



AGENDA

Thursday, February 21, 2013 - 6:00 PM

Board of County Commissioners Business Meeting

Beginning Board Order No. 2013-04

I. CALL TO ORDER

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

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. DISCUSSION ITEM *(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.)*

HOUSING AUTHORITY

1. Approval of Resolution No. 1896 Amending Resolution No. 1893 Authorizing the Execution and Delivery of Documents in Connection with the Financing, Development and Operation of the Easton Ridge Apartments (Cindy Becker, Health, Housing and Human Services)

IV. 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. Resolution No. ____ Placing on the May 2013 Ballot Measures Regarding the Use of County Resources for Milwaukie Light Rail (Dan Chandler, County Administration and Chris Storey, County Counsel)

North Clackamas Parks and Recreation District

2. Approval of an Advisory Ballot Measure for Authorizing Real Estate Transaction with TriMet Relating to Light Rail (Chris Storey, County Counsel and Dan Chandler, County Administration)

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

- 4
1. Approval to Apply for the US Department of Justice, Office of Justice Programs, Bureau of Justice Assistance 2013 Adult Drug Court Discretionary Grant program Opportunity – *Behavioral Health*
 - 5
 2. Approval to Apply for the Health Resources and Services Administration Fiscal Year 2013 Affordable Care Act new Access Point Grant Opportunity – *Health Centers*

B. Elected Officials

- 6
1. Approval of Previous Business Meeting Minutes – BCC

C. Department of Finance

- 7
1. Approval to Purchase a New Tymco Street Sweeper from Clyde West, Inc. for the Department of Transportation and Development
 - 8
 2. Approval to Purchase a New John Deere 772 Motor Grader from Pape Machinery for the Department of Transportation and Development

VI. 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.html>

February 21, 2013

Board of Commissioners of the
Housing Authority of Clackamas County

Members of the Board:

Approval of Resolution No. 1896 to Amend Resolution No. 1893: Authorizing the Execution and Delivery of Documents in Connection with the Financing, Development and Operation of the Easton Ridge Apartments

Purpose/Outcomes	Resolution No. 1896 amends the purchase price wording of the previously approved Resolution No. 1893 from "a minimum" of \$21,130,000" to "a maximum" of \$21,300,000. This is consistent with the Oregon Department of Housing and Community Services 1/24/13 appraisal.
Dollar Amount and Fiscal Impact	The January 24, 2013 appraisal reports a lower <i>as is market value</i> which reduces the allocation of low income tax credits, resulting in a reduced equity contribution of an estimated \$455,000.
Funding Source	Easton Ridge surplus funds that will become available at the time the existing 1996 Bonds are retired. There is no impact on county general funds.
Safety Impact	None
Duration	N/A
Previous Board Action	Resolution No. 1893 was approved by the Housing Authority Board of Commissioners on January 17, 2013.
Contact Person	Andrea Sanchez, Development Manager, Housing Authority x3144
Contract No.	N/A

BACKGROUND:

The Housing Authority of Clackamas County (HACC), a Division of the Health, Housing, and Human Services Department, requests approval of Resolution No. 1896 amending Resolution No. 1893 to authorize the sale of the Project from HACC to the Easton Ridge LLC for a maximum purchase price of \$21,130,000, based on a 2012 appraisal.

The Board previously approved this resolution at its January 17, 2013 business meeting; however, that resolution called for the sale of Easton Ridge LLC for a minimum purchase price of \$21,130,000.

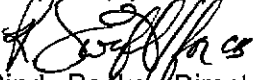
As has been previously discussed, multiple funding sources are being coordinated for this Project, including low income housing tax credits allocated by the Oregon Department of Housing and Community Services (OHCS). In connection with its review of the Project, OHCS commissioned a new appraisal of the property to determine the allocation of tax credits. While the new appraisal valued the property at almost \$1 million more than the previous appraisal in 2012; this appraisal included a higher amount for deferred maintenance, which netted out to a lower As-Is Market Value when compared to 2012.

OHCS uses the *As Is Market Value* versus the *Market Value after Renovation* to determine the amount of tax credits to allocate. This change in the *As Is Market Value* translates to a loss of roughly \$455,000 in tax credit equity which will be paid from Easton Ridge surplus funds that will become available at the time the existing 1996 Bonds are retired. There is no impact on county general funds.

RECOMMENDATION:

Staff recommends that the Board approve Resolution No. 1896 amending Resolution No.1893 to authorize the sale of the Project from HACC to the Easton Ridge LLC for a maximum purchase price of \$21,130,000. This change to the Resolution wording is required and is consistent with this revision.

