



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 ****REVISED #2**

THURSDAY, MARCH 25, 2010 - 10:00 AM
BOARD OF COUNTY COMMISSIONERS

Beginning Board Order No. 2010-24

I. 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.)*

II. PUBLIC HEARING *(The following items will be individually presented by County staff or other appropriate individuals. Persons appearing shall clearly identify themselves and the organization they represent. In addition, a synopsis of each item, together with a brief statement of the action being requested shall be made by those appearing on behalf of an agenda item.)*

- *1. **REMOVED** - First Reading of Ordinance No. _____ Amending Chapter 2.07 of the County Code (Cam Gilmour, Scott Ceicko) – **this item has been removed for further review and will be on the April 8, 2010 Business Mtg. agenda.**

III. 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.)*

Finance Department

- *1. **ADDED** - Approval of an Intergovernmental Agreement with the State of Oregon, Department of Energy for an American Recovery and Reinvestment Act Grant of \$400,000 through the State of Energy Program for Energy Efficiency Improvements to Clackamas County Facilities (Eben Polk and Jeff Jorgenson)

IV. 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 a Renewal Grant Agreement from the US Department of Housing and Urban Development, Supportive Housing Program, for the Ready to Rent Permanent Housing Solutions Program for the Purpose of Reducing Barriers to Access Permanent Housing for Homeless Participants - SSD
- 2. Approval of a Consortium Funding Agreement between Clackamas County and Oregon Housing & Community Services for Use of Neighborhood Stabilization Program 2 Funds - CD

B. Department of Transportation & Development

- 1. Approving a Utility Placement Agreement between Clackamas Count and Timberline Rim Water Company

2. Approving a Utility Placement Agreement between Clackamas County and Welches Water Company
3. Approval of the Intergovernmental Agreement (25784) between Clackamas County, Metro and Oregon Department of Transportation to Complete the 172nd Sunnyside Road to Multnomah County Line Planning and Alignment Study
4. Approval to Purchase Striping Paint from Washington State Department of Transportation, State Agency Contract with Ennis Paint, Inc.

C. Finance Department

1. Board Order No. _____ Creating a Petty Cash Account for the Clackamas County Community Solutions WFI Coffee Cart

D. Elected Officials

1. Approval of Previous Business Meeting Minutes – BCC
2. Approval of an Intergovernmental Agreement between the Clackamas County Sheriff's Office and the Cities of Canby, Milwaukie and Oregon City to Establish an Interagency Special Weapons and Tactics (SWAT) Team - CCSO

E. Public and Government Affairs

1. Approval of an Intergovernmental Agreement for Donation of a Portion of the Willamette Shore Line Right-of-Way to Trimet for the Portland-Milwaukie Light Rail Project

F. Department of Employee Services

1. Approval and Adoption of the 2010 Clackamas County Affirmative Action Plan Update

G. Business & Community Services

1. Board Order No. _____ Authorizing the Submittal of a Grant Application to the Oregon Parks and Recreation Department Local Government Grant Program
2. Approval to Execute a County Opportunity Grant RVG#0155 from the Oregon State Parks and Recreation Department for the Barton Park Master Plan Project
3. Approval of a Memorandum of Understanding between Clackamas County and the City of Happy Valley to Provide Library Service East of I-205
4. Approval of a Annexation of the Sunnyside Village Community Center Properties, Located at 13793 and 13786 SE Sieben Parkway, Clackamas, to the City of Happy Valley
5. Approval of a Contract with Pacific Mobile Structures, Inc. for a Modular Building for Stone Creek Golf Club

VI. NORTH CLACKAMAS PARKS AND RECREATION DISTRICT

1. Board Order No. _____ Authorizing the Submittal of a Grant Application to the Oregon Parks and Recreation Department Local Government Grant Program
2. Board Order No. _____ Authorizing Execution of Real Property Leases or Other Agreements Along the Trolley Trail Right-of-Way

VII. COMMISSIONERS COMMUNICATION



- REMOVED -

Campbell M. Gilmour
Director

DEPARTMENT OF TRANSPORTATION AND DEVELOPMENT

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

March 25, 2010

Board of County Commissioners
Clackamas County

Members of the Board:

First reading of an ordinance amending Chapter 2.07 of the County Code

In 2009, the Oregon Legislature passed SB 915 providing (among other things) that local governments administering building inspection programs shall not assess civil penalties for building code violations in amounts that exceed the limits set forth in ORS 455.895. Clackamas County administers a building inspection program and therefore is now subject to the limitations on civil penalty amounts set forth in State statute.

