



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, DECEMBER 9, 2010 - 10:00 AM BOARD OF COUNTY COMMISSIONERS

Beginning Board Order No. 2010-132

I. READING & ADOPTION OF PREVIOUSLY APPROVED LAND USE ORDINANCE

(No public testimony on this item)
(Dan Chandler, County Counsel)

II. 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.)*

III. PUBLIC HEARINGS *(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. Second Reading of Ordinance No. 06-2010 Adding Chapter 4.04, Vehicle Registration Fee – Sellwood Bridge to the Clackamas County Code (Cam Gilmour)
2. Board Order No. _____ for Clackamas County for a Supplemental Budget (greater than ten percent) for Fiscal Year 2010-2011 (Diane Padilla)

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. Board Order No. _____ Approving the Mental Health Director's Designee to Authorize a Custody Hold under ORS 426.233 – Behavioral Health

B. Finance Department

1. Board Order No. _____ for Clackamas County for a Supplemental Budget (less than ten percent) for Fiscal Year 2010-2011
2. Board Order No. _____ for Clackamas County for a Reduction and/or Transfer of Appropriations for Fiscal Year 2010-2011
3. Board Order No. _____ for Clackamas County for Budgeting of New Specific Purpose Revenue for Fiscal Year 2010-2011

C. Elected Officials

1. Approval of Previous Business Meeting Minutes – BCC
2. Acceptance of Grant Funds and Approval of an Intergovernmental Agreement with the Oregon Criminal Justice Commission for the Edward Byrne Memorial Justice Assistance Program - CCSO

D. Technical Services

1. Approval of a Contract with North Sky Communications for the Clackamas County Broadband Innovation Initiative Fiber Infrastructure Project

VI. NORTH CLACKAMAS PARKS AND RECREATION DISTRICT

1. Board Order No. _____ Authorizing the Director of North Clackamas Parks and Recreation District to Execute an Intergovernmental Agreement with the City of Happy Valley Regarding Property in the East Buttes Area of Happy Valley

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/>

ORDINANCE NO. ZDO-227

An Ordinance Amending the City of Estacada's Urban Growth Boundary (UGB) and the text of the Clackamas County Comprehensive Plan to adopt the City of Estacada's 20-year population forecast.

WHEREAS, on July 13, 2010 the City of Estacada (City) adopted an Economic Opportunity Analysis (EOA) prepared by Cogan Owens Cogan, LLC, dated June 15, 2009; and

WHEREAS, the EOA included a 20-year population projection for the City; and

WHEREAS, the 20-year population projection was derived using the Safe Harbor provisions in Oregon Revised Statute (ORS) 195.034 and Oregon Administrative Rule (OAR) 660-24-0030; and

WHEREAS, on June 14, 2010 the Estacada City Council approved an amendment to add 130.58 acres comprised of three parcels to the City's UGB; and

WHEREAS, on June 28, 2010 the Clackamas County Planning Commission held a public hearing on this matter but did not make a recommendation to the Board of County Commissioners; and

WHEREAS, the Board of County Commissioners voted at a public hearing on September 22, 2010 to approve an amendment to the Clackamas County Comprehensive Plan Map by adding 130.58 acres to the City of Estacada's Urban Growth Boundary; and

WHEREAS, the Board of County Commissioners voted at a public hearing on September 22, 2010 to approve two amendments to the text of the Comprehensive Plan and adopt the City's 20-year population forecast. NOW, THEREFORE,

The Board of Commissioners of Clackamas County ordains as follows:

- Section 1:** Chapter IV and Appendix B of the Clackamas County Comprehensive Plan are hereby amended as shown in Exhibit A attached hereto.
- Section 3:** The Clackamas County Comprehensive Plan Map is hereby amended as shown in Exhibit B attached hereto.
- Section 4:** The Board of Commissioners adopts the findings attached hereto as Exhibit C.
- Section 5:** This ordinance shall be effective 90 days from the date of its adoption.

ADOPTED this 9th day of December, 2010.

By the BOARD OF COUNTY COMMISSIONERS

Lynn Peterson, Chair

Mary Raethke, Recording Secretary



Campbell M. Gilmour
Director

DEPARTMENT OF TRANSPORTATION AND DEVELOPMENT

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

December 9, 2010

Board of County Commissioners
Clackamas County

Members of the Board:

**SECOND READING OF AN ORDINANCE ADDING CHAPTER 4.04, VEHICLE
REGISTRATION FEE – SELLWOOD BRIDGE, TO THE
CLACKAMAS COUNTY CODE**

The proposed ordinance adding Chapter 4.04, Vehicle Registration Fee – Sellwood Bridge, to the Clackamas County Code will provide a dedicated revenue source for the replacement of the Sellwood Bridge. The first reading was conducted on November 24, 2010.

Building and maintaining bridges is essential to sustaining the quality of the region's highways, which is vital to the County's ability to support commerce and the safe transportation of goods and people. The Sellwood Bridge is a key element to the County's transportation system, connecting Oregon Highways 99E, 43, and 224. It is the only crossing between Oregon City and Portland for a 12-mile length of the Willamette River.

Originally built in 1925, the Sellwood Bridge is 85 years old. The bridge has a National Bridge Inventory sufficiency rating of 2 on a scale of 100. This rating indicates the structural condition of the bridge and how well the bridge crossing serves the current traffic needs. The crossing has a number of deficiencies, poor structural condition, geologic instability, poor stopping distance, and restrained line of sight for motorists. In 2004 a 10-ton weight limit was imposed on the bridge to preserve the structure. The restriction prevents buses and heavy trucks from using the bridge as a secondary freight route.

