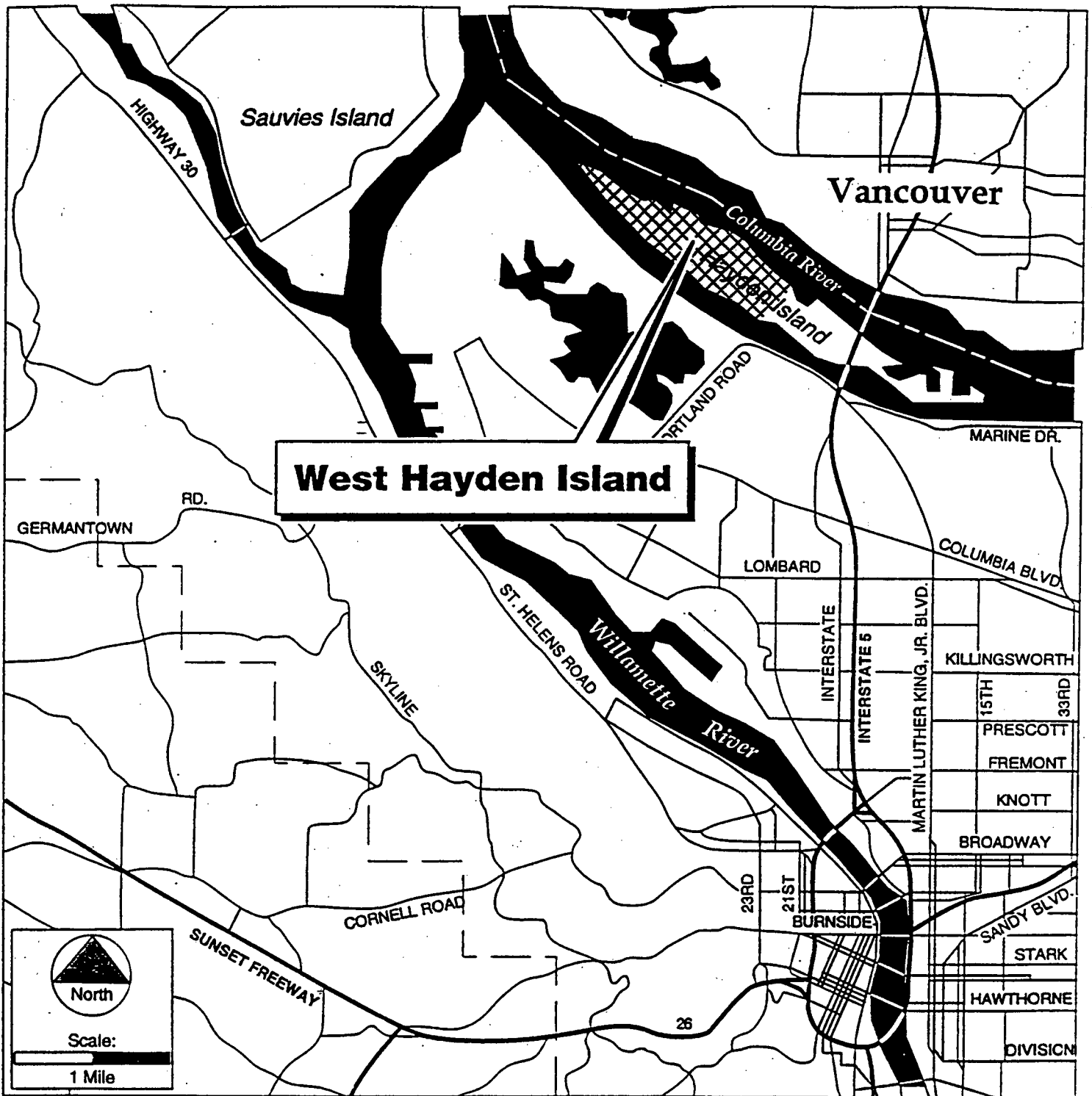


Figure 1
Vicinity Map

WEST HAYDEN ISLAND

Amendment to Multnomah County-
City of Portland Urban Planning Area Agreement

Sources: Adopted environmental zoning areas in Portland.
For Vancouver Lake area, METRO greenspaces plan.

June 1996

Portland Bureau of Planning

Summary

This proposal is one step in the transition of West Hayden Island from rural to urban status and eventual buildout. The urbanization process began in 1982, when Metro (the regional government) expanded the Urban Growth Boundary to include West Hayden Island (WHI). In July 1994, the Port of Portland acquired the study area to accommodate the future need for waterfront land for marine cargo facility development. This fall, the Port of Portland will apply for City land use designations to make possible development of a marine terminal.