The current schedule of civil penalties in Clackamas County is found in Section 2.07.120 of the County Code and is applicable to all code violations. That section provides maximum civil penalties as follows: \$3,500 for a Priority 1 violation; \$2,500 for a Priority 2 violation; \$1,500 for a Priority 3 violation; and \$1,000 for a Priority 4 violation. Additionally, Section 9.02.330 of the Code provides that each day a building code violation exists is a separate offense.

ORS 455.895, however, indicates that the maximum penalty for a building code violation is \$1,000 for each day of a continuing offense. As the current County Code allows for penalties greater than \$1,000 per day for Priority 1, 2, and 3 violations, it appears that the code is now in conflict with State law.

At a study session on February 9, 2010, staff discussed two options with the Board for addressing this matter: 1) the County could reduce the maximum civil penalty amounts for *all* code violations so that the amounts will not exceed \$1,000 per day for any continuing violation; or 2) the County could create a separate schedule of civil penalties only for *building code* violations in which maximum amounts would not exceed \$1,000 per day for continuing violations.

At that study session, upon recommendation by staff, the Board indicated that option number one above would be the preferred option for addressing the issues created by SB 915.

Recommendation:

Staff respectfully recommends that the Board adopt option number one above. Although this option will reduce the maximum penalty amounts that can be imposed by the County hearings officer, the amounts can be imposed for each day that a violation exists and therefore can quickly add up to large amounts that will be effective in achieving compliance with most individuals.

Furthermore, in the rare case that the monetary penalty is not effective in gaining compliance, there remains the option of filing an action in Circuit Court where the County can seek injunctive or other relief. The County's ability to utilize the Circuit Court to correct code violations is not affected by SB 915.

Lastly, DTD desires to maintain uniformity in penalty amounts based on the violation priority. Option two above would result in penalty amounts for Priority 1 building code violations being less than one-third of the amount of other Priority 1 violations. Despite the fact there is a State law mandate, this discrepancy may be difficult to explain to the general public considering building code violations are capable of creating substantial risks to health, life, and safety.

As a house-keeping matter, County Counsel also recommends that the schedule of civil penalties be removed from the County Code entirely, and maintained in Appendix B to the Code and referenced in the Operational Policies of DTD. This change will be consistent with Section 1.01.090 of the County Code. The change will also allow civil penalty amounts to be changed in the future with only a resolution of the Board rather than an ordinance and a formal code amendment.

In order to make the recommended changes, the Board will need to pass an ordinance amending Chapter 2.07 of the County Code that removes the civil penalty amounts from the section. The Board will also need to pass a resolution amending Appendix B to reflect the new civil penalty amounts, and a board order amending DTD's Operational Policies to clarify how the penalties may be imposed. All three documents are attached for Board consideration.

Sincerely,



Cam Gilmour
Director, Department of Transportation and Development

For information on this issue or copies of attachments
please contact Scott Caufield at (503) 742-4747



Marc Gonzales
Director

DEPARTMENT OF FINANCE

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

March 25, 2010

Board of County Commissioners
Clackamas County

Members of the Board:

Approval of an Intergovernmental Agreement with the State of Oregon, Department of Energy for an American Recovery and Reinvestment Act (ARRA) Grant of \$400,000 through the State Energy Program (SEP) for Energy Efficiency Improvements to Clackamas County Facilities

In November 2009, the Office of Sustainability submitted an application to the Oregon Department of Energy to seek funds from the Federal American Recovery and Reinvestment Act (ARRA) through the State Energy Program (SEP). The Office of Sustainability and Facilities Management worked together on the identification of buildings that would be listed within the application. A total of seventeen buildings were included in the application for various work including lighting retrofit, ceiling insulation, window replacement, boiler replacement, and intelligent energy management systems. The requested amount for all of these identified projects within county buildings exceeds \$800,000.