The new bridge design will conform to 500-year seismic standards providing vital connectivity following a large earthquake event. The Sauvie Island Bridge is the only other Willamette River crossing in Portland that meets the 500-year seismic standards. There are two major fault lines that run along the Willamette River, one on each side.

Over 70 percent of the traffic using the Sellwood Bridge is traveling to or from Clackamas County, serving trips to jobs, businesses and other purposes important to the economy. With an average daily traffic count of 30,000 vehicles, this is the busiest two-lane bridge in the State of Oregon.

The replacement bridge has been estimated to cost \$330 million. This cost should be viewed as very preliminary as the final design of the replacement structure and its connection to Oregon 43 has not begun. Recent engineering work indicates that \$40 million can be saved by constructing a scaled down interchange with Oregon 43. With this adjustment, the project is estimated to cost \$290 million. Construction is scheduled to begin in two years.

Revenue from a \$5 per year vehicle registration fee will support the Clackamas County \$22 million share of the bridge replacement costs. Other financial participants are Multnomah County (\$127 million), the City of Portland (up to \$100 million), the Oregon Department of Transportation (\$30 million) and the Federal Highway Administration (\$11 million). The Clackamas County contribution includes county staff costs associated with our participation in this project, which is estimated to be \$100,000.

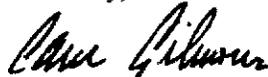
ORS 801.041 grants counties with a population of 350,000 or more the authority to enact an ordinance establishing a vehicle registration fee for the purpose of designing, replacing, and acquiring necessary property for engineering, and constructing a bridge and its approaches that crosses the Willamette River in the City of Portland prior to 2013. The proposed ordinance was drafted in accordance with ORS 801.041 as required by HB2001.

County Counsel has drafted and approved the proposed ordinance language. Staff has also discussed the implementation of this County vehicle registration fee of \$5 for each year of the registration period with cities located within Clackamas County's jurisdiction. The proposed language was presented to the Board of County Commissioners at a study session on November 9, 2010. The first reading of the ordinance was conducted on November 24, 2010.

RECOMMENDATION:

County staff respectfully recommends the Board of County Commissioners conduct the second reading of the proposed ordinance adding Chapter 4.04, Vehicle Registration Fee – Sellwood Bridge, to the Clackamas County Code. Should the Board choose to adopt the ordinance, it will become effective in 90 days.

Sincerely,



Cam Gilmour
Director

<p>For more information on this issue or copies of attachments, please contact Diedre Landon at 503.742.4677.</p>



ORDINANCE NO. 06-2010

An Ordinance adding Chapter 4.04, Vehicle Registration Fee – Sellwood Bridge to the Clackamas County Code.

- WHEREAS . . .** building and maintaining bridges is essential to sustaining the quality of the region's highways, which is vital to the County's ability to support commerce and the safe transportation of goods and people; and
- WHEREAS . . .** the Sellwood Bridge is a key element to the County's transportation system, connecting Oregon Highways 99E, 43, and 224; is the only crossing between Oregon City and Portland for a twelve mile length of the Willamette River; with *more than half* its users travelling to or from the County; and
- WHEREAS . . .** the Sellwood Bridge is 85 years old, with a sufficiency rating on the National Bridge Inventory of 2 out of a scale of 100; and
- WHEREAS . . .** replacing the Sellwood Bridge will greatly enhance safe and efficient travel; and
- WHEREAS . . .** County revenues are not sufficient to fund the replacement of the Sellwood Bridge; and
- WHEREAS . . .** the Board has concluded that it is essential to provide a dedicated revenue source for the replacement of the Sellwood Bridge; and
- WHEREAS . . .** ORS 801.041 grants to counties with a population of 350,000 or more the authority to enact an ordinance establishing a vehicle registration fee for the purpose of designing, replacing, acquiring necessary property for, engineering, and constructing a bridge and its approaches that crosses the Willamette River in the City of Portland; and
- WHEREAS . . .** the Board has decided that it is now necessary to add Chapter 4.04, Vehicle Registration Fee – Sellwood Bridge, to the Clackamas County Code so as to enact an ordinance establishing a vehicle registration fee according to ORS 801.041 whose revenues shall be dedicated to the replacement of the Sellwood Bridge; now, therefore;

The Board of Commissioners of Clackamas County ordains as follows:

Section 1: Chapter 4.04, Vehicle Registration Fee – Sellwood Bridge, is hereby added to the Clackamas County Code to read as follows:

Chapter 4.04 VEHICLE REGISTRATION FEE – SELLWOOD BRIDGE

4.04.010 Authority

This chapter is enacted pursuant to the grant of authority set out in ORS 801.041 and Oregon Laws Chapter 865 (2009).

4.04.020 Purpose

The purpose of this chapter is to provide funds for the designing, replacing, acquiring necessary property for, engineering, and constructing a replacement for the Sellwood Bridge and its approaches.

4.04.030 Definitions of Terms and Construction

All words used in this chapter shall have the definitions assigned to them in ORS Chapter 801. The interpretation and application of this chapter shall be according to the terms of ORS 801.041 and its associated statutes.

4.04.040 Imposition of the Vehicle Registration Fee; Exemption from the Fee

- A.** Save for the exceptions specifically set out in subsection B below, a vehicle registration fee is imposed on every vehicle registered with the Oregon Department of Transportation where the address on the application for registration or renewal of registration is in Clackamas County.