This proposal sets in motion the City's role in land use planning for West Hayden Island. At this time, no changes are made to Comprehensive Plan map designations or zones. Nor does this amendment to the Multnomah County - City of Portland Urban Planning Area Agreement (UPAA) affect the provision of transportation or other urban services. The UPAA amendment does not affect two issues brought to the attention of the City of Portland planning staff: the appropriate level of environmental protection and associated mitigation; and the timing of bridge construction in relation to development phases.

There are three reasons why the City cannot automatically apply land use designations to West Hayden Island. Typically, newly-annexed properties receive City land use designations upon annexation, using a zoning conversion chart (found in the zoning code). The automatic conversion from county to city land use designations do not work for West Hayden Island because:

1. The Port of Portland and the City of Portland wish to transfer planning responsibilities prior to annexation;
2. The "transitional" county plan designation is not listed in the zoning conversion chart; and
3. To date, no natural resource plans have been adopted to enable the City to apply the appropriate combination of environmental protection ("p") zone or environmental conservation ("c") zone.

Instead of the standard process, several amendments are proposed to the urban planning area agreement (UPAA) signed by Multnomah County and the City of Portland in 1979. The UPAA amendment provides a smooth transition of land use responsibilities for West Hayden Island (from county to city). The existing UPAA and proposed amendments are found later in this report.

The approval process for amending the UPAA involves adoption of ordinances by the Portland City Council and Multnomah County Board of Commissioners. Each legislative body takes recommendations of its planning commission.

Under the proposal, Multnomah County retains responsibility for interpretations and handling appeals of the county zoning code until West Hayden Island annexes to the City of Portland. The proposed amendment (Exhibit A of this report) reflects this approach.

City Role in West Hayden Island

In expanding the Urban Growth Boundary to include West Hayden Island, the City of Portland became the logical jurisdiction to annex the island. Portland is the only incorporated Oregon jurisdiction located adjacent to and able to efficiently provide urban services to West Hayden Island. The remainder of Hayden Island (east of the study area) has annexed into the City of Portland.

In July 1994, the Port of Portland acquired West Hayden Island and initiated a study to prepare a development program for a phased buildout. Port staff hired a consultant team, and contacted the Bureau of Planning to collaborate on land use approvals necessary to implement the development program. Since October 1994, the Bureau of Planning has worked with the Port of Portland under terms of an intergovernmental agreement (IGA).

In November 1995, the Port of Portland issued a draft report, entitled *West Hayden Island Development Program*. That draft report describes a long-range plan to guide the phased development of the island to meet marine cargo market demands; discusses environmental and other regulatory permit requirements; provides five schematic development alternatives; and recommends a single, refined development plan.

Existing Urban Planning Area Agreement

This section describes the purpose and methods of the existing Multnomah County - City of Portland Urban Planning Area Agreement (UPAA) as it relates to West Hayden Island.

Purpose

In August 1979, Multnomah County and the City of Portland entered into an urban planning area agreement (UPAA) to satisfy statutory requirements for

coordination and for the orderly conversion of urbanizable land to urban uses. Both jurisdictions found a mutual interest in coordinating comprehensive plans to achieve compatible land uses and efficient delivery of urban facilities. Such coordination of land use decisions is best accomplished through the exchange of relevant information on land use issues before binding decisions are made.

Methods

The UPAA identifies a site-specific Urban Planning Area, within which both the County and the City may formally review and comment on each other's land use actions. The UPAA creates a process by which land use conflicts in these areas may be resolved.

For properties within the Urban Planning Area that annex to the City, the UPAA assigns the appropriate City land use category. The City retains the right to assign any one of its land use designations within the corresponding County land use category. Table I of the UPAA translates City and County land use designations into these categories. The land use categories are single-family residential, multiple-family residential, commercial, industrial, open space, and farm and forest.

Table I does not assign a land use category to replace the County's "Urban" plan map designation placed on West Hayden Island. Multnomah County intended that West Hayden Island be designated a transitional plan map designation in order to achieve the desired marine industrial development.

After annexation, the City reserves the right to amend the Plan and/or rezone land to a different category through established due process procedures, involving full notification and supported by legally sufficient reasons.

