



AGENDA

Thursday, September 27, 2012 - 10:00 AM
Board of County Commissioners Business Meeting

Beginning Board Order No. 2012-103

I. CALL TO ORDER

- Roll Call
- Pledge of Allegiance
- Approval of Order of Agenda

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

1. 2012 County Fair Recap and 4-H Presentation (Mike Bondi, Clackamas County Extension Service and 4-H District and Laurie Bothwell, County Fair)
2. Proclaiming October 2012 as Clackamas County Arts and Humanities Month and October 1st – 8th, 2012 as Days of Culture in Clackamas County (Danielle Cowan, Tourism and Cultural Affairs)

III. CITIZEN COMMUNICATION *(The Chair of the Board will call for statements from citizens regarding issues relating to County government. This portion of Citizen Communication will end at 10:30. If we are unable to hear everyone who has signed up to speak during this time, we will continue Citizen Communication when our business items conclude after the Consent agenda. It is the intention that this portion of the agenda shall be limited to items of County business which are properly the object of Board consideration and may not be of a personal nature. Persons wishing to speak shall be allowed to do so after registering on the blue card provided on the table outside of the hearing room prior to the beginning of the hearing. Testimony is limited to three (3) minutes. Comments shall be respectful and courteous to all.)*

IV. 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.)*

3. 1. Board Order No. _____ Accepting a Transfer of Jurisdiction from Clackamas County to the City of Lake Oswego for Portions of Pilkington Road, McEwan Road, Kenny Street and Bonita Road (Bill Garity, Clackamas County Engineering Dept.)

V. 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

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

- 4 1. Approval of a Construction Contract between Clackamas County Community Development Division and Silco Commercial Construction for the Wilsonville Senior Center Kitchen Improvement Project - CD
- 5 2. Approval of a Sub-recipient Agreement between Clackamas County Community Development Division and Northwest Housing Alternatives to Fund the Home Base Program in Clackamas County – CD
- 6 3. Approval for the January 2012 – December 2016 Older Americans Act Plan on Aging for the Clackamas County Social Services Division, Aging and Disability Services – ss
- 7 4. Approval of an Amendment No. 2 to a Professional, Technical, and Consultant Service Contract with Empowerment Initiatives, Inc. to Provide Residential Peer Support Services – BH
- 8 5. Approval of an Intergovernmental Agreement with Oregon Health Science University, Intercultural Psychiatric program for Behavioral Health Outpatient Services – BH
- 9 6. Approval of Amendment No. 1 to a Revenue Agreement with Oregon Health Science University for the CaCoon Program - PH

B. Elected Officials

- 10 1. Approval of Previous Business Meeting Minutes – BCC

C. Technology Services

- 11 1. Approval of the ORMAP Intergovernmental Agreement Contract #2983 with the State of Oregon, Department of Revenue

VIII. COUNTY ADMINISTRATOR UPDATE

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/>



CLOSE TO PORTLAND...A WORLD AWAY™

September 27, 2012

Board of Commissioners
Clackamas County

Members of the Board:

**PROCLAIMING OCTOBER 2012 AS
CLACKAMAS COUNTY ARTS AND HUMANITIES MONTH, AND
OCTOBER 1 - 8, 2012 AS DAYS OF CULTURE**

October 2012 is National Arts and Humanities Month and as part of that celebration, Governor Kitzhaber has declared October 1 - 8, 2012 as Oregon Days of Culture, in recognition of the 10th anniversary of our state's innovative Cultural Trust. Driven by gifts from individuals and businesses, the Trust invests in the cultural life of every Oregon county.

Culture draws us together in common purpose and understanding; the arts, heritage and humanities enrich the lives of all County citizens on a daily basis. Creative industries, including cultural tourism, significantly contribute to Clackamas County's sustainable economic vitality.

Together, the Oregon Cultural Trust and the Clackamas County Cultural Coalition have invested \$403,690 to fuel these industries, in support of arts and culture Countywide.

Recognizing the value of heritage, humanities and the arts to Clackamas County, citizens are encouraged to participate in cultural activities in their communities, and to support the 60 cultural nonprofit organizations in Clackamas County.

RECOMMENDATION

Staff respectfully requested that the Board of County Commissioners proclaim the month of October 2012 as Arts and Humanities Month, and October 1 - 8, 2012 as Days of Culture in Clackamas County.

Sincerely,

Danielle Cowan
Director, Tourism and Cultural Affairs

For information on this issue or copies of attachments,
please contact _____ at 503-_____

***Proclaiming October 2012
as Arts and Humanities Month and October 1 - 8, 2012 as
Days of Culture in Clackamas County***

WHEREAS, the month of October has been recognized as National Arts and Humanities Month by thousands of arts and culture organizations, communities, and states across the country, as well as by the White House and Congress for more than two decades; and

WHEREAS, the arts and humanities embody much of the accumulated wisdom, intellect, and imagination of human beings; and

WHEREAS: Culture draws us together in common purpose, understanding and celebration; and

WHEREAS, the arts, heritage and humanities enhance and enrich the lives of all Clackamas County citizens on a daily basis; and

WHEREAS: The Oregon Cultural Trust presents Oregon Days of Culture, October 1 - 8, during National Arts and Humanities month to encourage Oregonians to celebrate, participate and give to Oregon culture; and

WHEREAS: October 8, 2012 marks the 10th anniversary of Oregon's innovative cultural tax credit, encouraging new private and public investment in Oregon culture; and

WHEREAS: Supporting culture, by giving to cultural nonprofits and to the Oregon Cultural Trust, is vital to preserving the past, sustaining the present and creating the future.

NOW, THEREFORE, the Clackamas County Board of Commissioners do hereby proclaim October 2012 as Clackamas County Arts and Humanities Month, also declaring October 1st – 8th, 2012 as Days of Culture, and call upon all the citizens of Clackamas County to participate in County and statewide culture, to celebrate its vibrancy and depth, and to give to the arts, heritage and humanities to ensure their future vitality.