- B.** In accordance with ORS 801.041(3) the following vehicles are declared to be exempt from the vehicle registration fee:
 - 1.** Snowmobiles and Class I all-terrain vehicles.
 - 2.** Fixed load vehicles.
 - 3.** Vehicles registered under ORS 805.100 to disabled veterans.
 - 4.** Vehicles registered as antique vehicles under ORS 805.010.
 - 5.** Vehicles registered as vehicles of special interest under ORS 805.020.
 - 6.** Government-owned or operated vehicles registered under ORS 805.040 or 805.045.

7. School buses or school activity vehicles registered under ORS 805.050.
8. Law enforcement undercover vehicles registered under ORS 805.060.
9. Vehicles registered on a proportional basis for interstate operation.
10. Vehicles with a registration weight of 26,001 pounds or more described in ORS 803.420(10) or (11).
11. Vehicles registered as farm vehicles under the provisions of ORS 805.300.
12. Travel trailers, campers, and motor homes.

4.04.050 Amount of the Fee

- A. At the time a vehicle is first registered or at the time of registration renewal, the applicant shall pay a County vehicle registration fee of \$5 for each year of the registration period.
- B. This fee shall be in addition to all other fees required to be paid to the State of Oregon according to ORS 803.420 or any other statute.
- C. This fee shall be collected by the Oregon Department of Transportation on behalf of the County. As required by ORS 801.041(1), the County shall enter into an intergovernmental agreement with the Oregon Department of Transportation for the collection, payment, and crediting of the fees.

4.04.060 Use of the Proceeds

The net proceeds of the fees collected under this chapter shall be used exclusively to pay the expenses of designing, replacing, acquiring necessary property for, engineering, and constructing the replacement for the Sellwood Bridge and its approaches as well as to repay any bonded indebtedness incurred for the aforesaid purposes.

Section 2: In addition to, and not as a replacement for, all measures to be taken for the filing of an ordinance, a copy of this ordinance shall also, as required by ORS 801.041(1), be filed with the Oregon Department of Transportation.

Section 3: Multnomah County has also, by its Ordinance No. 1148, enacted a vehicle registration fee for the purpose of replacing the Sellwood Bridge. While Clackamas County by this act has enacted its own ordinance for the same purpose, the two entities have acted independently in setting their respective fee, and the registration fee imposed by this act is not a "joint registration fee" as set out in ORS 801.041(6).

ADOPTED this _____ day of December, 2010.

BOARD OF COUNTY COMMISSIONERS

Chair

Recording Secretary



MARC GONZALES
DIRECTOR

DEPARTMENT OF FINANCE

December 9, 2010

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

Board of County Commissioners
Clackamas County

Members of the Board:

**Board Order for Clackamas County for a Supplemental Budget
(Greater Than Ten Percent) for Fiscal Year 2010-2011**

Each fiscal year it is necessary to allocate additional sources of revenue and appropriate additional expenditures to more accurately meet the changing requirements of the operating departments. The attached Board Order reflects such changes requested by departments in keeping with a legally accurate budget. These changes are in compliance with O.R.S. 294.480 (4) which allows for governing body approval of supplemental budget changes for items ten percent or greater of the qualifying expenditures of the budget fund(s) being adjusted. The required notices have been published.

The **Building Codes Fund** is recognizing permit fee revenue and appropriating it in personal services to add back staff and recognizing fund balance and appropriating it in contingency.

The **Countywide Transportation SDC Fund** is recognizing fund balance and appropriating it in contingency.

The **Clackamas Mental Health Organization Fund** is recognizing additional prior year revenue, fund balance and grant revenue and appropriating them in materials and services for program expenses and contingency.

The **Community Health Fund** is recognizing prior year revenue, grants and program income and appropriating the funds in personal services, materials and services, capital outlay and reserves for the associated programs.

The **Transient Room Tax Fund** is recognizing fund balance and appropriating it for payment of administrative fees and transfer to the Tourism Development Council Fund.

The **Telecommunications Services Fund** is recognizing fund balance and appropriating it in capital outlay for replacement of telephone equipment.

The effect of this Board Order is an increase in appropriations of \$11,426,195 including new revenues as detailed below:

Prior Year Revenue	\$ 5,009,221.
Fund Balance	1,089,997.
License and Permits	89,667.
Federal Operating Grants	202,542.
State Operating Grants	3,603,271.
Local Gov't & Other Agency	30,144.
Charges for Services	308,825.
Miscellaneous Revenue	<u>1,092,528.</u>
Total Recommended	<u>\$ 11,426,195.</u>

RECOMMENDATION:

Staff respectfully recommends adoption of the attached supplemental budget and Exhibit A in keeping with a legally accurate budget.

Sincerely,



Diane D. Padilla
Budget Manager

For information on this issue or copies of attachments
please contact Diane Padilla at (503) 742-5425

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

In the matter of Adopting a
2010-2011 FY supplemental budget
for items 10% or greater of total
qualifying expenditures and making
appropriations for the period of
July 1, 2010 through June 30, 2011.



Order No
(Page 1 of 1)

THIS MATTER COMING ON at this
time and it appearing to the Board of Commissioners that a supplemental budget for the period
of July 1, 2010, through June 30, 2011, inclusive, has been prepared, published and submitted
to the taxpayers as provided by statute, and;

THE FUNDS AND DEPARTMENTS

affected by the actions reflected above being:

- . Building Codes Fund
- . Countywide Transportation SDC Fund
- . Clackamas Mental Health Organization Fund
- . Community Health Fund
- . Transient Room Tax Fund
- . Telecommunications Services Fund; and

NOW, THEREFORE, IT IS HEREBY
ORDERED that the supplemental budget be adopted and appropriations established as shown in
the attached Exhibit A which by this reference is made a part of this Order.