On December 17, 2009 the County was awarded \$400,000 from the Oregon Department of Energy, and the County selected nine buildings (from the submitted list of seventeen) for energy efficiency improvements (see chart below). The improvements include more than 1000 new lighting fixtures, almost 40,000 square feet of ceiling insulation, 222 new windows, and two boiler replacements, which cumulatively could save up to \$75,000 annually in electricity and natural gas costs. The investments will also support full time jobs in Facilities Management and new work for contractors. All projects must be completed by February 2012.

| Building | Project Type | Approximate Grant Amount |
|-------------------------------------|---|--------------------------|
| Central Utility Plant | lighting retrofit | \$16,300 |
| County Courthouse | lighting retrofit | \$35,800 |
| Emergency Operations Center/C-Com | boiler replacement | \$32,000 |
| Juvenile Services | ceiling insulation; window replacement | \$46,700 |
| Former Assessor's Building | ceiling insulation; window replacement | \$53,600 |
| OSU Extension | lighting retrofit | \$4,800 |
| Public Health Clinic | lighting retrofit; ceiling insulation; window replacement | \$104,000 |
| Residential Corrections (McBrod Rd) | lighting retrofit | \$16,300 |
| McCoy - Road Maintenance | Lighting retrofit; boiler replacement | \$90,400 |

As of March 16, 2010 the County has submitted required supplementary information to ODOE, to be included in the intergovernmental agreement. The intergovernmental agreement from the Oregon Department of Energy, requires a signature by the County prior to the close of business on March 31, 2010.

Where applicable the County will seek complementary incentives from Energy Trust of Oregon and the Business Energy Tax Credit program. As with other ARRA funded projects, the grant functions on a reimbursement basis, requiring frequent and comprehensive documentation, reports on progress, and tracking of energy use pre- and post-improvement.

Investments in energy efficiency are a vital strategy to slow increasing utility costs, improve the usability of buildings, and reduce the County's greenhouse gas emissions. The savings from these projects will pay off the total cost of the projects on an average of three to six years for each building. The savings from energy efficiency can also be used to fund deeper energy saving projects in the future.

This agreement has been reviewed and approved by County Counsel.

RECOMMENDATIONS

Staff respectfully recommends the approval of the intergovernmental agreement with the State of Oregon, Department of Energy for an ARRA Grant of \$400,000 through SEP for Energy Efficiency Improvements to Clackamas County Facilities. Additionally, staff respectfully recommends that the Board delegate authority to the County Administrator to sign on behalf of the Board.

Sincerely,



Marc Gonzales
Finance Director

For information on this issue please contact
Eben Polk at (503) 742-4470 or Jeff Jorgensen at (503) 557-6414

March 25, 2010

Board of Commissioners
Clackamas County

Members of the Board:

**Approval of a Renewal Grant Agreement from the U.S. Department of
Housing and Urban Development, Supportive Housing Program, for the Ready to Rent
Permanent Housing Solutions Program for the Purpose of Reducing Barriers to
Access Permanent Housing for Homeless Participants**

The Social Services Division of Health, Housing and Human Services requests the approval of a Renewal Grant Agreement from the U.S. Department of Housing and Urban Development (HUD), Supportive Housing Program, for the Ready to Rent Permanent Housing Solutions Program. The Ready to Rent Program provides rental education skills training, case management, and supportive services to homeless participants. The application for these funds was approved by the BCC on November 25, 2009.

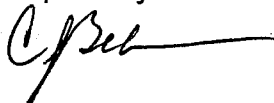
These grant funds from HUD provide the Social Services Division resources to provide rental education skills training classes and case management. Program participants receive rental education training classes, case management, and supportive services to achieve greater housing stability and self-sufficiency by reducing barriers to access and retain permanent housing. It is anticipated that up to 50 households would be assisted annually.

Total amount of this renewal grant agreement is \$114,200 for a one year period, with options for renewal. This agreement commences on June 1, 2010 and terminates on May 31, 2011. This agreement funds one case manager and one human services coordinator position to assist clients in achieving greater housing stability and self-sufficiency through case management. This agreement reads similar to previous agreements. Original agreement was reviewed by County Counsel in 2006. No County General Funds are involved.