First Amendment to UPAA

In February 1987, Multnomah County and the City of Portland amended the Multnomah County - City of Portland UPAA. First, the amendment set the location of the Urban Services Boundary between the two jurisdictions. Second, the amendment established the City's responsibility for public facilities planning within the Urban Services Boundary.

The amendment drew Portland Urban Services Boundary to include West Hayden Island. The City became responsible for public facilities planning on the island.

Amendment to Planning Agreement

The current proposal (Exhibit A of this report) amends the existing UPAA in two respects. New language to add is underlined. Existing language to delete is shown with ~~strikethru~~.

First, the proposal adds a new Section X to provide a smooth transition of land use responsibilities from Multnomah County to the City of Portland. The amendment addresses three future situations of West Hayden Island:

1. Before City zoning or City annexation

Until the City adopts City Comprehensive Plan map designations, base zones and overlay zones, the City will implement the County's comprehensive plan and zoning regulations using the City procedures most comparable to the Multnomah County procedures. The Portland City Council and other City Land Use Review Bodies will perform the functions assigned to the County's Planning Commission and Board of County Commissioners by the County's land use regulations.

The amendment seeks to transfer most of the County's land use authority and jurisdiction over West Hayden Island in the same manner that would occur if that area had annexed to the City. Multnomah County would retain Planning Code interpretations and appeals. There is case law that gives extra weight to the governing body that adopted zoning code provisions over another governing body. This amendment is consistent with case law.

2. With City land use designations but not yet annexed.

Upon the adoption of the City of Portland land use ordinances and regulations, the City will exercise land use and zoning responsibility for West Hayden Island using the City's regulations. The County's comprehensive plan, zoning code and other land use regulations will cease to be applicable to West Hayden Island.

3. With City land use designations and annexed.

After West Hayden Island annexes to the City of Portland, the City will continue to provide legislative and quasi-judicial planning functions for West Hayden Island. At that time the City will exercise its land use and zoning authority pursuant to statute, rather than pursuant to the transfer of authority contained in this planning area agreement.

Along with this substantive amendment, a second amendment will delete outdated information relating to the status of the City's Comprehensive Plan. Section VII. incorrectly suggests that the Comprehensive Plan is still in

development. That language made sense with the original UPAA, but the City's Comprehensive Plan was acknowledged in 1980. The City is updating that plan with the community planning program, but the phrase "...during the remaining development of the City's Comprehensive Plan" implies the initial development was still in progress.

Review

To amend the Multnomah County - City of Portland Urban Planning Area Agreement (UPAA), both local governments must approve that amendment. On August 13, 1996, the Portland City Planning Commission voted unanimously to recommend the UPAA amendment shown in Exhibit A of this report. That support followed a briefing on June 11, 1996, a public hearing on June 25, 1996, and a review of staff responses on August 13, 1996.

At the public hearing of June 25, 1996, the Portland City Planning Commission heard oral testimony from Jim Laubenthal (Port of Portland staff) and Frank Howatt, a West Hayden Island resident and member of HINOON, the recognized neighborhood association. The commission also received a letter from the chairperson of HINOON, Catherine Rich-Daniels

Mr. Laubenthal gave support for the staff proposal to amend the UPAA because it is consistent with the Port of Portland's development plans. He wanted more information about whether, in the short term, land use appeals would be assigned to the city or the county. Mr. Howatt and Ms. Rich-Daniels, both Hayden Island residents, expressed concern about traffic issues. Ms. Rich-Daniels stated that HINOON "...is registering our disapproval of the phased planning put forth by the Port because Phase I does not include bridge access as requested by Island residents." Port staff has met with island residents about the bridge and other traffic issues. Transportation issues will be addressed as part of the Port's land use application (Task #3), not the UPAA amendment.

On September 16, 1996 the Multnomah County Planning Commission reviewed the City of Portland Planning Commission recommendation. No public commented on the proposed amendment to the UPAA. The Planning commission recommended no changes to the City of Portland Planning Commission draft.

On September 25, 1996, the Portland City Council considered the UPAA amendment as recommended by both Planning Commissions. The Portland City Council approved the proposed amendment to the UPAA as recommended.

COP and MC Planning Commission Recommendation

The Portland City Planning Commission and the Multnomah County Planning Commission recommend adoption of the West Hayden Island Amendment to Multnomah County - City of Portland Urban Planning Area Agreement (UPAA). The amendment is found as Exhibit A of this report.

MULTNOMAH COUNTY—CITY OF PORTLAND
URBAN PLANNING AREA AGREEMENT

Multnomah County and the City of Portland enter into this agreement in order to satisfy the statutory requirements for coordination and for the orderly conversion of urbanizable land to urban uses.