DATED this 9th day of December, 2010

BOARD OF COUNTY COMMISSIONERS

Chair

Recording Secretary

December 9, 2010

Board of County Commissioners
Clackamas County

Members of the Board:

**Board Order # _____ Approval of Mental Health Director's Designee
to Authorize a Custody Hold Under ORS 426.233**

The Behavioral Health Division of the Health, Housing & Human Services Department requests the approval of the Designation of Jennifer Obermeyer, MSW, Amy E. Shorey, LCSW, Nina Ryers, LCSW and Jennie Sullivan Vernier, MSW, by the Clackamas County Behavioral Health Director as additional staff authorized under ORS 426.233 (copy attached) to direct a peace officer to take a person into custody and remove the person to a hospital or non-hospital facility approved by the Oregon Mental Health and Developmental Disability Services Division.

Recommendation

Staff recommends the Board approve the attached Board Order of Jennifer Obermeyer, MSW, Amy E. Shorey, LCSW, Nina Ryers, LCSW and Jennie Sullivan Vernier, MSW, as additional Clackamas County Behavioral Health Division staff authorized to direct a peace officer to take a person into custody under ORS 426.233.

Respectfully submitted,



Cindy Becker
Director

For more information on this issue or copies of attachments,
Please contact Marcia Hille, at 503 742-5959

Healthy Families. Strong Communities.

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

In the Matter of the Designation of
Jennifer Obermeyer, MSW, Amy E.
Shorey, LCSW, Nina Ryers, LCSW and
Jennie Sullivan Vernier, MSW, as Mental
Health Director Designee to Direct Peace
Officer Custody Holds



ORDER NO.

This matter coming on at this time to be heard, and it appearing to this Board that Cindy Becker, Director of Health, Housing & Human Services Department, has recommended to this Board the approval of Jennifer Obermeyer, MSW, Amy E. Shorey, LCSW, Nina Ryers, LCSW and Jennie Sullivan Vernier, MSW, as additional designees of the Behavioral Health Division Director, authorized under ORS 426.233 to direct a peace officer to take a person into custody and remove the person to a hospital or non-hospital facility approved by the Oregon Mental Health and Developmental Disability Services Division, and

This Board finds that it would be in the best interest of Clackamas County to approve said designation,

IT IS THEREFORE HEREBY ORDERED that Clackamas County approve the designation of Jennifer Obermeyer, MSW, Amy E. Shorey, LCSW, Nina Ryers, LCSW and Jennie Sullivan Vernier, MSW, as additional Clackamas County Behavioral Health Division staff authorized to direct a peace officer to take a person into custody under ORS 426.233.

ADOPTED this 9th day of December, 2010.

BOARD OF COUNTY COMMISSIONERS

Chair

Recording Secretary



MARC GONZALES
DIRECTOR

DEPARTMENT OF FINANCE

PUBLIC SERVICES BUILDING

2051 KAEN ROAD | OREGON CITY, OR 97045

December 9, 2010

Board of County Commissioners
Clackamas County

Members of the Board:

**Board Order for Clackamas County for a Supplemental Budget
(Less Than Ten Percent) for Fiscal Year 2010-2011**

Each fiscal year it is necessary to allocate additional sources of revenue and appropriate additional expenditures to more accurately meet the changing requirements of the operating departments. The attached Board Order reflects such changes requested by departments in keeping with a legally accurate budget. These changes are in compliance with O.R.S. 294.480 (3) which allows for governing body approval of supplemental budget changes of less than ten percent of qualifying expenditures in the fund(s) being adjusted. The required notice has been published.

The **Planning Fund** is recognizing fund balance and appropriating it in contingency.

The **Road Fund** is recognizing fund balance and appropriating it in contingency.

The **Sheriff Fund** is recognizing fund balance and budgeting it in personal services to offset a reduced fringe benefit budget and in materials and services for program expenses.

The **District Attorney Fund** is recognizing fund balance and timber revenue and budgeting it in capital outlay toward the purchase of a case management system.

The **Children, Youth and Families Fund** is recognizing funding from Behavioral Health and appropriating it in materials and services for program expenses.

The **Dog Services Fund** is recognizing fund balance and budgeting it in materials and services for kennel supplies.

The **Juvenile Fund** is recognizing fund balance and budgeting it in personal services and materials and services for temporary workers and program expenses.

The **DTD Capital Projects Fund** is recognizing fund balance and appropriating it in capital outlay for construction costs.

The **Cable Administration Fund** is recognizing fund balance and budgeting it in personal services and materials and services for operating expenses and in reserves for future costs associated with the broadband innovation initiative.

The **Facilities Management Fund** is recognizing American Recovery and Reinvestment Act and Energy Efficiency Block Grant revenue passed through from other county departments and budgeting it in personal services for additional staff needed to perform the grant funded work of increasing energy efficiency and sustainability of county buildings.

The **Technology Services Fund** is recognizing additional fund balance and budgeting it to complete projects carried over from the prior year and cover new projects for the current fiscal year.

The **Fleet Services Fund** is recognizing fund balance and budgeting for two vehicle purchases and setup cost for twelve vehicles for the Sheriff not completed last fiscal year.

The **Tourism Development Council Fund** is recognizing an interfund transfer from the Transient Room Tax Fund and appropriating it in contingency.

The effect of this Board Order is an increase in appropriations of \$5,645,101 including new revenues as detailed below:

Fund Balance	\$ 4,752,451.
Charge for Services	816,250.
Interfund Transfer	<u>76,400.</u>
Total Recommended	<u>\$ 5,645,101.</u>

RECOMMENDATION:

Staff respectfully recommends adoption of the attached supplemental budget and Exhibit A in keeping with a legally accurate budget.