Respectfully submitted,


Cindy Becker, Director

BEFORE THE BOARD OF COMMISSIONERS
OF THE HOUSING AUTHORITY OF THE COUNTY OF CLACKAMAS, OREGON

In the Matter of Amending Resolution No.
1893

}
RESOLUTION NO.
1896

Whereas, the Board of Commissioners (the "Board") of the Housing Authority of Clackamas County (the "Authority") adopted its Resolution No. 1893 on January 17, 2013, which resolution authorized various transactions related to the Easton Ridge housing project; and

Whereas, in connection with its review of said project, the Oregon Housing and Community Services Department commissioned a new appraisal of the property and requested a revision to the purchase price paid by Easton Ridge LLC to the Authority for the project; NOW, THEREFORE,

BE IT RESOLVED BY THE BOARD OF COMMISSIONERS OF THE HOUSING AUTHORITY OF CLACKAMAS COUNTY, as follows:

1. The first sentence of Section 4 of Resolution No, 1893 is hereby amended to read as follows: "The Authority is authorized to sell the Project, including the parcels of land on which the Project is located, to the Company for a maximum purchase price of \$21,130,000."
2. This resolution shall be in full force and effect from and after its adoption and approval.

DATED this 21st day of February, 2013.

BOARD OF COMMISSIONERS OF THE HOUSING
AUTHORITY OF CLACKAMAS COUNTY, OREGON

Chair

Recording Secretary

BEFORE THE BOARD OF COMMISSIONERS
OF THE HOUSING AUTHORITY OF THE COUNTY OF CLACKAMAS, OREGON

In the Matter of Amending Resolution No.
1893

RESOLUTION NO.
1896

CERTIFICATE

I, the undersigned, the duly chosen, qualified and acting Executive Director and Secretary of the Housing Authority of Clackamas County (the "Authority") and keeper of the records of the Authority, CERTIFY:

1. That the attached Resolution No. 1896 (the "Resolution") is a true and correct copy of the resolution of the Authority's Board of Commissioners, as adopted at a meeting of the Board held on February 21, 2013, and duly recorded in the Authority's minute books.

2. That such meeting was duly convened and held in all respects in accordance with law, and, to the extent required by law, due and proper notice of such meeting was given; that a quorum was present throughout the meeting and a majority of the members of the Authority's Board of Commissioners present at the meeting voted in the proper manner for the adoption of the Resolution; that all other requirements and proceedings incident to the proper adoption of the Resolution have been duly fulfilled, carried out and otherwise observed, and that I am authorized to execute this Certificate.

IN WITNESS WHEREOF, I have hereunto set my hand this 21st day of February, 2013.

HOUSING AUTHORITY OF CLACKAMAS COUNTY

Executive Director and Secretary



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OFFICE OF THE COUNTY ADMINISTRATOR

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

February 21, 2013

Board of Commissioners
Clackamas County

Members of the Board:

Resolution on Ballot Measure Setting Public Vote on the Use of County Resources for
Portland Milwaukie Light Rail for the May 21, 2013 Election.

Purpose/Outcomes	Ballot Measure for Vote Authorizing the Use of County resources for Portland Milwaukie Light Rail.
Dollar Amount and Fiscal Impact	Approximately \$32,000
Funding Source	General Fund.
Safety Impact	None
Previous Board Action	Study Sessions were held on Feb. 5, and Feb. 13, 2013 on this issue.
Contact Person	Dan Chandler, County Administration - 742-5394
Contract No.	N/A

BACKGROUND:

Measure 3-401 was approved by the voters of Clackamas County in September, 2012. The Measure restricts the Board of Commissioners from authorizing the use of County Resources for public rail transit without first obtaining approval of County voters in the form of an authorizing ordinance.

There are pending intergovernmental agreements and transactions related to the Portland Milwaukie Light Rail project that may fall within the terms of Measure 3-401.

The May 21, 2013 election is the first opportunity to place the question before the voters.

The attached Measure, Ballot Title and Explanatory Statement have been reviewed by the Board of Commissioners in two separate study sessions.

RECOMMENDATION:

Staff recommends the Board of County Commissioners approve the attached resolution.

Respectfully submitted,

Dan Chandler
Strategic Policy Administrator

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

A Resolution In the Matter of the Referral of a
Measure authorizing the use of County
resources for Portland Milwaukie Light Rail

RESOLUTION NO.