WHEREAS, Multnomah County and the City of Portland have a mutual interest in coordinated comprehensive plan, compatible land uses and coordinated planning of urban facilities;

WHEREAS, the successful coordination of land use decisions within the urbanizable area of the County can best be accomplished through the exchange of relevant information on land use issues before binding decisions are made; and

WHEREAS, information exchanges should concentrate on issues that may have a significant impact on each party and should not entail cumbersome procedural requirements that may increase the time necessary to expedite decision making; and

WHEREAS, in order to reach these objectives, it is necessary to identify a site-specific Urban Planning Area within which both the County and the City may formally review and comment on each other's land use actions, and a process by which land use conflicts in these areas may be resolved;

NOW, THEREFORE, the parties hereto agree as follows:

- I. The Urban Planning Area of the City of Portland shall be defined to include the area designated on Exhibit "B" of this agreement. The provisions of this agreement will include those unincorporated lands within this boundary. Urban Planning Area boundaries may be amended at any time by consent of both parties.
- II. The County will provide full notification to the City for any proposed legislative changes to the County Comprehensive Plan or its implementation ordinances, and any quasi-judicial or administrative decisions pursuant to the Comprehensive Plan that may substantially affect the City. The County will provide a reasonable response time and include any responses within the record of the action. The specific actions requiring notification and the allowed response time will be identified in the Administrative Procedures Agreement (Section X below).
- III. The City will provide full notification to the County of any proposed annexations, capital improvement plans, or major extra-territorial service extensions into the County. The City will provide a reasonable response time and include any responses within the record of the action.
- IV. Lack of response to any proposal submitted for review by either party will be considered "no objection" to the proposal.

Key to Amendment

Amendment language is shown in *italics*.

Existing language to delete is shown in ~~strikethru~~

- V. Both the County and the City will extend a good faith effort to reconcile any differences that may emerge from this information exchange. Where any difference involves compliance with LCDRC statewide goals or MSD goals, objectives or plans, both the City and County will seek resolution of said differences through the appropriate agency.
- VI. The City has identified the following specific land use conflicts between its Draft Comprehensive Plan and the County Comprehensive Plan for the designated Urban Planning Area of this agreement:
1. The County's land use classification in the West Hills area is inconsistent with the adopted Regional Land use Framework Plan.

2. The County's land use classification in the Barbara Welch Road area is inconsistent with the adopted Regional Land use Framework Plan.

Further specific land use or policy conflicts may be identified by the City during the remaining development of its Comprehensive Plan.

- VII. With the exception of the conflicts mentioned in VI. above, ~~as well as any identified during the remaining development of the City's Comprehensive Plan,~~ the City accepts the County's land use designations within the Urban Planning Area, subject to the following conditions:
1. At the time of annexation, the City will retain the right to assign any one of its land use designations within the category of land use assigned by the County. These categories shall be defined as single-family residential, multiple-family residential, commercial, industrial, open space, and farm and forest. Table I translates City and County land use designations into these categories.
 2. The City reserves the right to amend the Plan and/or rezone land to a different category after annexation through established due process procedures, involving full public notification and supported by legally sufficient reasons.

Key to Amendment

Amendment language is shown in *italics*.

Existing language to delete is shown in ~~strikethru~~

TABLE I

Category	County Designation	City Designation
Single-Family	Low Density Residential	Low Density Single-Family Medium Density Single-Family High Density Single-Family Attached Residential
Multifamily	Medium Density Residential High Density Residential	Low Density Apartments Medium Density Apartments High Density Apartments
Commercial	Office Local Commercial Neighborhood Commercial General Commercial Extensive Commercial Strip Conversion	Neighborhood Commercial General Commercial Downtown Commercial
Industrial	Light Manufacturing General Manufacturing Heavy Manufacturing	Downtown Manufacturing Labor Intensive Manufacturing Light Manufacturing General Manufacturing Heavy Manufacturing
Farm and Forest	Multiple Use Agriculture Agriculture Multiple Use Forest Commercial Forest Rural Residential Rural Centers	Farm and Forest
Open Space	Open Space & Recreation Waterfront Recreation	Open Space

Key to AmendmentAmendment language is shown in *italics*.Existing language to delete is shown in ~~strikethru~~