Dated this 27th day of September, 2012.

CLACKAMAS COUNTY BOARD OF COMMISSIONERS

Chair



 **COPY 2**

GARY BARTH
DIRECTOR

BUSINESS AND COMMUNITY SERVICES

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

September 27, 2012

Board of Commissioners
Clackamas County

Members of the Board:

Presentation of the Clackamas County 106th Fair and Rodeo

The citizens of Clackamas County just celebrated the 106th Clackamas County Fair and Rodeo. The Clackamas County Fair is the county's major agricultural and industrial exposition. The Fair Board and staff purpose is to provide a showplace for educational activities, healthful competition, and recognition of our county youth, agriculture, business, commerce, history and tourism.

The Fair Director, Laurie Bothwell will review the Fair and Rodeo. OSU Extension Service will have a presentation from a few 4H Youth who will talk about 4H and their projects at fair.

Sincerely,

A handwritten signature in black ink, appearing to read "Gary Barth".

Gary Barth
Director of Business and Community Services

For information on this issue or copies of attachments, please contact Laurie Bothwell @ 503-266-1136



COPY 3

CAMPBELL M. GILMOUR
DIRECTOR

DEPARTMENT OF TRANSPORTATION AND DEVELOPMENT

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

September 27, 2012

Board of Commissioners
Clackamas County

Members of the Board:

**A Board Order Accepting a Transfer of Jurisdiction from Clackamas County
to the City of Lake Oswego for Portions of
Pilkington Road, McEwan Road, Kenny Street, and Bonita Road**

The attached Board Order is to accept transfers to the City of Lake Oswego for jurisdiction of portions of Pilkington Road (DTD #21325, County Road #2234), McEwan Road (DTD #21230, County Road #1453), Bonita Road (DTD #21503, County Road #929), and Kenny Street (DTD #21240, County Road # 2335).

RECOMMENDATION:

Staff respectfully recommends that the Board approve the attached Board Order, which permanently transfers jurisdiction of these portions of road to the City of Lake Oswego.

Sincerely,

Mike Bezner, PE
Transportation Engineering Manager

For information on this issue or copies of attachments,
please contact William Garity @ 503-742-4674

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

In the matter of transferring to the City of Lake Oswego, jurisdiction over portions of Pilkington Road County Road No. 2234, DTD No. 21325, McEwan Road County Road No. 1453, DTD No. 21230, Bonita Road County Road No. 929, DTD No. 21503, and Kenny Street County Road No. 2335, DTD No. 21240



Order No.
Page 1 of 2

This matter coming before the Board of County Commissioners as a result of a request from the City of Lake Oswego, by Resolution Number 12-06, dated April 3, 2012, Resolution Number 12-43, dated July 17, 2012, and Intergovernmental Agreements, executed June 14, 2012 and September 6, 2012, and the preceding negotiation between the City of Lake Oswego and Clackamas County Department of Transportation and Development to transfer portions of the following roads:

<u>Road Name</u>	<u>Cnty #</u>	<u>DTD #</u>	<u>From</u>	<u>To</u>	<u>Square Feet</u>
Pilkington Road	2234	21325	MP 0.00	MP 0.74	193,000
McEwan Road	1453	21230	MP 0.00	MP 0.51	134,409
Bonita Road	929	21503	MP 0.00	MP 0.11	23,794
Kenny Street	2335	21240	MP 0.315	MP 0.344	7,854; and,

It further appearing to the Board that said transfer of jurisdiction has been recommended by Campbell M. Gilmour, Director of the Department of Transportation and Development; and,

It further appearing to the Board that pursuant to ORS 373.270, notice of the hearing on this matter was provided by publication in the Lake Oswego Review on 8/30/12, 9/6/12, 9/13/12 and 9/20/12; now therefore,

IT IS HEREBY ORDERED that jurisdiction of portions of Pilkington Road, McEwan Road, Bonita Road and Kenny Street shall be transferred, Clackamas County jurisdiction shall cease, and full and absolute jurisdiction of said portions of roadway is transferred to the City of Lake Oswego as of the date of this Order; and,

IT IS FURTHER ORDERED that 359,057 square feet, more or less, be removed from the County's Road Inventory; and,

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

In the matter of transferring to the City of Lake Oswego, jurisdiction over portions of Pilkington Road County Road No. 2234, DTD No. 21325, McEwan Road County Road No. 1453, DTD No. 21230, Bonita Road County Road No. 929, DTD No. 21503, and Kenny Street County Road No. 2335, DTD No. 21240



Order No.
Page 2 of 2

IT IS FURTHER ORDERED that copies of this Order be submitted to the Clackamas County Clerk's office for recording and that copies be subsequently sent without charge to the Clackamas County Surveyor, Tax Assessor, Finance/Fixed Asset Offices, and DTD Engineering.

ADOPTED this 27th day of September, 2012.