Page 1 of 5

 **DRAFT**

WHEREAS, Measure 3-401 was passed by the voters of Clackamas County in September, 2012 and is codified in the Clackamas County Code;

WHEREAS, Measure 3-401 requires a public vote before the Board of Commissioners authorizes the use of County resources for Public Rail Transit;

WHEREAS, Clackamas County is a party to agreements that provide for the use of County resources for the Portland Milwaukie Light Rail project;

WHEREAS, the Board of Commissioner intends to allow a public vote on the use of County resources for *Portland Milwaukie Light Rail*;

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF COUNTY COMMISSIONERS THAT:

1. Pursuant to its authority under ORS 250.185, the Board of County Commissioners has prepared the ballot title, explanatory statement and measure attached to this resolution, and refers the attached measure to the people of Clackamas County and directs that the matter be placed on the ballot for the May, 21, 2013 election. The measure and the ballot title shall hereby be filed with County Clerk and placed on the ballot.

DATED this 21st day of February, 2013.

CLACKAMAS COUNTY BOARD OF COMMISSIONERS

Chair

Recording Secretary

MEASURE

The People of Clackamas County ordain as follows:

A. The Board of Clackamas County Commissioners is authorized to use the following County Resources for the Portland Milwaukie Light Rail Line:

- Execution of an agreement with TriMet funding \$1,279,740 in road and signalization improvements in the vicinity of Park Avenue, Oatfield Road and McLoughlin Boulevard.
- Transfer to TriMet of a property described as Tax Lots 11 E36CD03300 and 11 E36CD03400, approximately 2,614 square feet in size, for which the County will be credited \$20,915.
- Transfer to TriMet of a parcel of approximately 3,485 square feet in size, for the sum of \$1,360.
- Execution of a Continuing Control Agreement providing that TriMet will control any portions of county-owned streets and sidewalks that will be occupied by light rail tracks or stations.

B. This measure shall become immediately effective upon passage. If any provision of this measure is barred from operation by superior law, the other provisions shall remain unaffected.

BALLOT TITLE

Caption

Use of Certain County Resources for Portland Milwaukie Light Rail.

Question

Should Clackamas County use certain county resources to meet previous contractual commitments toward the Portland Milwaukie Light Rail Project?

Summary

In September 2012, County voters approved Measure 3-401, which calls for a public vote before any County resources are used for Public Rail Transit.

In accordance with Measure 3-401, this Measure seeks voter approval of an ordinance authorizing the use of County resources for the Portland Milwaukie Light Rail line. The County is asking for voter approval of these items to comply with the terms of Agreements signed by prior Board of County Commissioners in 2010 and 2012.

If voters approve the Measure:

- The County will fund \$1,279,740 in improvements to roads and signals near the proposed Park Avenue Light Rail Station. The funding sources will be the County Road Fund, along with \$279,740 in Systems Development Charges to be paid by TriMet.
- The County will enter into an agreement allowing TriMet to control portions of county roads and sidewalks occupied by PMLR rail facilities.
- The County will transfer two small parcels to TriMet: A 2,614 square foot parcel valued at \$20,915, and a 3,485 square foot parcel valued at \$1,360.

EXPLANATORY STATEMENT

In September, 2012 County voters approved Measure 3-401, which requires voter approval before the Board of Commissioners authorizes the use of any County resources for public rail transit.

TriMet is constructing the PMLR line, which will run from Downtown Portland to a proposed station near the intersection of Park Avenue and McLoughlin Boulevard. The PMLR line will run along an alignment selected by area governments as the Locally Preferred Alternative in 2008.

In February, 2010, the Board of County Commissioners (Board) approved an Agreement with TriMet for the PMLR project. Under the Agreement, the County agreed to provide \$25 million toward the project, and also agreed to negotiate in good faith for any further agreements that might be necessary to complete the project. The Clackamas County Development Agency and the North Clackamas Parks and Recreation District were also parties to the agreement.

In August of 2012, the Board approved a Supplemental Agreement which reduced the County's cash contribution by \$2.4 million dollars. As part of the agreement, the County agreed to fund road and signalization improvements to roads in and around the intersection of Park Avenue and Oatfield Road. The County also agreed to transfer to TriMet a small (2,614 square foot) parcel of property for which the County will receive a credit of \$20,915.

In addition, this measure addresses a small, landlocked parcel (3485 square feet) that would be conveyed to TriMet for construction of the Trolley Trail and retaining walls. TriMet values the property at approximately \$1,360.