Recommendation

Staff recommends the approval of this renewal grant agreement and that Cindy Becker, be authorized to sign all documents necessary to accomplish this action on behalf of the Board of 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.

March 25, 2010

Board of Commissioners
Clackamas County

Members of the Board:

Approval of a Consortium Funding Agreement between Clackamas County and Oregon Housing and Community Services for use of Neighborhood Stabilization Program 2 Funds

The Community Development Division (CDD) of Health Housing and Human Services requests approval of a Consortium Funding Agreement with the State of Oregon Housing and Community Services (OHCS). OHCS is the lead member of a consortium which includes the counties of Clackamas and Washington and the cities of Bend, Medford and Salem. As lead member, OHCS applied for and has been awarded \$6.8 million from the federal Department of Housing and Urban Development (HUD) under the American Recovery and Reinvestment Act of 2009 for the Neighborhood Stabilization Program 2 (NSP2).

The purpose of the NSP2 is to arrest decline in home values and to reduce or eliminate vacant and abandoned property in specific targeted areas. Like the NSP1, which was funded under the federal Housing and Economic Recovery Act of 2008, NSP2 will provide emergency Community Development Block Grant funds to help stabilize neighborhoods with high numbers of vacant and foreclosed homes.

Under the Consortium Funding Agreement, Clackamas County will receive \$940,714 in NSP2 funds which must be expended within three years. There are four basic criteria for using NSP2 funds: the funds must be used to purchase bank-owned foreclosed (REO) or abandoned properties; the purchase price must be, at a minimum, 1% below appraised value; the funds must be spent in designated high-need areas (specific census block groups) in Clackamas County; and, all NSP2 funds must assist households with incomes at or below 120% of area median income and at least 25% of the funds must assist households with incomes at or below 50% of area median income.


CDD anticipates using the NSP2 funds for eight projects under two eligible activities: "Financing Mechanisms" activities which will provide direct homebuyer assistance and "Acquisition Rehabilitation" activities which will involve partnering with non-profit organizations to purchase and rehabilitate eligible properties.

This agreement has been reviewed and approved by County Counsel on March 15, 2010. No general fund dollars are involved in this project. This agreement is effective upon signature and terminates February 11, 2013.

Recommendation

We recommend approval of this Agreement and that Cindy Becker be authorized to sign on behalf of Clackamas County all documents necessary for submitting applications, receiving funds, and amending applications for the programs and projects included in the NSP2 Program.

Respectfully submitted,



Cindy Becker
Director

For more information on this issue or copies of attachments
please contact Gloria Lewton at 503-655-8591.



COPY

Campbell M. Gilmour
Director

DEPARTMENT OF TRANSPORTATION AND DEVELOPMENT

March 25, 2010

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

Board of Commissioners
Clackamas County

Members of the Board:

**Approving a Utility Placement Agreement between
Clackamas County and Timberline Rim Water Company**

Attached please find a Utility Placement Agreement allowing Timberline Rim Water Company to install and/or repair utilities in County jurisdiction road rights of way.

Clackamas County has historically entered into separate agreements with the utility companies. Many of these date back twenty-five years or more, and do not agree with the County Code as it stands today. The original agreements were written mainly by the utility companies and are very general in the conditions. Most of the utilities that signed the previous agreements have since been bought out at least once or have gone out of business.

The new agreement is more specific in its language and coincides with the language in the Clackamas County Road Use Ordinance and County Code. The agreement will relieve the smaller utility companies from having to submit a \$1,000.00 cash surety with each Utility Placement Application. All utility companies will be held to a shorter response time to County notices of relocation and repair.

The Engineering staff has worked with Scot Sideras – County Counsel to have the new agreements meet Clackamas County Standards and Specifications concerning utilities in the rights of way on roads under County jurisdiction.

RECOMMENDATION:

The staff respectfully recommends that the Board approve and sign the attached agreement accepting a Utility Placement Agreement from Timberline Rim Water Company.

Sincerely,

Mike Bezner
Transportation Engineering Manager

For information on this issue or copies of attachments
please contact Danielle Couch at 503-742-4697.



