



Lynn Peterson  
Chair

Commissioners  
Bob Austin  
Jim Bernard  
Charlotte Lehan  
Ann Lininger

BOARD OF COUNTY COMMISSIONERS

PUBLIC SERVICES BUILDING  
2051 KAEN ROAD | OREGON CITY, OR 97045

# AGENDA

**THURSDAY, JANUARY 21, 2010 - 10:00 AM**  
**BOARD OF COUNTY COMMISSIONERS**

Beginning Board Order No. 2010-03

**I. PRESENTATION** *(Following are items of interest to the citizens of the County)*

1. Presentation of a National Award Received by the Clackamas County Juvenile Department for Addressing Disproportionate Minority Contact (Ellen Crawford)

**II. HOUSING AUTHORITY CONSENT AGENDA**

1. Approval of Resolution 1871 – Intergovernmental Cooperation Agreement with the Housing Authorities Risk Retention Pool
2. Approval of an Intergovernmental Agreement between the Housing Authority of Clackamas County and the Housing Authority of Portland for Relocation Services

**III. CITIZEN COMMUNICATION** *(The Chair of the Board will call for statements from citizens regarding issues relating to County government. It is the intention that this portion of the agenda shall be limited to items of County business which are properly the object of Board consideration and may not be of a personal nature. Persons wishing to speak shall be allowed to do so after registering on the blue card provided on the table outside of the hearing room prior to the beginning of the hearing. Testimony is limited to three (3) minutes. Comments shall be respectful and courteous to all.)*

**IV. DISCUSSION ITEMS** *(The following items will be individually presented by County staff or other appropriate individuals. Citizens who want to comment on a discussion item may do so when called on by the Chair.)*

**~NO DISCUSSION ITEMS SCHEDULED**

**V. CONSENT AGENDA** *(The following items are considered to be routine, and therefore will not be allotted individual discussion time on the agenda. Many of these items have been discussed by the Board in Study Session. The items on the Consent Agenda will be approved in one motion unless a Board member requests, before the vote on the motion, to have an item considered at its regular place on the agenda.)*

**A. Department of Transportation & Development**

1. Adoption of an Intergovernmental Agreement between Clackamas County and the City of Oregon City to Construct Street and Pedestrian Improvements on a Portion of Holcomb Blvd. (County Road #20019)

**B. Finance Department**

1. Board Order No. \_\_\_\_\_ Closing the Clackamas County Sheriff's Office South Station Petty Cash Account

**C. Elected Officials**

1. Approval of Previous Business Meeting Minutes – BCC

**D. Public and Government Affairs**

1. Board Order No. \_\_\_\_\_ Approving Interim Appointments to the Colton Fire District Board

**VI. NORTH CLACKAMAS PARK & RECREATION DISTRICT**

1. Approval of Amendment No. 1 to the Intergovernmental Agreement between North Clackamas Parks & Recreation District and the City of Milwaukie regarding the Operation, Management and Administration of Parks, Recreational Facilities and Programs

**VII. COMMISSIONERS COMMUNICATION**

**NOTE: Regularly scheduled Business Meetings are televised and broadcast on the Clackamas County Government Channel. These programs are also accessible through the County's Internet site. DVD copies of regularly scheduled BCC Thursday Business Meetings are available for checkout at the Clackamas County Library in Oak Grove by the following Saturday. You may also order copies from any library in Clackamas County or the Clackamas County Government Channel.**

**<http://www.clackamas.us/bcc/business/>**



January 21, 2010

Board of Commissioners  
Clackamas County

Members of the Board:

**Presentation of National Award for Addressing Disproportionate Minority Contact**  
**In Clackamas County**

Clackamas County received a Certificate of Appreciation for Reducing Disproportionate Minority Contact in the State of Oregon. The award which was presented by the US Dept of Justice, Office of Justice Programs, Office of Juvenile Justice and Delinquency Prevention to the Clackamas County for dedication and in recognition of our significant contributions to addressing Disproportionate Minority Contact. This award is one of three given throughout the nation.

The County was also recognized at the recent 2009 Governor's Summit on Eliminating Disproportionate Minority Contact in the Juvenile Justice system.

In March, 2009, Clackamas County Juvenile Department was awarded a formula grant from the Oregon Juvenile Justice Advisory Committee of the Oregon Commission on Children and Families. This grant provides funding to implement strategies designed to reduce and eliminate disproportionate minority contact and over representation of minorities in the juvenile justice system. The primary goal is to improve disproportionate minority contact in the Clackamas County Juvenile Justice systems by reducing system barriers and increasing the availability and types of prevention programs. The long term outcome will be a reduction of reoffending for youth in the program; a decrease of arrests for minority youth; and an increase in Latino youth referred to Diversion Panels.