VIII. The following additional issues of concern have been identified:

1. In 1983, Metro amended the Urban Growth Boundary to include West Hayden Island.
2. The Sunset Highway Corridor is presently under consideration as a future transit corridor. Were this to occur, re-evaluation of the land use pattern with respect to the transit corridor would be needed.
3. Urban development of vacant land in the Mt. Scott area creates a demand for improvements to transportation facilities affecting both the City and County. A more coordinated approach to planning and funding of transportation improvements in this area should be developed.
4. County and City policies regarding subsurface sewage disposal differ. County Utilities Policy 37 allows approval of subsurface sewage disposal systems for new development in urban areas, based on approval by the Department of Environmental Quality. a proposed City Sanitary and Stormwater Facilities policy states: "Discourage the development of on-site subsurface waste disposal systems on lots smaller than two acres in size." This problem is currently being addressed as part of the MSD 201 Facilities Plan.
5. Additional issues of concern may be identified during further development of the City's Comprehensive Plan.

IX. The City and County have agreed on the location of an Urban Services Boundary suitable and appropriate for provision of future City services and eventual annexation to the City. For purposes of this Agreement, the Urban Services Boundary shall constitute the City's Urban Planning Area Boundary. There may be instances where the cities of Gresham and Portland make minor adjustments to the eastside Multnomah County Urban Services Boundary. These adjustments shall reflect the intent of each city's urban service policy by consent of both cities under the conditions listed below:

1. Adjustments are limited to contiguous property within approximately 400 feet of the Urban Services Boundary.
2. The adjustment will improve the efficiency of urban services.
3. The adjustment may include property which has been recently partitioned or subdivided.
4. Adjustments may occur wherever an emergency threatens public health, safety and welfare.

In those areas of Multnomah County where the Metropolitan Urban Growth Boundary and Portland's Urban Services Boundary are coterminous, amendments to the Urban Growth Boundary will be cause for similar amendments to the Urban Services Boundary.

X. The City and County agree to develop Administrative Procedures and to provide adequate administrative staff to carry out the provisions of this agreement. The

Key to Amendment

Amendment language is shown in *italics*.

Existing language to delete is shown in ~~strikethru~~

Administrative Procedures will be adopted not later than the City's compliance date of June 30, 1980, and will include a process for resolution of land use and policy conflicts, and for amendments to the Urban Planning Area boundary.

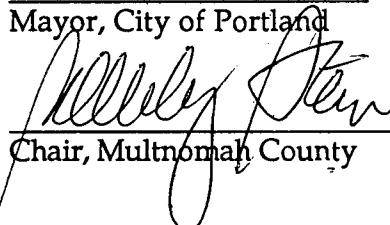
XI. *The City and County agree to transfer responsibility for planning and zoning for West Hayden Island to the City of Portland, as of the effective date of this agreement. The City shall exercise this authority as follows:*

1. *Until the City adopts City Comprehensive Plan map designations, base zones and overlay zones, the City will implement the County's comprehensive plan and zoning regulations using the City procedures most comparable to the Multnomah County procedures. The Portland City Council and other City Land Use Review Bodies will perform the functions assigned to the County's Planning Commission and Board of County Commissioners by the County's land use regulations. The intent of this provision is to transfer the County's land use authority and jurisdiction over West Hayden Island, except for County Planning Code interpretations and appeals, to the City in the same manner that would occur if that area had annexed to the City.*
2. *Upon the adoption of the City of Portland land use ordinances and regulations described in section XI.1 above, the City will exercise land use and zoning responsibility for West Hayden Island using the City's regulations. The County's comprehensive plan, zoning code and other land use regulations will cease to be applicable to West Hayden Island.*
3. *After West Hayden Island annexes to the City of Portland, the City will continue to provide legislative and quasi-judicial planning functions for West Hayden Island. At that time the City will exercise its land use and zoning authority pursuant to statute, rather than pursuant to the transfer of authority contained in this agreement.*

This agreement is effective as of _____ and may be amended anytime by the consent of both parties.

Mayor, City of Portland

Date


Chair, Multnomah County

October 17, 1996

Date

Approved as to Form
LAURENCE KRESSEL
County Counsel for
Multnomah County, Oregon

Approved as to Form
JEFFREY L. ROGERS
City Attorney for
City of Portland, Oregon

APPROVED MULTNOMAH COUNTY
BOARD OF COMMISSIONERS
AGENDA # R-11 DATE 10/17/96
DEB BOGSTAD
BOARD CLERK


County Counsel

City Attorney

Key to Amendment

Amendment language is shown in *italics*.

Existing language to delete is shown in ~~strikethru~~