COPY

Campbell M. Gilmour
Director

DEPARTMENT OF TRANSPORTATION AND DEVELOPMENT

March 25, 2010

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

Board of Commissioners
Clackamas County

Members of the Board:

**Approving a Utility Placement Agreement between
Clackamas County and Welches Water Company**

Attached please find a Utility Placement Agreement allowing Welches Water Company to install and/or repair utilities in County jurisdiction road rights of way.

Clackamas County has historically entered into separate agreements with the utility companies. Many of these date back twenty-five years or more, and do not agree with the County Code as it stands today. The original agreements were written mainly by the utility companies and are very general in the conditions. Most of the utilities that signed the previous agreements have since been bought out at least once or have gone out of business.

The new agreement is more specific in its language and coincides with the language in the Clackamas County Road Use Ordinance and County Code. The agreement will relieve the smaller utility companies from having to submit a \$1,000.00 cash surety with each Utility Placement Application. All utility companies will be held to a shorter response time to County notices of relocation and repair.

The Engineering staff has worked with Scot Sideras – County Counsel to have the new agreements meet Clackamas County Standards and Specifications concerning utilities in the rights of way on roads under County jurisdiction.

RECOMMENDATION:

The staff respectfully recommends that the Board approve and sign the attached agreement accepting a Utility Placement Agreement from Welches Water Company.

Sincerely,

Mike Bezner
Transportation Engineering Manager

For information on this issue or copies of attachments
please contact Danielle Couch at 503-742-4697.



 **COPY**

Campbell M. Gilmour
Director

DEPARTMENT OF TRANSPORTATION AND DEVELOPMENT

March 25, 2010

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

Board of County Commissioners
Clackamas County
Members of the Board:

**APPROVAL OF THE INTERGOVERNMENTAL AGREEMENT (25784) BETWEEN
CLACKAMAS COUNTY, METRO AND ODOT TO COMPLETE THE 172ND SUNNYSIDE ROAD
TO MULTNOMAH COUNTY LINE PLANNING AND ALIGNMENT STUDY**

The attached Intergovernmental Agreement (IGA) with ODOT and Metro assigns roles and responsibilities for Clackamas County to research and analysis the alignment of 172nd Avenue from Sunnyside Road to Multnomah County line. The scope of work is outlined in the Project Work Plan and budget attached to the IGA and marked Exhibit A.

The County is working on researching and documenting an evaluation of the improvement needs of 172nd and to determine the realignment route of 172nd to 190th project. The purpose of this project is to determine improvement needs to solve existing safety and capacity deficiencies that meet the travel demands of future development planned for the service area of the facility. In addition the study will look at when the improvements are needed.

It is expected that study will be completed by winter 2012.


Clackamas County, under this amendment, will be responsible for Project Management and coordination. ODOT will be responsible for environmental assessment assistance for this project. A consulting firm, Kittelson and Associates, is researching and developing the alignment alternatives.

The total amount of this IGA is \$2,003,283. This agreement will be funded by federal Surface Transportation Program Funds. The match of \$205,738 (10.27%) is funded through the Clackamas County System Development charge - 416 2433 02101 77102 481160.

RECOMMENDATION

Staff respectfully recommends that the Board approve and sign the attached IGA between Clackamas County and ODOT for the 172nd Avenue project

Sincerely,


Larry Conrad

Senior Transportation Planner

For information on this issue or copies of attachments
please contact Larry Conrad (503) 742 4539



TRANSPORTATION MAINTENANCE DIVISION

McCoy Building
902 ABERNETHY ROAD | OREGON CITY, OR 97045

Board of Commissioners
Clackamas County

Members of the Board:

**Approval to Purchase Striping Paint
From WSDOT State Agency Contract With Ennis Paint, Inc.**

The Transportation Maintenance Division requests approval to purchase striping paint from the WSDOT's contract with Ennis.

The Transportation Maintenance Division uses white and yellow waterborne traffic paint to stripe County roads and contracts with cities to stripe roads within their jurisdiction. WSDOT established the specifications for striping paint and went out for competitive bids. From the bids submitted, the most competitive bid was from Ennis Paint, Inc.