BOARD OF COUNTY COMMISSIONERS

Chair

Recording Secretary

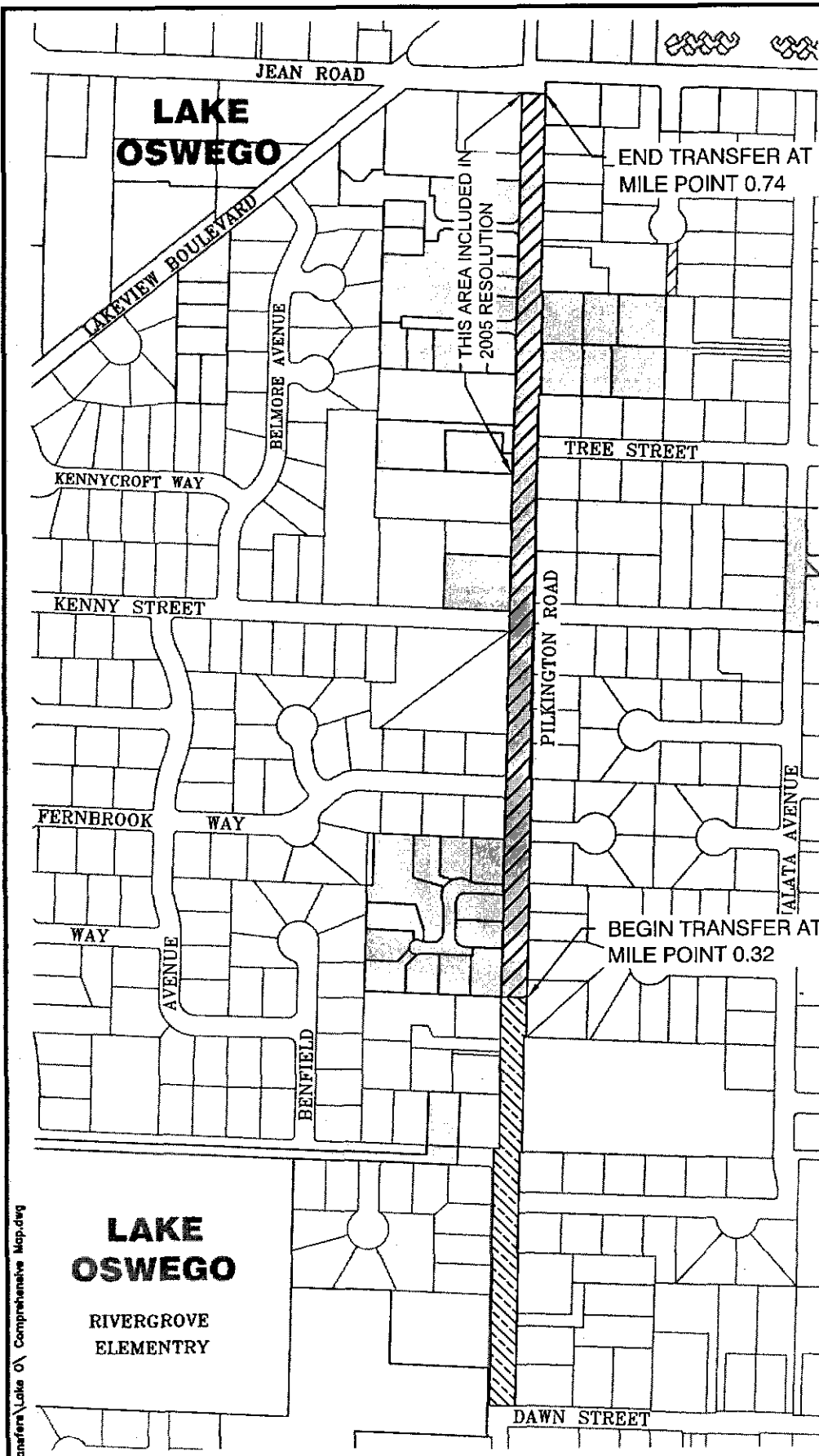
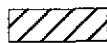
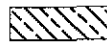


EXHIBIT "B"

SITUATED IN SECTIONS
18 & 19, T.2 S., R.1 E., WM
CLACKAMAS COUNTY, OREGON



-  BOARD ACTION TRANSFER
AREA 132,140 Sq. Ft. ±
LENGTH 2,213 FEET ±
WIDTH 55 TO 63 FEET ±
-  I. G. A. TRANSFER
AREA 60,860 Sq. Ft. ±
LENGTH 1,004 FEET ±