Our efforts have focused on prevention programs which created mentoring and afterschool recreational programs. System improvements were also implemented which established two culturally specific Diversion Panels for Latino's and training for juvenile justice staff, law enforcement, diversion panel members and other community members.

**RECOMMENDATION**

I respectfully recommend that the Board of County Commissioners accept this award in recognition for the Juvenile Department's commitment to address disproportionate minority contact within the juvenile justice system of Clackamas County.

Respectfully submitted

  
Ellen Crawford  
Director

For more information on this issue or copies of attachments, please contact Crystal Wright at 503-655-8342 ext 7112.

January 21, 2010

Board of Commissioners of the  
Housing Authority of Clackamas County

Members of the Board:

**Approval of Resolution 1871- Intergovernmental Cooperation Agreement with the  
Housing Authorities Risk Retention Pool**

The Housing Authority of Clackamas County (HACC), a Division of the Health, Housing and Human Services, requests the approval of Resolution 1871. Resolution 1871 allows HACC to enter into a new Intergovernmental Cooperation Agreement (ICA) with the Housing Authorities Risk Retention Pool (HARRP).

On July 15, 1992, HACC originally entered into an ICA with HARRP. HARRP is HACC's primary insurance provider. HACC is considered a member of HARRP. Due to legislation that became effective January 1, 2010, HARRP has new authority to provide insurance coverage to nonprofit corporations and tax credit limited partnerships/LLCs. This change in offerings at HARRP initiated the need for HACC to update its ICA. Additionally, other provisions in the July 15, 1992, ICA had become outdated and required changing. The new ICA not only contains several provisions that are necessary to organize the Affordable Housing Pool, but also give HARRP additional flexibility to adapt to the changing needs of its members and better protects the financial integrity of HARRP.

The ICA has been reviewed and approved by County Counsel on January 11, 2010. A copy of the ICA is provided for Board review.

**Recommendation**

HACC recommends the approval of Resolution 1871 and the Chair to sign the accompanying Consent on behalf of the Board.

Respectfully submitted,



Cindy Becker  
Director

For information on this issue or copies of attachments  
Please contact Toni Karter at (503) 650-3139

January 21, 2010

Board of Commissioners of the  
Housing Authority of Clackamas County

Members of the Board:

**Approval of an Intergovernmental Agreement between the Housing Authority of Clackamas County and the Housing Authority of Portland for Relocation Services**

The Housing Authority of Clackamas County (HACC), a Division of Health, Housing and Human Services, requests the approval to enter into an Intergovernmental Agreement (IGA) with the Housing Authority of Portland (HAP) for relocation services.

The HAP IGA provides the basis for a cooperative working relationship to provide relocation services. HACC is currently remodeling several Public Housing properties and is in the process of selling 21 scattered site Public Housing units. HACC is required by the Uniform Relocation Act to provide relocation services to families displaced by its remodeling projects and sale of Public Housing units. Currently, HACC does not have the staff expertise in house to perform this function and; therefore, is establishing this working relationship with HAP.

No County General Funds are involved, rather Capital Fund grant money will cover the cost of this IGA. The IGA is not to exceed \$88,624. The IGA is effective for one year from date of execution. This IGA has been reviewed and approved by County Counsel.

**Recommendation**

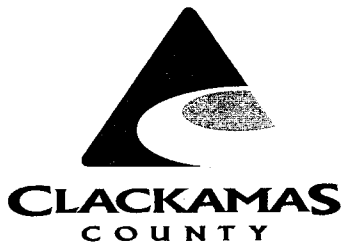
HACC recommends the approval of this IGA with HAP and further recommends that the Director of Health, Housing and Human Services be authorized to sign on behalf of the Board of Commissioners.

Respectfully submitted,



Cindy Becker  
Director

For information on this issue or copies of attachments  
Please contact Toni Karter at (503) 650-3139



**COPY**

**Campbell M. Gilmour**  
Director

**DEPARTMENT OF TRANSPORTATION AND DEVELOPMENT**

**DEVELOPMENT SERVICES BUILDING**  
150 BEAVERCREEK ROAD | OREGON CITY, OR 97045

January 21, 2010

Board of County Commissioners  
Clackamas County

Members of the Board:

**ADOPTION OF AN INTERGOVERNMENTAL AGREEMENT BETWEEN CLACKAMAS COUNTY AND THE CITY OF OREGON CITY TO CONSTRUCT STREET AND PEDESTRIAN IMPROVEMENTS ON A PORTION OF HOLCOMB BOULEVARD (COUNTY ROAD #22019)**

Clackamas County and the City of Oregon City desire to construct road and pedestrian improvements to improve the safety and functionality of Holcomb Boulevard (County Road #22019) between Front Avenue and the Holcomb School Road intersection, within the city limits of Oregon City. The improvements will consist of installation of curb, sidewalk, crosswalk, street lighting, striping, and storm sewer improvements including catch basins, inlets and manholes. Under this agreement, County staff will be responsible for surveying and designing the storm, pedestrian and road improvements within the County right of way and for providing the final design plans and specifications for the construction of the project and the City will manage the construction project.