Sincerely,



Diane D. Padilla
Budget Manager

For information on this issue or copies of attachments
please contact Diane Padilla at (503) 742-5425

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

In the matter of Adopting a
2010-2011 FY supplemental budget
for items less than 10 percent of total
qualifying expenditures and making
appropriations for the period of
July 1, 2010, through June 30, 2011



Order No
(Page 1 of 1)

THIS MATTER COMING ON at this
time and it appearing to the Board of Commissioners that a supplemental budget for the period
of July 1, 2010, through June 30, 2011, inclusive, has been prepared, published and submitted
to the taxpayers as provided by statute; and

THE FUNDS AND DEPARTMENTS

affected by the actions reflected above being:

- . Planning Fund
- . Road Fund
- . Sheriff Fund
- . District Attorney's Fund
- . Children, Youth & Families
- . Dog Services Fund
- . Juvenile Fund
- . DTD Capital Projects Fund
- . Cable Administration Fund
- . Facilities Management Fund
- . Technology Services Fund
- . Fleet Services Fund
- . Tourism Development Council Fund; and

NOW, THEREFORE, IT IS HEREBY
ORDERED that the supplemental budget be adopted and appropriations established as shown in
the attached Exhibit A which by this reference is made a part of this Order.

DATED this 9th day of December, 2010.

BOARD OF COUNTY COMMISSIONERS

Chair

Recording Secretary



MARC GONZALES
DIRECTOR

DEPARTMENT OF FINANCE

PUBLIC SERVICES BUILDING

2051 KAEN ROAD | OREGON CITY, OR 97045

December 9, 2010

Board of County Commissioners
Clackamas County

Members of the Board:

**Board Order for Clackamas County for a Reduction and/or
Transfer of Appropriations for Fiscal Year 2010-2011**

Periodically during the fiscal year it is necessary to transfer appropriations between the major spending categories (personal services, materials and services, debt service, interfund transfer, capital outlay and other requirements) to more accurately reflect the changing requirements of the operating departments.

Transfers are a method of moving budgeted appropriations during the fiscal year as required by state budget law per ORS 294.450. There is no financial impact incurred as a result of transfers as appropriations for these amounts have been accomplished through the initial budget process.

In addition, circumstances such as unanticipated funding reductions or organizational changes necessitate reductions of appropriations.

The attached board order accomplishes the above mentioned changes as requested by the following operating departments in keeping with a legally accurate budget.

The **General Fund – Non-Departmental** is moving the appropriation for critical needs programs from materials and services to interfund transfer to the various funds receiving additional support.

The **General Fund - Non Department** is transferring from contingency to interfund transfer to the **Technology Services Fund** to provide match for the Broadband Technology Opportunities Program grant for a project coordinator position.

The **Building Codes Fund** is recognizing interfund transfer revenue from the General Fund and increasing personal services to rehire a full time plans examiner. Support is coming from funds earmarked for economic stimulus.

The **Family Court Services Fund** is recognizing interfund transfer revenue from the General Fund and increasing personal services to hire a part-time mediation & conciliation specialist using critical needs program funding.

The **Business and Economic Development Fund** is transferring from contingency to materials and services for additional business and development assistance.

The **Community Corrections Fund** is recognizing interfund transfer revenue from the General Fund and budgeting for a transitional housing contract with Bridges to Change paid from critical needs program funding.

The **District Attorney Fund** is transferring from personal services to materials and services for an unanticipated network connection replacement. This fund is also recognizing an interfund transfer from the General Fund and appropriating it in materials and services to replace computers and laptops and purchase scanners and software to increase office efficiency.

The **Community Health Fund** is realigning revenues and transferring from materials and services and personal services to contingency per most recent grant updates in several programs.

The **Social Services Fund** is recognizing an interfund transfer of critical needs program support from the General Fund and budgeting it in materials and services to provide additional housing program support.

The **Children, Youth and Families Fund** is recognizing an interfund transfer of critical needs program support from the General Fund and budgeting it in materials and services for Prevent Net and Children of Incarcerated Parents program expenses.

The **Juvenile Fund** is recognizing an interfund transfer of critical needs program support from the General Fund and budgeting it in material and services for detention program costs.

The **Technology Services Fund** is recognizing interfund transfer revenue from the General Fund and increasing personal services to hire a full time project coordinator for the County Broadband Innovation Initiative project.

The **Tourism Development Council** is transferring from materials and services to personal services to hire a full time administrative analyst for the department.

The **Business and Economic Development Fund** is reducing its interfund transfer budget from the General Fund in recognition that funds to rehire a plans examiner in the Building Codes Fund will be made to that fund directly.

The **Code Compliance and Sustainability Fund, Public Land Corner Preservation Fund, Sunnyside Village Park Road Frontage Construction Fund and Sunnyside Village Park Acquisition Fund** are all decreasing their budgets to recognize lower than estimated beginning fund balances.

The **Social Services Fund** is decreasing its budget to recognize lower than estimated funding from a variety of grants.

RECOMMENDATION:

Staff respectfully recommends that the Board adopt the attached board order and Exhibit A to maintain an accurate budget.

Sincerely,



Diane D. Padilla
Budget Manager

For information on this issue or copies of attachments
please contact Diane Padilla at (503) 742-5425

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

In the matter of the Reduction
and/or Transfer of Appropriations
within the Clackamas County
2010-11 Fiscal Year Budget.