Approval of purchases from Ennis Paint, Inc. is being requested based upon LCRB Rule C046-0430C110-005 (4) where competitive bids for the same goods or services have been obtained by any other public agency which subscribes to the basic intent of ORS 279, and the contract is to be awarded to the party to whom the contract was awarded by the public agency, so long as the price of the goods or services is the same or lower than that paid by the public agency. The paint will be purchased from WSDOT price agreement number 07609. We are anticipating expending not more than \$240,000 from the 2009/2010 and 2010/2011 budgets, line item 215-2410-00-424710.

RECOMMENDATION

Staff recommends that the Board give approval to the Transportation Maintenance Division to purchase striping paint from the WSDOT's state agency contract with Ennis Paint, Inc. Total contract amount not to exceed \$240,000.

Sincerely,

Samuel Irving, Jr.
Transportation Operations Manager
Transportation Maintenance Division

Placed on the Agenda of March 25, 2010 by the Purchasing Division

For more information on this issue or copies of attachments please contact Samuel Irving, Jr. at 503-650-3467



Marc Gonzales
Director

DEPARTMENT OF FINANCE

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

March 25, 2010

Board of County Commissioners
Clackamas County

Members of the Board:

Board Order Creating a Petty Cash Account for the
Clackamas County Community Solutions WFI Coffee Cart

The attached Board Order creates a Petty Cash Account for Clackamas County Community Solutions Working for Independence (WFI) Coffee Cart.

Community Solutions is requesting that a Petty Cash Account be created to support the Working for Independence Coffee Cart. Each week the WFI Coffee Cart staff members make minor purchases (\$20.00 or less) of produce and other food items. The current system used is to either obtain a County Purchase Order to purchase at Fred Meyer or to have the purchasers pay out-of-pocket and ask to be reimbursed. These options have been found to be time consuming and inefficient. A procurement card was considered, but was determined to be less flexible than a petty cash account. The fund will be under lock and key and monitored by Community Solutions accounting staff.

There is no budget impact and the Petty Cash Account is still subject to all accounting controls and ORS regulations.

RECOMMENDATION

Staff respectfully recommends that the Board adopt the attached board order creating a Petty Cash Account for Clackamas County Community Solutions WFI Coffee Cart in the amount of \$200.00.

Sincerely,

Marc Gonzales
Finance Director

For more information on this issue or copies of attachments
please contact Marc Gonzales at 503-742-5405

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

In the Matter of an Order
Creating a Petty Cash Account for
Clackamas County Community
Solutions-WFI Coffee Cart



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 creation of a Petty Cash Account in the amount of \$200.00, to be located at Clackamas County Community Solutions for the Working For Independence (WFI) Coffee Cart, and,

It further appearing that \$200.00 will be transferred from the Community Solutions cash account to the Petty Cash Custodian Account for the Community Solutions WFI Coffee Cart and,

It further appearing that an accounting with supporting receipts will be kept of the expenditures, and the claims with supporting receipts showing the nature of the expenditures will be turned into the County Department of Finance for review and recording before the funds will be replenished, and that the fund will be 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 Clackamas County Finance Division issue a check in the amount of \$200.00 to the Petty Cash Custodian Account for the Community Solutions WFI Coffee Cart payable from the Community Solutions cash account.

Dated this 25th day of March 2010.

BOARD OF COUNTY 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, March 4, 2010 – 10:00 AM

Public Services Building

2051 Kaen Road, Oregon City, OR 97045

PRESENT: Commissioner Lynn Peterson, Chair
Commissioner Charlotte Lehan
Commissioner Ann Lininger
EXCUSED: Commissioner Bob Austin
Commissioner Jim Bernard

★PLEDGE OF ALLEGIANCE ★

Chair Peterson announced that Commissioner Austin and Commissioner Bernard are attending the National Association of Counties (NACO) Conference and will not be in attendance today.

I. PRESENTATIONS

1. Proclaiming March 2010 as National Nutrition Month in Clackamas County
Marti Franc, Community Health presented the staff report and read the proclamation.
Chair Peterson asked for a motion to proclaim March 1010 as National Nutrition Month in Clackamas County.

MOTION:

Commissioner Lininger: I move we proclaim March 2010 as National Nutrition Month in Clackamas County.