X:\Jurisdictional Transfers\Lake O\Comprehensive Map.dwg

REVISION	DATE	BY

DEPARTMENT OF TRANSPORTATION
AND DEVELOPMENT
150 BEAVERCREEK ROAD
OREGON CITY, OR 97045



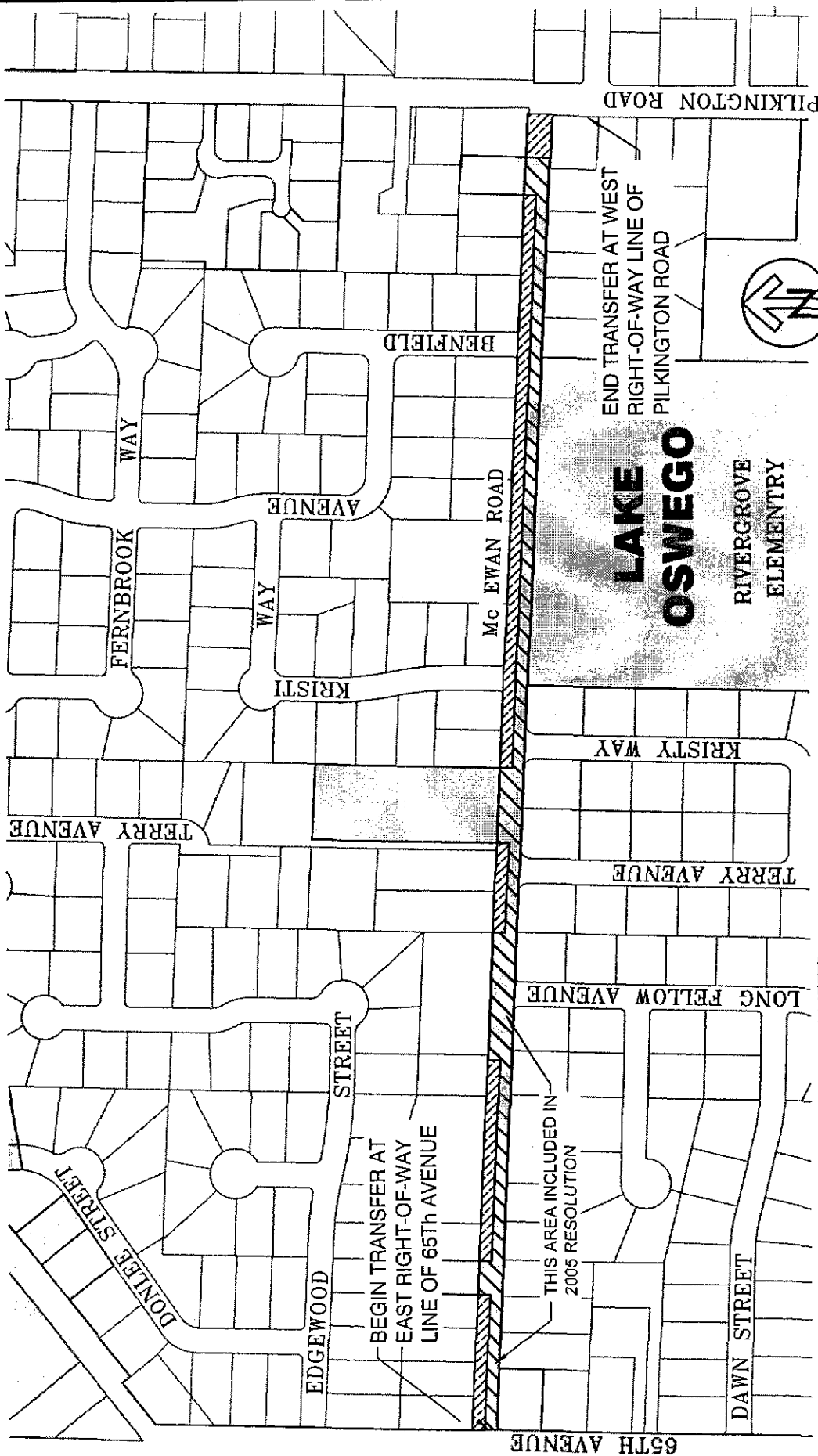
SCALE: N.T.S.
JURISDICTIONAL TRANSFER
OF PILKINGTON ROAD TO
THE CITY OF LAKE OSWEGO

SHEET
1 OF 1

EXHIBIT "B"

SITUATED IN SECTIONS

18 & 19, T.2 S., R.1 E., WM CLACKAMAS COUNTY, OREGON



BEGIN TRANSFER AT EAST RIGHT-OF-WAY LINE OF 65Th AVENUE

THIS AREA INCLUDED IN 2005 RESOLUTION

END TRANSFER AT WEST RIGHT-OF-WAY LINE OF PILKINGTON ROAD

BOARD ACTION TRANSFER
 AREA 79,929 Sq. Ft. ±
 LENGTH 2,641 FEET ±
 WIDTH 25 TO 50 FEET ±

I. G. A. TRANSFER
 AREA 54,480 Sq. Ft. ±
 LENGTH 2,090 FEET ±
 WIDTH 25 FEET ±

REASON	DATE	BY	DEPARTMENT OF TRANSPORTATION AND DEVELOPMENT	CLACKAMAS COUNTY	JURISDICTIONAL TRANSFER OF McEWAN ROAD TO THE CITY OF LAKE OSWEGO	SCALE:	SHEET
			150 BEAVERCREEK ROAD OREGON CITY, OR 97045				1 OF 1

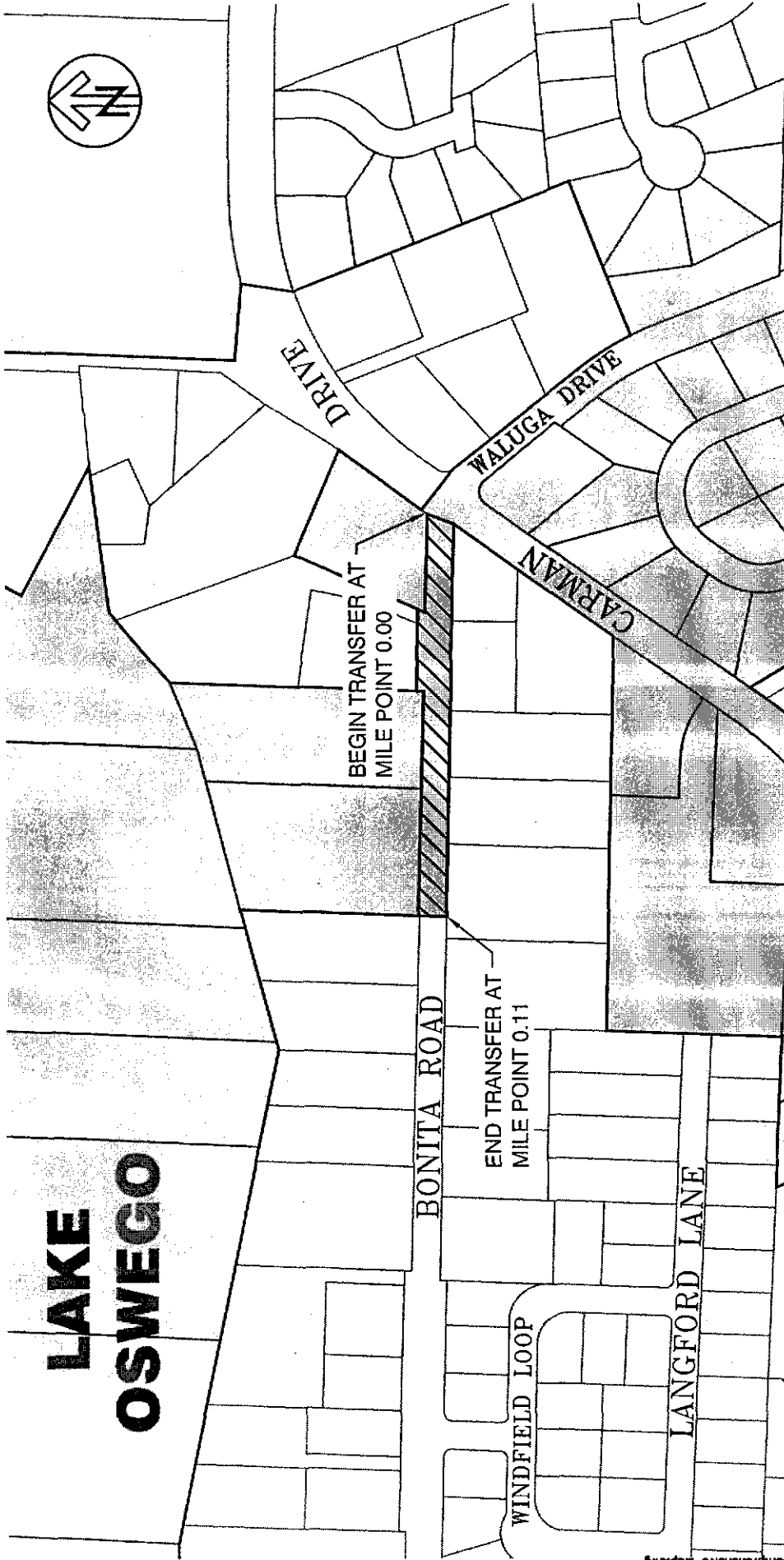
EXHIBIT "B"