Order Number
(Page 1 of 2)

THIS MATTER COMING on at
this time and it appearing to the Board of County Commissioners that the reduction and/or
transfer of budgeted appropriations within the Clackamas County 2010-11 Fiscal Year Budget is
necessary to continue to prudently manage the distribution of those resources and expenditures
for the needs of Clackamas County departments; and

THE FUNDS AFFECTED by the
reductions and/or transfers of budgeted appropriations described above being the

- . General Fund - Non-Departmental
- . Building Codes Fund
- . Family Court Services Fund
- . Business and Economic Development Fund
- . Community Corrections Fund
- . District Court Fund
- . Community Health Fund
- . Social Services Fund
- . Children, Youth and Families Fund
- . Juvenile Fund
- . Technology Services Fund
- . Tourism Development Council Fund
- . Business and Economic Development Fund
- . Code Compliance and Sustainability Fund
- . Public Land Corner Preservation Fund
- . Sunnyside Village Park Road Frontage Construction Fund
- . Sunnyside Village Park Acquisition Fund
- . Social Services Fund; and

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

In the matter of the Reduction
and/or Transfer of Appropriations
within the Clackamas County
2010-11 Fiscal Year Budget.



Order Number
(Page 2 of 2)

THIS MATTER COMING on at
this time and it appearing to the Board of County Commissioners that the reduction and/or
transfer of budgeted appropriations within the Clackamas County 2010-11 Fiscal Year Budget is
necessary to continue to prudently manage the distribution of those resources and expenditures
for the needs of Clackamas County departments; and

THIS BOARD being fully
advised in the premises; therefore

PURSUANT TO ORS 294.450,
attachments to this Board Order as set forth in Exhibit A, documenting the aforementioned
budget transfers and/or reductions are considered part of the approving resolution and are
hereby approved.

Dated this 9th day of December, 2010.

BOARD OF COUNTY COMMISSIONERS

Chair

Recording Secretary



MARC GONZALES
DIRECTOR

DEPARTMENT OF FINANCE

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

December 9, 2010

Board of County Commissioners
Clackamas County

Members of the Board:

**Board Order for Clackamas County for Budgeting of
New Specific Purpose Revenue for Fiscal Year 2010-2011**

Each fiscal year it is necessary to appropriate additional expenditures and allocate additional sources of revenue to more accurately meet the changing requirements of the operating departments of the County.

The attached board order reflects those changes that departments have requested which, pursuant to ORS 294.326 (ss 2), qualify as grants in trust for specific purposes in keeping with a legally accurate budget.

The **District Attorney Fund** is recognizing grant funding from Victim of Crime Act and Domestic Violence Response and budgeting program expense associated with the grants.

The **Social Services Fund** is recognizing prior year revenues and making adjustments to a variety of programs to reflect most current funding levels and increasing appropriations in personal services, materials and services and reserves accordingly.

The **Community Solutions for Clackamas County Fund** is recognizing funding from the State of Oregon Department of Human Services and Workforce Investment Act and budgeting it in personal services to add a full time job development specialist and a full time human services assistant and materials and services for program costs associated with the grants.

The **Children, Youth and Families Fund** is recognizing grant funding from Drug Free Communities Mentoring and My Future Choice and budgeting for program expenses associated with those grants

The **Juvenile Fund** is recognizing funding from the Juvenile Crime Plan Prevention, Diversion, Drug Court Evaluation, Local Solicitation and Juvenile Accountability Incentive Block grants and appropriating it in materials and services and personal services for program expenses.

The effect of this Board Order is an increase in appropriations of \$2,220,062 including new revenues as detailed below:

Prior Year Revenue	\$ 560,824.
Fund Balance	392,337.
Federal Operating Grants	884,553.
State Operating Grants	228,481.
Local Gov't and Other Agencies	95,250.
Charge for Services	<u>58,617.</u>
Total Recommended	<u>\$ 2,220,062.</u>

RECOMMENDATION:

Staff respectfully recommends that the Board adopt the attached board order and Exhibit A to maintain an accurate budget.

Sincerely,



Diane D. Padilla
Budget Manager

For information on this issue or copies of attachments
please contact Diane Padilla at (503) 742-5425

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

In the matter of Authorization
to Appropriate Grants for
Specific Purposes within the
Clackamas County 2010-11
Fiscal Year Budget.

}
Order No
(Page 1 of 1)

THIS MATTER COMING on at this time and it
appearing to the Board of County Commissioners that the appropriation of grants entrusted for
specific purposes within the Clackamas County 2010-11 Fiscal Year Budget is necessary to authorize
the expenditure of those grants for the needs of Clackamas County departments; and

THE FUNDS AFFECTED by the appropriation of
these additional resources described above being the

- . District Attorney Fund
- . Social Services Fund
- . Community Solution of Clackamas County Fund
- . Children, Youth and Families Fund
- . Juvenile Fund; and

THIS BOARD BEING fully advised in the
premises; now therefore

PURSUANT TO ORS 294.326 (ss2),
appropriation authorizing expenditure of the aforementioned funds within the Clackamas County
2010-11 Fiscal Year Budget, is hereby approved as set forth in Exhibit A, attached hereto and made a
part hereof.

DATED this 9th day of December, 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, October 7, 2010 – 10:00 AM

Public Services Building - 2051 Kaen Road, Oregon City, OR 97045

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

~Pledge of Allegiance~

Commissioner Lininger announced that Commissioners Peterson and Lehan are out of the office and will not be in attendance today – Commissioner Lininger will serve as Chair for today's Business Meeting.

I. PRESENTATION

1. Proclaiming October 2010 as Disability Employment Month in Clackamas County
Maureen Thompson, Community Solutions for Clackamas County presented the staff report and read the proclamation.

Chair Lininger asked for a motion.

MOTION:

Commissioner Austin: I move we proclaim October 2010 as Disability Employment Month in Clackamas County.

Commissioner Bernard: Second.