Commissioner Lehan: Second.

Chair Peterson – all those in favor:

Commissioner Lininger: Aye.

Commissioner Lehan: Aye.

Chair Peterson: Aye.

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

2. Presentation - March for Meals Helps Feed Hungry in Clackamas County
Dan Zinzer, Business and Community Services, Joan Young, Milwaukie Center presented the staff report. They introduced Don Wiley, Nutritionist at the Milwaukie Center)

II. CITIZEN COMMUNICATION - NONE

III. DISCUSSION ITEMS

~NO DISCUSSION ITEMS SCHEDULED~

IV. CONSENT AGENDA

MOTION:

Commissioner Lehan: I move approval of the Consent Agenda.

Commissioner Lininger: Second.

Commissioner Lininger: Aye.

Commissioner Lehan: Aye.

Chair Peterson: Aye.

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

A. Health, Housing & Human Services

1. Approval of an Agreement with United Behavioral Health for Substance Abuse Intensive Outpatient Program Referred Consumers - CH
2. Approval of the Second Amendment to the Loan Agreement between Clackamas County and Seneca Terrace LLC for use of HOME Funds for the Acquisition of the Seneca Terrace Apartments - CD

B. Department of Transportation & Development

1. Resolution Order No. **2010-19** Amending Declaration of Necessity and Purpose for Acquisition of Rights-of-Way, Easements, and Personal Property: Board Order No. 2009-88, dated July 23, 2009, and Amending Declaration of Necessity and Purpose for Acquisition of Rights-of-Way, Easements, and Personal Property: Amended Board Order No. 2009-100, dated Sept. 24, 2009, for the Clackamas River (Springwater Rd.) Bridge Project and Authorizing Negotiations and Eminent Domain Actions

V COMMISSIONERS COMMUNICATION

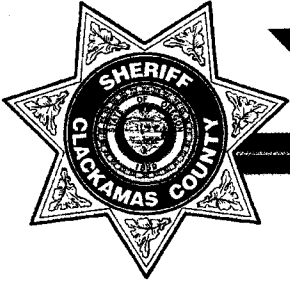
MEETING ADJOURNED – 10:30 AM

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/>

Clackamas County Sheriff's Office

"Working together to make a difference"



**Sheriff
CRAIG ROBERTS**

**Undersheriff
DAVID KIRBY**

**Undersheriff
MATT ELLINGTON**

March 25th, 2010

Board of County Commissioners, Clackamas County

Members of the Board:

**Approval of an Intergovernmental Agreement between the
Clackamas County Sheriff's Office and the Cities of Canby, Milwaukie and Oregon City, to
Establish an Interagency Special Weapons and Tactics (SWAT) Team**

This IGA between the Cities of Canby, Milwaukie, Oregon City and the Clackamas County Sheriff's Department expands the existing Clackamas County Sheriff's SWAT team to an interagency team.

SWAT teams provide a systematic approach to saving lives and apprehending dangerous offenders. Training and deployments of SWAT teams takes a great deal of time and can deplete staffing levels for daily operations. Prior to development of an Interagency SWAT Team, the Sheriff's Office team operated at the minimum staffing level set by National standards.

The Clackamas County Sheriff's Office SWAT Team has traditionally provided services to incorporated cities within Clackamas County without any request for reimbursement of expenses. Through this IGA, we create an opportunity to expand the SWAT team while sharing the expenses incurred during training and activations.

This IGA also creates a unique opportunity for partnering with law enforcement agencies in our County. This partnership benefits the cities by presenting new opportunities for their employees. The County benefits through expansion of the existing SWAT team, which gives us increased capabilities when responding to crisis situations.

This agreement has no financial impact on the Clackamas County Sheriff's Office. The IGA commences upon signing and is perpetual in duration.

County Counsel has approved this Intergovernmental Agreement.

RECOMMENDATIONS

It is recommended that the Board of County Commissioners approve this IGA to form an Interagency SWAT Team in Clackamas County.

Sincerely,

A handwritten signature in black ink that reads "Craig Roberts".