SITUATED IN SECTION 7,
T.2 S., R.1 E., WM

CLACKAMAS COUNTY, OREGON

CLACKAMAS COUNTY, OREGON

LAKE OSWEGO



BOARD ACTION TRANSFER
 AREA 23,794 Sq. Ft. ±
 LENGTH 566 FEET ±
 WIDTH 40 TO 50 FEET ±



REVISION	DATE	BY

DEPARTMENT OF TRANSPORTATION
 AND DEVELOPMENT
 150 BEAVERCREEK ROAD
 OREGON CITY, OR 97045



JURISDICTIONAL TRANSFER
 OF BONITA ROAD TO
 THE CITY OF LAKE OSWEGO

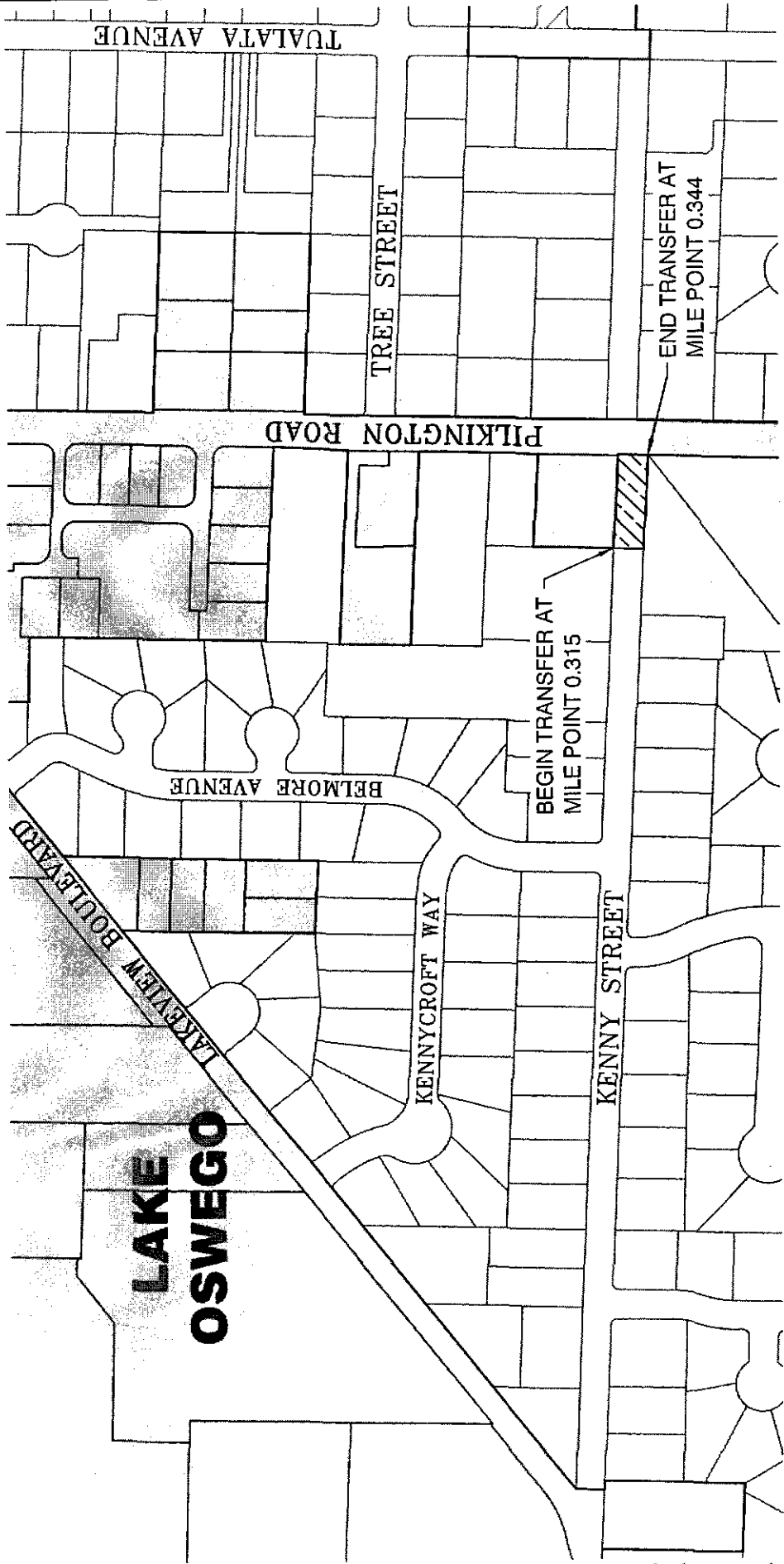
SCALE: N.T.S.

