



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, FEBRUARY 18, 2010 - 10:00 AM BOARD OF COUNTY COMMISSIONERS

Beginning Board Order No. 2010-15

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

1. Proclaiming February 21-27, 2010 as Public Safety Appreciation Week in Clackamas County (Dana Robinson, Emergency Management)
2. Presentation on the Economic Impacts to Community Services in Clackamas County (Gary Schmidt, Public and Government Affairs)

### **II. HOUSING AUTHORITY CONSENT AGENDA**

1. Resolution No. 1872: Approving the Housing Authority Board Vice Chair
2. Resolution No. 1873: Approval of an Amendment to the Housing Authority's Procurement Policy
3. Approval of a Contract and Appointment of a Hearings Officer for the Housing Authority of Clackamas County Personnel Policy
4. Approval of Contract #C010-10 with Walsh Construction Company, for the Recovery Act Modernization Project at Housing Authority Properties throughout Clackamas County

**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. Health, Housing & Human Services**

1. Approval of Agency Services Contract Amendment #1 with the City of Canby/Canby Adult Center to Provide Social Services for Clackamas County Residents – *(Social Services)*
2. Approval of Agency Services Contract Amendment #1 with the City of Oregon City/Pioneer Community Center to Provide Social Services for Clackamas County Residents Age 60 and Over – *(Social Services)*
3. Approval to Apply for the Oregon Department of Human Services Statewide Children's Wraparound Initiative Grant to be Submitted by Cindy Becker on behalf of the Community Health Division – *(Community Health)*
4. Approval of a Construction Agreement between the Community Development Division and KDR Contractors, LLC. for Building Improvements to the Mt. Hood Museum and Cultural Center – *(Community Development)*

**B. Department of Transportation & Development**

1. Approval of Amendments to Intergovernmental Agreements with the Tigard-Tualatin, Centennial, Canby, Sherwood, Gresham-Barlow, West Linn-Wilsonville, Oregon City, Silver Falls, Oregon Trail, Molalla River, Newberg and Gladstone School Districts Authorizing the County to Retain Four Percent (4%) of the Construction Excise Tax Collected on the School Districts' behalf Effective September 28, 2009 and Establishing Terms and Conditions for the Amendment
2. Board Order No. \_\_\_\_\_ Adopting the Vacation of a Portion of Trailblazer Avenue and Alder Way

**C. Elected Officials**

1. Approval of Previous Business Meeting Minutes – BCC

**D. Public & Government Affairs**

1. Board Order No. \_\_\_\_\_ for Renewal of the Cable Franchise Agreement for use of County Rights-of-Way by Comcast of Oregon II, Inc., Comcast of Tualatin Valley, Inc., and Comcast of Illinois/Ohio/Oregon, LLC

**VI. WATER ENVIRONMENT SERVICES**

1. Acceptance of a Conservation Easement Offered by Carolyn McGill and Casey Beatty on behalf of Surface Water Management Agency of Clackamas County

**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/>



Dana S. Robinson  
Director

**DEPARTMENT OF EMERGENCY MANAGEMENT**

**COMMUNICATIONS AND EMERGENCY OPERATIONS CENTER**  
2200 KAEN ROAD | OREGON CITY, OR 97045

February 18, 2010

Board of County Commissioners  
Clackamas County

Members of the Board:

**PROCLAIMING FEBRUARY 21-27, 2010 AS  
PUBLIC SAFETY APPRECIATION WEEK in CLACKAMAS COUNTY**

It is respectfully requested that the Board of County Commissioners proclaim the week of February 21 – 27, 2010 as Public Safety Appreciation Week in Clackamas County.

The members of our communities, who work daily as public safety responders to emergencies and other public safety needs, whether in 9-1-1 dispatching, law enforcement, fire, emergency medical response or support agencies such as juvenile services, the District Attorney's Office, medical examiners, community corrections and emergency management, are vital to the well-being of our citizens. They should be recognized for their ongoing contributions by honoring them throughout the week of February 21 – 27, 2010.

The North Clackamas County Chamber of Commerce will hold the 10<sup>th</sup> Annual Public Safety Appreciation Luncheon on Monday, February 21, 2010 to honor the public safety responders of Clackamas County.

**RECOMMENDATION**

Staff respectfully recommends the Board of County Commissioners proclaim February 21 - 27, 2010 as Public Safety Appreciation Week in Clackamas County.

Sincerely,

Dana S. Robinson  
Emergency Management Director

For information on this issue or copies of attachments please contact  
Dana Robinson at (503)655-8371



Elissa Gertler  
Director

**PUBLIC AND GOVERNMENT AFFAIRS**

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

February 18, 2010

Board of County Commissioners  
Clackamas County

Members of the Board:

**ECONOMIC IMPACTS TO COMMUNITY SERVICES PRESENTATION**

During these difficult economic times, Clackamas County's most vulnerable residents are affected by economic impacts to community services. Clackamas County recently distributed \$200,000 in county-funded grants to local non-profit organizations who serve the vulnerable citizens of the County.