Craig Roberts, Sheriff

For information on this issue or copies of attachments, please contact Captain Kevin Layng @ 503-655-8622



Elissa Gertler
Director

PUBLIC AND GOVERNMENT AFFAIRS

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

March 25, 2010

Board of County Commissioners
Clackamas County

Members of the Board:

**APPROVING AN INTERGOVERNMENTAL AGREEMENT FOR DONATION OF A
PORTION OF THE WILLAMETTE SHORE LINE RIGHT-OF-WAY TO TRIMET FOR THE
PORTLAND-MILWAUKIE LIGHT RAIL PROJECT**

This intergovernmental agreement is a part of the Portland Milwaukie Light Rail (PMLR) project.

Clackamas County is a member of the Willamette Shore Line Consortium ("Consortium") with the City of Portland, the City of Lake Oswego, Tri-County Metropolitan Transportation District of Oregon ("TriMet"), and the Oregon Department of Transportation. The Consortium was established in 1994, and together holds title to the Willamette Shore Line right-of-way through a purchase from the Southern Pacific Transportation Company. A portion of the Willamette Shore Line right-of-way is needed by TriMet as part of the PMLR project.

By the terms of the intergovernmental agreement, the County, along with the other members of the Consortium, donates that portion of the right-of-way necessary for the PMLR to TriMet. The property to be donated is a single tax lot, specifically Tax Lot R327852.

RECOMMENDATION

- Staff respectfully recommends that the Board of County Commissioners approve the attached intergovernmental agreement to support the Portland-Milwaukie Light Rail project through the donation of land the County holds as part of the Consortium.
- Delegate authority to the Board Chair to execute the intergovernmental agreement on behalf of the Board of Commissioners for Clackamas County.

Respectfully submitted,

Elissa Gertler
Director

Attachment

For information on this issue please contact Scot Sideras at 503-742-4332 or
scot.sid@co.clackamas.or.us.



Nancy Drury
Director

DEPARTMENT OF EMPLOYEE SERVICES

PUBLIC SERVICES BUILDING

2051 KAEN ROAD | OREGON CITY, OR 97045

April 1, 2010

Board of Commissioners
Clackamas County

Members of the Board:

APPROVAL OF ADOPTION OF THE 2010 AFFIRMATIVE ACTION PLAN UPDATE

The annual update of the County's Affirmative Action Plan (AAP) is completed. This update reflects utilization figures as of February 3, 2010, and incorporates hiring goals for females and minorities for the calendar year 2010. The County maintains a voluntary Affirmative Action Plan (AAP) that follows the federal regulations from the Office of Federal Contract Compliance Programs that outlines the required elements of Affirmative Action Plans.

The update of the AAP involves analyzing the availability of minorities and females in the reasonable recruiting area and comparing it to the representation of these groups in the County workforce. The analysis identifies job groups, or Equal Employment Opportunity (EEO) Categories, in which women and/or minorities are underutilized. The County's Affirmative Action Committee (AAC) meets on an annual basis to review this data and develop an Affirmative Action Plan update. The AAC is comprised of representatives from major County departments whose responsibilities include setting hiring goals to address underutilization and suggesting programs to promote Affirmative Action in the County.

RESULTS OF PREVIOUS YEAR'S AFFIRMATIVE ACTION PLAN

The Board of County Commissioners last adopted an update to the County Affirmative Action plan in May of 2009. Since that time the County has made progress in increasing utilization of females and minorities in several job groups. Utilization percentages for females increased in the following EEO categories: EEO 1 (Officials and Administrators), EEO 2 (Professionals), EEO 3 (Technicians), and EEO 8 (Service Maintenance). Utilization percentages for minorities increased in four of eight EEO categories which include: EEO 2, EEO 3, EEO 5 (Paraprofessionals), and EEO 8.

HIRING GOALS FOR CALENDAR YEAR 2010

The AAC is recommending the Board approve hiring goals for three EEO categories in which female or minority underutilization is at two or more standard deviations from availability. This level of underutilization represents significant under-representation of the protected group in the workforce. Hiring goals are Countywide goals and are measured in terms of net increases at the end of the year (considering both hires and exits in the category). Hiring goals are meant to be "reasonable and attainable," and consider how many hiring opportunities are expected in the category.