SHEET

1 OF 1

EXHIBIT "B"

SITUATED IN SECTION 7,
T.2 S., R.1 E., WM
CLACKAMAS COUNTY, OREGON



I.G.A. TRANSFER
AREA 7,854 Sq. Ft. ±
LENGTH 157 FEET ±
WIDTH 50 FEET ±



K:\Jurisdictional Transfers\Lake O\Comprehensive Map.dwg

REVISION	DATE	BY

DEPARTMENT OF TRANSPORTATION
AND DEVELOPMENT
150 BEAVERCREEK ROAD
OREGON CITY, OR 97045



JURISDICTIONAL TRANSFER
OF KENNY STREET TO
THE CITY OF LAKE OSWEGO

SCALE: N.T.S.

SHEET
1 OF 1

RESOLUTION 12-06

A RESOLUTION OF THE LAKE OSWEGO CITY COUNCIL REQUESTING CLACKAMAS COUNTY TRANSFER JURISDICTION OF PORTIONS OF PILKINGTON ROAD AND McEWAN ROAD INSIDE THE CITY LIMITS AND TRANSFER BY INTERGOVERNMENTAL AGREEMENT THE RIGHTS AND DUTIES OF "ROAD AUTHORITY" FOR PORTIONS OF PILKINGTON ROAD AND McEWAN ROAD OUTSIDE OF THE CITY LIMITS, INCLUDING MAINTENANCE AND PERMITTING AUTHORITY.

WHEREAS, the City of Lake Oswego and Clackamas County co-sponsored the application for a Safe Routes to School Grant for Pilkington and McEwan Roads to improve pedestrian and bicycle safety for children attending River Grove Elementary School; and

WHEREAS, the grant was approved by the U.S. Dept. of Transportation in February 2010; and

WHEREAS, engineering plans and specifications have been prepared in accordance with the federal and state guidelines for Safe Routes to School Projects, with construction anticipated to be completed prior to school starting in September 2012; and

WHEREAS, in May 2005, the City of Lake Oswego and Clackamas County entered into an Intergovernmental Agreement For the Maintenance and Transfer of Jurisdiction of Certain Roads (Resolution 05-28); and

WHEREAS, the aforementioned agreement provided that:

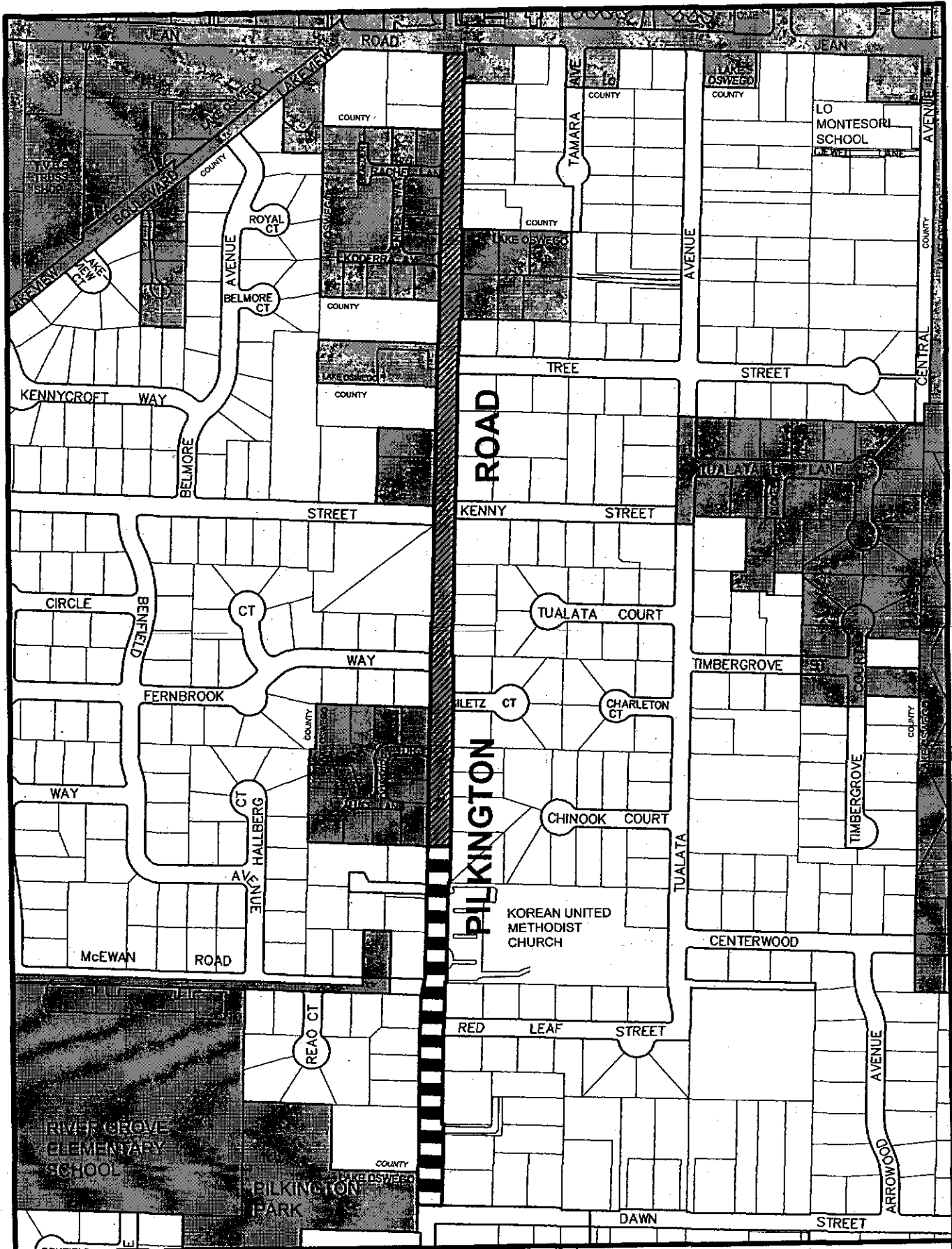
a. County would thereafter within 60 days enter an Order transferring jurisdiction of portions of Pilkington Road that was then within the City limits, and the County did so thereafter; and