Chair Lininger – all those in favor:

Commissioner Bernard: Aye.

Commissioner Austin: Aye.

Chair Lininger: Aye.

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

II. CITIZEN COMMUNICATION

Christine Kosinski, 18370 Holly Lane, Oregon City, OR 97045 - concerned regarding the City of Oregon City not notifying the Hamlet of Beaver Creek about a City land use application until after the fact. She feels it was done on purpose and there is lack of support from the City for the Hamlet of Beaver Creek.

Chair Lininger asked that County Administrator look into this issue by contacting the City of Oregon City.

III. DISCUSSION ITEMS

~NO DISCUSSION ITEMS SCHEDULED

IV. CONSENT AGENDA

MOTION:

Commissioner Bernard: I move we approve the Consent Agenda.

Commissioner Austin: Second.

Chair Lininger – all those in favor:

Commissioner Bernard: Aye.

Commissioner Austin: Aye.

Chair Lininger: Aye.

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

A. Health, Housing & Human Services

1. Approval of Amendment No. 6 to Intergovernmental Agreement #115192 with the State of Oregon Department of Human Services, Senior and People with Disabilities Division for Food Stamp Employment and Training Program - CSCC
2. Board Order No. **2010-118** Approving the Community Health Director's Designee to Authorize a Custody Hold Under ORS 426.233 - CH
3. Approval of a Renewal Intergovernmental Agreement with Washington County for the Cities Readiness Initiative - CH

B. Department of Transportation & Development

1. Approval of Amendment No. 1 to the Local Agency Agreement with the Oregon Department of Transportation for the Highway Bridge Replacement and Rehabilitation Project N. Fork Molalla River (Dickey Prairie Road) Bridge #06554
2. Approval to Delegate Authority to the Director of the Department of Transportation & Development to Sell Excess Properties which were Acquired for Rights-of-Way for the Construction of the Sunnyside Road Improvement Projects, the 172nd from Sunnyside to Hwy. 212 Project and the Johnson Creek Bridge Project
3. Approval of a Contract with Northwest Earthmovers, Inc. for the SW Stafford Road at SW Mountain Road Intersection Improvement Project, with Funding from Hazard Elimination Program and 2009 American Recovery and Reinvestment Act

C. Elected Officials

1. Approval of Previous Business Meeting Minutes – BCC
2. Approval of Amendment No. 1 to the Personal Services Contract for the Children's Center of Clackamas County for Fiscal Year 2010-2011 - DA

D. Juvenile Department

1. Approval of Amendment No. 1 to Intergovernmental Agreement No. 0607133 between Clackamas County and Multnomah County for Detention Services

V. WATER ENVIRONMENT SERVICES

1. Acceptance of Easements on behalf of Clackamas County Service District No. 1 for Phase 2 of the North Clackamas Revitalization Area Sanitary Sewer Project (Tax Lot 12E30AB04900 and Tax Lot 12E30AB03200)
2. Acceptance of a Conservation Easement on behalf of the Surface Water Agency of Clackamas County (CGP Madison, LLC)

VI. COMMISSIONERS COMMUNICATION

Commissioner Bernard asked County Administrator Steve Wheeler to look into Molalla's questions regarding population projection and bridge replacement.

MEETING ADJOURNED – 10:24 AM



Clackamas County Sheriff's Office

RAIG ROBERTS, Sheriff

December 9, 2010

Board of County Commissioners
Clackamas County

Request by the Clackamas County Sheriff's Office to Accept Grant Funds and Enter into an Intergovernmental Agreement with the Oregon Criminal Justice Commission for the Edward Byrne Memorial Justice Assistance Program

The Clackamas County Sheriff's Office is requesting approval to enter into an Intergovernmental Agreement and accept a two year grant from the Oregon Criminal Justice Commission in the amount of \$192,422. Grant money will fund efforts to enhance the efforts of the Clackamas County Interagency Task Force (CCITF), a multi-agency task force that focuses on reducing the manufacture and distribution of illegal drugs.

This grant will pay for specialized training in narcotics enforcement, overtime needed to be responsive to immediate calls for service from patrol, and to facilitate development of fast-moving cases and confidential funds.

The grant application was approved by Steve Wheeler, County Administrator, on July 7, 2010. Prior to submission, the CCITF Executive Board including Undersheriff Matt Ellington; CCDA Steve Mygrant representing District Attorney John Foote; Gladstone Police Chief Jim Pryde; West Linn Police Captain Ron Schwartz; Mr. Paul Schmidt, Assistant Special Agent In Charge, Drug Enforcement Administration; Mr. Todd Spencer, Group Supervisor, Internal Revenue Service - Criminal Investigation Division; and Lieutenant Terri Davie, Oregon State Police approved applying for the grant funds on May 6, 2010.

Funds are available once all parties have signed and will end on September 30, 2011, unless we apply for an extension. The Sheriff's Office plans to apply for an extension in 2011.

The Sheriff's Office requests approval to accept the Edward Byrne Memorial Justice Assistance Program Grant in the amount of \$192,422 to assist our interagency drug task force.

Sincerely,


Craig Roberts, Sheriff

"Working Together to Make a Difference"



Dave Cummings
Chief Information Officer

Technology Services

121 Library Court Oregon City, OR 97045

Board of County Commissioners
Clackamas County

Members of the Board:

Approval of a contract with North Sky Communications for the Clackamas County Broadband Innovation Initiative (CBII) Fiber Infrastructure Project

The Clackamas Broadband Innovation Initiative (CBII) is a 174 mile ring/spur fiber optic network designed to provide low cost point to point middle mile network access to 160 proposed community anchor locations throughout the County while providing backhaul abilities to any private broadband provider desiring to use the network. This project is the initial phase of an overall County Communications Plan to increase high speed communications within and to the County. This project is primarily funded by a Federal grant as part of the Broadband Technology Opportunities Program (BTOP) awarded to the County. To design and install this fiber infrastructure, the County requires a qualified contractor meeting all the Federal and County requirements.