Today's brief presentation will share how Clackamas County is supporting community programs and services.

Sincerely,

*Mary Schmitt for Elissa Gertler*

Elissa Gertler  
Director

For information on this issue, please contact Gary Schmidt at (503) 742-5908

February 18, 2010

Board of Commissioners of the  
Housing Authority of Clackamas County

Members of the Board:

**Resolution No. 1872: Approving the Housing Authority Board Vice Chair**

The Housing Authority of Clackamas County, a Division of the Department of Health, Housing and Human Services, requests approval of Resolution No. 1872 approving the 2010 Housing Authority Board Vice Chair.

The bylaws of the Housing Authority specify that a Vice Chair be elected each year during the Annual Meeting of the Housing Authority. The Clackamas County Board of Commissioners has appointed Ann Lininger as the Vice Chair. This Resolution will adopt the election of the County Commissioner's Vice Chair as the Housing Authority's Board Vice Chair.

**Recommendation**

Staff recommends that the Board approve Resolution 1872 which appoints Ann Lininger as the Vice Chair of the Housing Authority Board.

Respectfully submitted,



Cindy Becker  
Director

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

February 18, 2010

Board of Commissioners of the  
Housing Authority of Clackamas County

Members of the Board:

**Resolution 1873: Approval of an Amendment to the  
Housing Authority's Procurement Policy**

The Housing Authority of Clackamas County (HACC) a Division of the Department of Health, Housing and Human Services, requests approval to amend its Procurement Policy and adopt Resolution 1873.

The American Recovery and Reinvestment Act (ARRA) Formula Grant Capital fund Program Amendment by and between HACC and the U.S. Department of Housing and Urban Development (HUD) obligated a \$1,516,897 Capital Fund Stimulus Grant (CFSG) to HACC. The ARRA imposes strict funding obligation and expenditure deadlines. Failure to meet these deadlines will result in recapture of all or a portion of the Grant.

In order to meet the obligations of the Grant and to comply with ARRA and its related Notices PIH 2009-12 and PIH 2009-31, HACC is adopting an amendment which includes the ARRA guidelines to HACC's Procurement Policy. Additionally, HACC is also required to document the approval formally with a signed Resolution 1873.

The amendment to HACC's Procurement Policy outlines unique requirements for all CFSG identified Projects. The requirements that HACC is recommending the Board adopt in the amendment relate to:

1. HACC can sole source a contract in excess of HACC's formal purchase threshold.
2. State and local procurement requirements shall not apply to CFSG Projects.
3. All contracts related to CFSG Projects will comply with all aspects of 24 CFR Part 85 requirements.
4. All contracts related to CFSG will comply with Buy American requirements of section 1605 of the Recovery Act and use only iron, steel and manufactured goods produced in the United States.
5. To the extent feasible, HACC should consider employing existing or additional force account laborers on either a permanent or temporary basis to perform CFSG work.

**Recommendation**

HACC recommends the Board approve the revisions to HACC Procurement Policy as recommended by HACC staff and authorize the Board Chair to sign Resolution 1873.

Respectfully submitted,

A handwritten signature in black ink that reads "Subm for Cindy Becker". The signature is written in a cursive, flowing style.

Cindy Becker  
Director

February 18, 2010

Board of Commissioners of the  
Housing Authority of Clackamas County

Members of the Board:

**Approval of a Contract with and Appointment of a Hearings Officer for  
HACC Personnel Policy**

The Housing Authority of Clackamas County (HACC), a Division of the Department of Health, Housing and Human Services, requests approval to enter into a Contract with a Hearings Officer for HACC Personnel Policy.

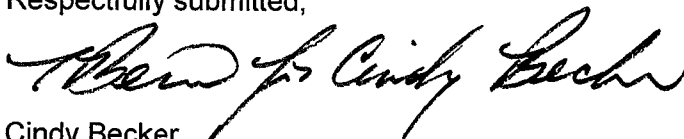
The HACC Personnel Policy provides that a Hearings Officer appointed by the Board of Commissioners shall preside at certain authorized hearings. The hearings relate to allegations of fraud or discrimination in the hiring process, or appeals of discipline or discharge by classified employees who do not have available a grievance procedure in a collective bargaining agreement. Few employees are in this category, as most are either in a collective bargaining unit, or are "unclassified" (at-will) employees, and thus do not meet the criteria for this type of hearing. At this time, HACC does not have an appointed Hearings Officer.

Timothy D.W. Williams was previously selected in a competitive process and appointed to serve as the Clackamas County hearings officer for its Personnel Code. Upon the expiration of that contract, he is being reappointed for the County Code. The attached contract will also appoint him for HACC's Personnel Policy. The hearings officer serves in an on-call capacity, and there is no expense unless a case is heard. In a typical year there are no cases heard under these provisions. Mr. Williams' firm is NorthWest Resolutions, Inc. This contract is for a maximum \$20,000. This was approved by County Counsel on February 8, 2010.