b. the maintenance responsibility for other portions of Pilkington and McEwan Roads that were then outside the City limits were transferred to the City, and




WHEREAS, the portion of Pilkington Road from its intersection of Jean Road to the northerly boundary abutting 18625 Pilkington Road (See attached Exhibit A-1) and portions of McEwan Road from intersection of Pilkington Road to SW 65th Avenue (See Exhibit A-2) are inside the city limits and the portion of Pilkington Road from the northerly boundary abutting 18625 Pilkington Road to Dawn Street (See attached Exhibit A-1) and portions of McEwan Road from intersection of Pilkington Road to SW 65th Avenue (See Exhibit A-2) are outside of the city limits; and

WHEREAS:

1. Portions of County Roads within City limits: ORS 373.270 authorizes the City to request that Clackamas County transfer jurisdiction of county roads such as Pilkington and McEwan Roads that are within the City limits, and provides that upon the County's Board of Commissioners' adoption of an order meeting the City's resolution, the jurisdiction of Clackamas County over the portions of Pilkington and McEwan Roads as a county road that are inside the City limits shall cease, and the full and absolute jurisdiction over the portions of Pilkington and



LEGEND

-  ROAD TO BE TRANSFERRED BY RESOLUTION
-  ROAD TO BE TRANSFERRED BY IGA
-  INSIDE CITY OF LAKE OSWEGO BOUNDARY

0 500'


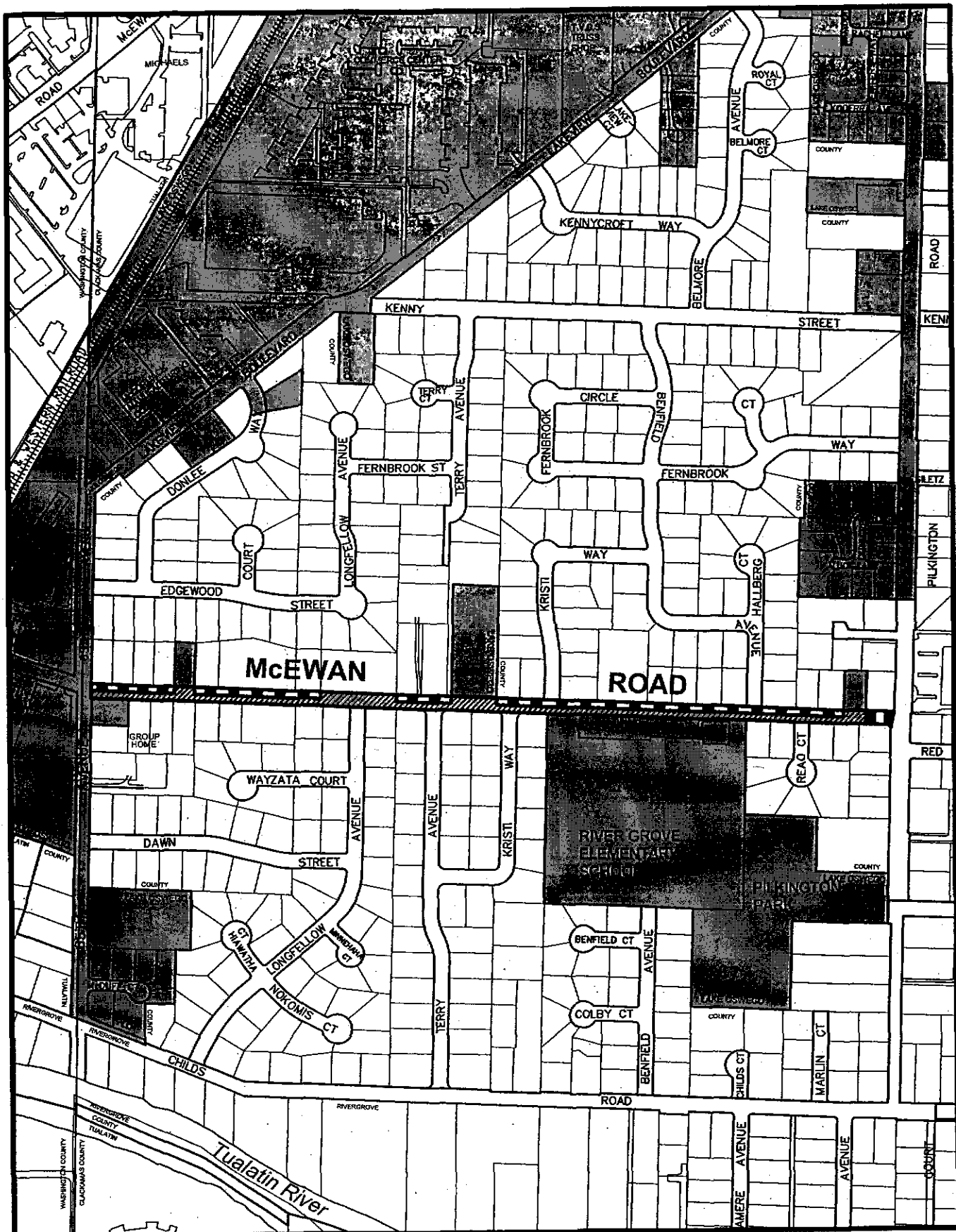






EXHIBIT "A-1"
PILKINGTON ROAD
 JURISDICTIONAL TRANSFER FROM
 CLACKAMAS COUNTY

DRAWN BY: RS	DESIGN BY: EM	DATE: 3/20/2012	PAGE: 1 OF 1
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LEGEND