The County agrees to provide \$520,000 toward the project design and construction and the City agrees to provide any additional funding for the construction of the project not to exceed \$625,000. The total project construction is not to exceed \$1,145,000. Any project cost savings or overruns will be split equally between the County and the City.

**RECOMMENDATION**

Staff respectfully recommends that the Board approve the Intergovernmental Agreement to construct road and pedestrian improvements on Holcomb Boulevard between Front Avenue and the Holcomb School Road intersection in Oregon City.

Sincerely,

Mike Bezner  
Project Manager

For information on this issue or copies of attachments  
please contact Mike Bezner at (503) 742-4651



Marc Gonzales  
Director

DEPARTMENT OF FINANCE

PUBLIC SERVICES BUILDING  
2051 KAEN ROAD | OREGON CITY, OR 97045

January 21, 2010

Board of County Commissioners  
Clackamas County

Members of the Board:

**Board Order Closing the Clackamas County Sheriff's Office  
South Station Petty Cash Account**

The attached Board Order closes the Sheriff's Office South Station Petty Cash Account in the amount of \$25.00, which has been located in the Sheriff's office on Kaen Road in Oregon City.

This fund was initially created by Board Order 2006-552 to serve small and immediate needs of staff when managers were not available to use their procurement cards. The recent move of some of the Sheriff's staff from the Safety Training Center on Sunnybrook to the South Station has provided access to another existing Petty Cash Account that is handled by Sheriff's financial staff. The smaller account is being closed because it is no longer necessary.

There is no budget impact and the Petty Cash Account has been subject to all accounting controls and ORS regulations and audited at intervals. All receipts have been received and processed to replenish the fund and the final deposit to the cash account has been made.

RECOMMENDATION

Staff respectfully recommends that the Board adopt the attached board order closing the Sheriff's Office South Station Petty Cash Account in the amount of \$25.00.

Sincerely,

Marc S. Gonzales  
Finance Director

For information on this issue or attachments please contact  
Judy Nastrom at (503) 742-5409

**BEFORE THE BOARD OF COUNTY COMMISSIONERS  
OF CLACKAMAS COUNTY, STATE OF OREGON**

In the Matter of an Order  
Closing the Petty Cash Account for  
The Sheriff's Office South Station



ORDER NO.

This matter coming regularly before the Board of County Commissioners, and it appearing that Marc Gonzales, Director of the Clackamas County Department of Finance, has recommended to this Board the Closing of a Petty Cash Account in the amount of \$25.00, located in the South Station of Sheriff's Office and,

It further appearing that \$25.00 will be transferred from the Sheriff's Office South Station Petty Cash Custodian Account to the Sheriff's Office, Cash Account and,

It further appearing that an accounting with supporting receipts has been kept of the expenditures, and the claims with supporting receipts showing the nature of the expenditures has been turned into the County Department of Finance for review and recording before the funds were replenished, and that the fund has been periodically audited by the County Department of Finance, all in accordance with ORS 294.465, and the Board being fully advised,

NOW, THEREFORE, IT IS HEREBY ORDERED that the Sheriff's Office South Station deposit the Petty Cash Custodian Account amount of \$25.00 into the Sheriff's Office Cash Account.

Dated this 21st day of January 2010.

**CLACKAMAS COUNTY BOARD OF COMMISSIONERS**

\_\_\_\_\_  
Chair

\_\_\_\_\_  
Recording Secretary

# BOARD OF COUNTY COMMISSIONERS BUSINESS MEETING MINUTES

A complete video copy and packet including staff reports, of this meeting can be viewed at <http://www.clackamas.us/bcc/business/>

**Thursday, December 10, 2009 – 10:00 AM**

**Public Services Building**

**2051 Kaen Road, Oregon City, OR 97045**

**PRESENT: Commissioner Lynn Peterson, Chair  
Commissioner Jim Bernard  
Commissioner Ann Lininger**

**EXECUSED: Commissioner Bob Austin  
Commissioner Charlotte Lehan**

Commissioner Austin is attending a meeting in Salem for O&C Counties and Commissioner Lehan is ill today.