To determine the best contractor for this project, a Request for Proposals (RFP) was issued August 16, 2010. The evaluation process was two phase—the first phase was the submittal of qualifications, the second phase involved the highest scoring qualifiers submitting proposals. 9 responses were received for the first phase. From those, proposals were solicited from North Sky Communications, Tetra Tech Construction Services inc. and Henkels and McCoy Inc. North Sky Communications and Tetra Tech Construction Services submitted proposals by the time of closing on October 6, 2010. Based upon the evaluation criteria contained in the RFP, the proposal from North Sky Communications was the one best meeting the needs of the County for this project.

Of the estimated total project costs of \$11,148,830, the grant is paying 70% for a total of \$7,804,181 with the remaining \$3,344,649 coming from the project anchor sites and the County in the way of equipment, staff and cash match. The total amount of this contract is not to exceed \$8,108,255.47 which the majority will be paid for by the \$7,804,181 grant contribution and the remaining \$304,074 coming from County cash match. The contract will be paid from Fund 422 ORG 0270 Account 481551 Program 00550 beginning in this fiscal year and completing in approximately March 2013 in fiscal year 2012-13.

County Counsel has reviewed this contract.

RECOMMENDATION:

Staff respectfully recommends that the Board approve the contract with North Sky Communications for the Clackamas County Broadband Innovation Initiative (CBII) Fiber Infrastructure Project.

Sincerely,

Dave Cumming
CIO Technology Services

For more information on this issue or copies of attachments contact Dave DeVore (503) 723-4996

Placed on the Agenda of Dec. 9th 2010 by the Purchasing Division



**NORTH
CLACKAMAS**
PARKS & RECREATION
DISTRICT

December 9, 2010

Board of County Commissioners
Clackamas County

Members of the Board:

Board Order Authorizing the Director of NCPRD to Execute an Intergovernmental Agreement with Metro and the City of Happy Valley regarding Property in the East Buttes area of Happy Valley

North Clackamas Parks and Recreation District (NCPRD) is seeking authorization to enter into an intergovernmental agreement with Metro and the City of Happy Valley regarding the purchase, construction of capital improvements, and management of 70 acres of property in Happy Valley. The property is identified on Exhibit A within the draft IGA attached to the Board Order (the "Property"). The Property is identified as a 2006 Metro Natural Areas bond measure Tier I Scouter Mountain East Buttes area acquisition priority.

The Boy Scouts Cascade Pacific Council (Boy Scouts) has agreed to sell Metro 70 acres of a larger 192-acre property on Scouter Mountain in Happy Valley to preserve a natural area for park use. The Boy Scouts will separate the 70-acre parcel from the larger acreage before the Metro acquisition. The Boy Scouts will also deconstruct Chief Obie Lodge, which is in significant disrepair.

Metro plans to close on the property in the spring of 2011 and immediately begin habitat restoration and site improvements. The new natural area park will feature trails, restrooms and a picnic shelter that will incorporate salvaged materials from the deconstructed lodge. The City of Happy Valley will contribute \$380,000 towards improvements on the property, and \$100,000 will come from the Boy Scouts' proceeds of the sale.

Metro will retain ownership of the property as a natural area park. The site will not open until all construction and site stabilization work is completed by Metro and a Management Plan is prepared by all partners. NCPRD will be responsible for daily management of the new park after it is open to the public. The proposed roles and responsibilities of each party, as they relate to the property, are described in the attached draft IGA.

www.co.clackamas.or.us/ncprd

Administration Office
150 Beaver Creek Road
Oregon City, OR 97045
503-742-4348
fax: 503-742-4349

Aquatic & Recreation Services
7300 SE Harmony Road
Milwaukie, OR 97222
503-794-8080
fax: 503-794-8085

Milwaukie Center
5440 SE Kellogg Creek Drive
Milwaukie, OR 97222
503-653-8100
fax: 503-794-8016

Parks Maintenance Office
9909 SE 40th Avenue
Milwaukie, OR 97222
503-794-8030
fax: 503-794-8087

*A service district
of Clackamas County*

Partnership in the acquisition and management of this property helps meet the acquisition and natural area goals and needs of the NCPRD Master Plan and is included in the NCPRD Capital Improvement Plan. The partnership brings additional park land into the park inventory without the direct cost of acquisition and development to NCPRD. The project also meets the intention and goals of the IGA for park services between NCPRD and the City of Happy Valley.

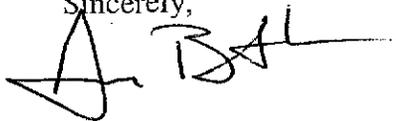
The North Clackamas Parks and Recreation District Advisory Board (DAB) reviewed this acquisition and recommended proceeding with the purchase of the property.

County Counsel has reviewed and approved the draft Intergovernmental Agreement.

RECOMMENDATION:

The staff and DAB respectfully recommends to the Board authorizing the Director of NCPRD to execute an intergovernmental agreement with Metro and the City of Happy Valley regarding the purchase and management of property in the Scouter Mountain East Buttes area.

Sincerely,

A handwritten signature in black ink, appearing to read 'Gary Barth', written over a horizontal line.

Gary Barth
Director

For more information on this issue or copies of attachments,
please contact Michelle Healy, 503-742-4356