-  ROAD TO BE TRANSFERRED BY RESOLUTION
-  ROAD TO BE TRANSFERRED BY IGA
-  INSIDE CITY OF LAKE OSWEGO BOUNDARY



PUBLIC WORKS DEPARTMENT

EXHIBIT "A-2"
McEWAN ROAD
 JURISDICTIONAL TRANSFER FROM
 CLACKAMAS COUNTY

DRAWN BY:
RS

DESIGN BY:
EM

DATE:
3/20/2012

PAGE:
1 OF 1

RESOLUTION 12-43

A RESOLUTION OF THE LAKE OSWEGO CITY COUNCIL REQUESTING CLACKAMAS COUNTY TRANSFER JURISDICTION OF A PORTION OF BONITA ROAD INSIDE THE CITY LIMITS AND TRANSFER BY INTERGOVERNMENTAL AGREEMENT THE RIGHTS AND DUTIES OF "ROAD AUTHORITY" FOR A PORTION OF KENNY STREET OUTSIDE OF THE CITY LIMITS, INCLUDING MAINTENANCE AND PERMITTING AUTHORITY.

WHEREAS, annexations AN 06-0014 (5337 Bonita Road) and AN 08-0004 (5431 Bonita Road) brought two properties and their frontages along Bonita Road into the City limits, and

WHEREAS, the City is required to formally request a road transfer of jurisdiction as a result of such annexations, and

WHEREAS, subsequent land use actions on the aforementioned properties have included conditions of approval that require right-of-way improvements consistent with City of Lake Oswego Street Standards, and

WHEREAS, the portion of Bonita Road from its intersection with Carmen Drive to the westerly boundary of 5431 Bonita Road are within the City limits

WHEREAS, LU 08-0074 consisted of partitioning the property at 18275 Pilkington Road into two lots that were already inside the City Limits, and

WHEREAS, the partition at 18275 Pilkington Road created the need to provide sewer service to the new lot via a sewer extension on Kenny Street and conditions of approval included pathway improvements to City of Lake Oswego Street Standards, and

WHEREAS, the portion of Kenny Street from its intersection with Pilkington Road to the easterly boundary of 5625 Kenny Street is outside of the City limits, and

WHEREAS:

1. Portions of County Roads within City limits: ORS 373.270 authorizes the City to request that Clackamas County transfer jurisdiction of County roads such as Bonita Road (Exhibit A) that are within the City limits, and provides that upon the County's Board of Commissioners'

adoption of an order meeting the City's resolution, the jurisdiction of Clackamas County over the portions of Bonita Road as a County road that is inside the City limits shall cease, and the full and absolute jurisdiction over the portions of Bonita Road within the City limits shall for all purposes of repair, construction, improvement and the levying and collection of assessments therefore shall vest in the City, except for any transfer reservations stated in the resolution; and

2. Portions of County Roads outside City limits:

a. ORS 373.260(1)(b) authorizes an intergovernmental agreement between the City and Clackamas County for the construction, improvement or repair of, and the acquisition of right of way for county roads located outside of the City but leading directly to it. Kenny Street leads directly to the City, as shown on Exhibit B-1. ORS 373.260(2) requires that the City and Clackamas County to agree upon the proportion that each shall contribute toward such acquisition, construction, improvement or repair and upon the method and kind of acquisition, construction, improvement or repair to be made.

b. ORS Ch. 190 (specifically ORS 190.010) authorizes an intergovernmental agreement between the City and Clackamas County for the performance of any or all functions and activities that Clackamas County, its officers or agencies, have authority to perform. The functions and activities relating to County roads include maintenance, review and issuance of access permits, and the development and maintenance of road standards;

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Lake Oswego that:

Section 1. County Roads Inside City Limits. The City of Lake Oswego requests that Clackamas County transfer all jurisdiction over the portions of the following roadway(s) that are within the City limits, pursuant to ORS 373.270:

- a. Bonita Road from its intersection with Carmen Drive to the westerly boundary of 5431 Bonita Road (see attached **Exhibit A**).

Section 2. County Roads Outside City Limits. The Mayor is hereby authorized to sign an Intergovernmental Agreement with Clackamas County in the form attached as **Exhibit B**, for the transfer of the rights and duties as "road authority" for the portions of the below described County road(s) that are outside the City limits:

- a. Kenny Street from its intersection with Pilkington Road to the easterly boundary of 5625 Kenny Street (see attached **Exhibit B-1**)

as authorized under Oregon law, including but not limited to the construction, improvement or repair of, acquisition of right of way (if necessary), maintenance, review and issuance of access permits, and the development and maintenance of road standards.

Section 3. Effective Date. This Resolution shall take effect upon passage.

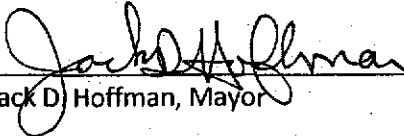
Considered and enacted at the regular meeting of the City Council of the City of Lake Oswego on the 17th day of July, 2012.

AYES: Mayor Hoffman, Gudman, Jordan, Kehoe, Moncrieff, Olson, Tierney

NOES: None

EXCUSED: None

ABSTAIN: None



Jack D) Hoffman, Mayor

ATTEST:



Catherine Schneider, City Recorder

APPROVED AS TO FORM:



David D. Powell, City Attorney