**Recommendation**

Staff recommends the Board approve the attached contract and appoint Timothy D.W. Williams of NorthWest Resolutions, Inc. as hearings officer for HACC Personnel Policy. Staff further recommend that Board Chair be authorized to sign the contract on behalf of the Board of County Commissioners.

Respectfully submitted,



Cindy Becker  
Director

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

February 18, 2010

Board of Commissioners of the  
Housing Authority of Clackamas County

Members of the Board:

**Approval of Contract #C010-10 with Walsh Construction Company,  
for the Recovery Act Modernization Project at Housing Authority  
Properties throughout Clackamas County**

The Housing Authority of Clackamas County (HACC), a Division of the Department of Health, Housing and Human Services, requests the approval of a Contract with Walsh Construction Company. This contract will allow HACC to upgrade energy efficiency items in 366 of its Public Housing units, referred to as Recovery Act Modernization Project #09001. This contract is in the format approved by County Counsel as part of the H3S Contract standardization project.

The contract amount is for a not to exceed fixed fee of \$1,071,560. The contract is effective when signed by both parties and continues for 180 calendar days from the date of the Notice to Proceed. The funding source is the Capital Fund Grant provided by the U.S. Department of Housing and Urban Development (HUD), grant numbers OR16S00150109 and OR16P00150108. No County General Funds are involved.

**Recommendation**

We recommend approval of this contract and further recommend that Board Chair be authorized to sign on behalf of the Board of County Commissioners.

Respectfully submitted,



Cindy Becker  
Director

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

*Healthy Families. Strong Communities.*

2051 Kaen Road #239, Oregon City, OR 97045 • Phone: 503-650-5697 • Fax: 503-655-8677 • www.clackamas.us

February 18, 2010

Board of Commissioners,  
Clackamas County

Members of the Board:

**Approval of an Agency Services Contract Amendment #1 with the  
City of Canby/Canby Adult Center to provide Social Services  
for Clackamas County Residents**

The Social Services Division of the Health, Housing and Human Services Department requests the approval of an Agency Services Contract Amendment #1 with the City of Canby/Canby Adult Center to provide social services to Clackamas County residents age 60 and over. This is a budget adjustment. This amendment adjusts the match rate for Medicaid client transportation services, redistributes OAA Title III-C funding of the nutrition program, and adjusts the contracted OAA Title III-C Meals. This amendment also adds funding for Low Income Energy Assistance Program (LIEAP) client intake services.

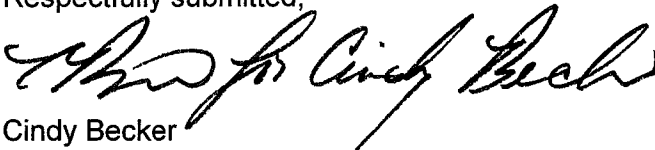
The goal in providing these services is to assist older residents in meeting their individual needs by linking them with County resources.

This amendment increases the contract amount by \$12,143; to a total of \$134,678. This contract is in the format approved by County Counsel as part of the H3S contract standardization project. The contract begins July 1, 2009 and continues through June 30, 2010. This amendment is effective when signed by all parties.

**Recommendation**

We recommend the approval of this amendment and that Cindy Becker be authorized to sign on behalf of the Board of County Commissioners.

Respectfully submitted,



Cindy Becker  
Director

For information on this issue or copies of attachments  
Please contact Brenda Durbin, # 503-655-8641

*Healthy Families. Strong Communities.*

February 18, 2010

Board of Commissioners,  
Clackamas County

Members of the Board:

**Approval of an Agency Services Contract Amendment #1 with the  
City of Oregon City/Pioneer Community Center to Provide Social  
Services for Clackamas County Residents age 60 and Over**

The Social Services Division of the Health, Housing and Human Services Department requests the approval of an Agency Services Contract Amendment #1 with the City of Oregon City/Pioneer Community Center to provide social services to Clackamas County residents age 60 and over. This is a budget adjustment. This amendment adjusts the match rate for Medicaid client transportation services, redistributes OAA Title III-C funding of the nutrition program, and adjusts the contracted OAA Title III-C Meals. This amendment also adds funding for Low Income Energy Assistance Program (LIEAP) client intake services.

The goal in providing these services is to assist older residents in meeting their individual needs by linking them with County resources.

This amendment increases the contract amount by \$18,907; to a total of \$105,250. This contract is in the format approved by County Counsel as part of the H3S contract standardization project. The contract begins July 1, 2009 and continues through June 30, 2010. This amendment is effective when signed by all parties.

**Recommendation**

We recommend the approval of this amendment and that Cindy Becker be authorized to sign on behalf of the Board of County Commissioners.

Respectfully submitted,



Cindy Becker  
Director

For information on this issue or copies of attachments  
Please contact Brenda Durbin, # 503-655-8641

*Healthy Families. Strong Communities.*