## **I. CITIZEN COMMUNICATION** - None

## **II. PUBLIC HEARINGS**

1. **Board Order No. 2009-121** Regarding Scope of Election for Annexation Proposal of Portions of the City of Tualatin to the Library District of Clackamas County  
Chris Storey, County Counsel presented the staff report.  
Chair Peterson announced this is a public hearing and asked if anyone wished to speak, seeing none she asked for a motion.

### **MOTION:**

Commissioner Lininger: I move we approve the order regarding scope of election for annexation proposal of portions of the City of Tualatin to the Library District of Clackamas County.

Commissioner Bernard: Second.

Chair Peterson – all those in favor:

Commissioner Lininger: Aye.

Commissioner Bernard: Aye.

Chair Peterson: Aye.

Chair Peterson – all those opposed: - The Ayes have it and the motion is approved.

## **III. DISCUSSION ITEMS**

Chair Peterson announced the Board will be sitting as the Service District No. 1 Board on this issue.

1. **Board Order No. 2009-122** Approval of a Resolution to Create the Wastewater Treatment Capacity Advisory Committee

Mike Kuenzi, Water Environment Services and Chris Storey, County Counsel presented the staff report.

Commissioner Bernard asked if any By-Law change for this committee would come before the Board.

Mike Kuenzi said yes.

Chair Peterson announced this is a discussion item and asked if anyone wished to speak, seeing none she asked for a motion.

### **MOTION:**

Commissioner Lininger: I move we approve the resolution to create the Wastewater Treatment Capacity Advisory Committee.

Commissioner Bernard: Second.

Chair Peterson – all those in favor:

Commissioner Lininger: Aye.

Commissioner Bernard: Aye.

Chair Peterson: Aye.

Chair Peterson – all those opposed: - The Ayes have it and the motion is approved.

Chair Peterson announced the Board will be sitting as the Service District No. 1 Board on this issue.

2. **Board Order No. 2009-123** Approval of a Resolution of Public Necessity to Acquire Property to be Used for Construction of a Pump Station for the Intertie 2 Pipeline Project Being Constructed by Clackamas County Service District No. 1

Mike Kuenzi, Water Environment Services and Chris Storey, County Counsel presented the staff report. The effects of the proposed resolution would be: 1) to declare that the acquisition of the Property is necessary and in the interest of the public; 2) to authorize the District to proceed to acquire the Property through eminent domain while continuing to negotiate in good faith with the Property owners; 3) to authorize the District to obtain the services of real estate appraisers, negotiations, and other such experts in order to acquire the Property; and 4) to require that any changes in the design of the pipeline project resulting in changes to the property rights that need to be acquired will be brought before the Board for approval. Staff recommends the Board approve the resolution of public necessity to acquire property to be used for construction of a pump station for the intertie 2 pipeline project being constructed by Clackamas County Service District No. 1.

Chair Peterson announced this is a discussion item and asked if anyone wished to speak.

Brooks Brophy – representing his father, Carl Brophy who is the property owner - CR Brophy Machine Works manufacturing company at the proposed site, 13377 SE Johnson Rd., Milwaukie – asked the County to revisit this issue and seek other sites for this proposal.

Chris Story stated there are real impacts to change this proposed site. This is not the end of the negotiation but is a necessary step to move forward. As mentioned before any change in the design of the pipeline project resulting in changes to the property rights that need to be acquired will be brought before the Board for approval.

Commissioner Lininger wanted to make sure staff carefully assets all property sites for this project since there is new information.

Commissioner Bernard stated the market has changed greatly from two years ago and we need to consider this when we negotiate the price.

Brian Brophy, CEO of CR Brophy Machine Works Manufacturing Company, 13377 SE Johnson Rd., Milwaukie – this is not about the money, but the future of his business.

Chair Peterson stated since the approval of this resolution today will start a potential process but does not actually dedicate us to a final outcome - I would ask for a motion to approve the resolution of public necessity to acquire property to be used for construction of a pump station for the intertie 2 pipeline project being constructed by Clackamas County Service District No. 1.

**MOTION:**

Commissioner Bernard: I move we approve the resolution of public necessity to acquire property to be used for construction of a pump station for the intertie 2 pipeline project being constructed by Clackamas County Service District No. 1.

Commissioner Lininger: Second.

*~Board Discussion~*

Chair Peterson – all those in favor:

Commissioner Lininger: Aye.

Commissioner Bernard: Aye.

Chair Peterson: Aye.

Chair Peterson – all those opposed: - The Ayes have it and the motion is approved.