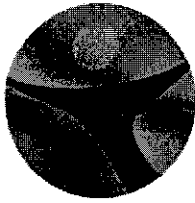
Approval of this measure would constitute approval by the voters of an authorizing ordinance authorizing the following four items related to the Portland/Milwaukie Light Rail line:

- Execution of a funding agreement funding \$1,279,740 in road and signalization improvements in the vicinity of Park Avenue, Oatfield Road and McLoughlin Boulevard. TriMet will pay \$279,740 of that amount in Systems Development Charges, while the remainder will come from the County Road fund.
- Transfer of a property described as Tax Lots 11 E36CD03300 and 11 E36CD03400, approximately 2,614 square feet in size, for which the County will be credited \$20,915.
- Transfer of a parcel of approximately 3,485 square feet in size, for the sum of \$1,360.
- Execution of a Continuing Control Agreement providing that TriMet will control any portions of county-owned streets and sidewalks that will be occupied by light rail tracks or stations. This agreement is required by the Federal Transit Administration.

**MAPS OF THE SUBJECT PROPERTIES, AND COPIES OF THE AGREEMENTS
DISCUSSED ABOVE ARE AVAILABLE AT WWW.CLACKAMAS.US.**

The actions authorized by this measure would be one-time authorizations that end with the completion of the project. The, cost of staff time for completion of these items would not be likely to exceed \$23,000.

This information supplied by Dan Chandler, Strategic Policy Administrator, Clackamas County



**NORTH CLACKAMAS
PARKS & RECREATION DISTRICT**

Administration

150 Beaver Creek Rd.
Oregon City, OR 97045
503.742.4348 phone 503.742.4349 fax
ncprd.com

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February 21, 2013

Board of Commissioners of
Clackamas County acting as the
Governing Body of North Clackamas
Parks and Recreation District

Members of the Board:

Approval of Advisory Ballot Measure for Authorizing
Real Estate Transaction with TriMet relating to Light Rail

Purpose/Outcomes	The Board has asked to review Ballot Language for an advisory vote regarding a possible real property transaction with TriMet
Dollar Amount and Fiscal Impact	N CPRD will have to pay the costs of the election in an amount to be determined by the Clerk's Office, likely to be on the order of a few thousand dollars
Funding Source	N CPRD general fund unless an agreement is reached for funding by the County General Fund
Safety Impact	None
Duration	This would place the advisory vote on the May 2013 ballot
Previous Board Action	Prior agreements with TriMet contemplated this real property transaction but left for good faith negotiation the terms & conditions
Contact Person	Chris Storey, Assistant County Counsel: 503 742-4623
Contract No.	N/A

BACKGROUND:

Measure 3-401 was approved by the voters of Clackamas County in September, 2012. The Measure restricts the Board of Commissioners from authorizing the use of County Resources for public rail transit without first obtaining approval of county voters in the form of an authorizing ordinance. North Clackamas Parks and Recreation District ("N CPRD") is legally distinct from the County, and not subject to Measure 3-401. However, N CPRD may seek an advisory vote from its residents if it so desires.

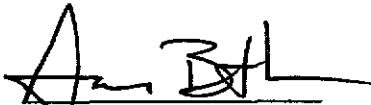
Under the terms of the Funding Agreement between Clackamas County, N CPRD and TriMet entered into in 2010 ("Funding Agreement"), N CPRD has an obligation to negotiate in good faith towards realizing any transactions necessary to accomplish the construction of Portland-Milwaukie Light Rail ("PMLR"). As part of that Funding Agreement, the parties agreed to the "Locally Preferred Alternative" for the route of PMLR, which included locating the final segment of the track on land currently intended for use as part of the Trolley Trail. Negotiations were undertaken and the general outline of the possible transaction is that TriMet would pay N CPRD for the fair market value of the land used, and would assemble and sell to N CPRD replacement land immediately to the west on which the Trolley Trail would be located. As part of that negotiation, N CPRD and TriMet executed a Design and Construction Agreement in May 2012 that allowed TriMet access for certain construction-related activities, and obligated TriMet to build that section of the Trolley Trail at TriMet's expense, saving N CPRD approximately \$400,000. The next anticipated step under the Funding Agreement would be

for NCPRD to sell approximately 2 acres of land and purchase back approximately 1.2 acres of land from TriMet.

The attached Measure, Ballot Title and Explanatory Statement (together, the "Ballot Language") seeks an advisory vote on whether or not to proceed with the next steps. The Ballot Language will be reviewed by the Board of Commissioners in a study session scheduled for February 19, 2013. The Board may request amendments to the draft Ballot Language at the study session that would be incorporated into the draft discussed at this February 21st business meeting.

The NCPRD District Advisory Board is considering this issue and may provide a written recommendation on the matter to the Board prior to this business meeting.

Respectfully submitted:

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

Gary Barth
NCPRD Director

DRAFT

Caption

Property exchange between the North Clackamas Parks and Recreation District and TriMet.

Question

Should the North Clackamas Parks and Recreation District exchange a portion of the Trolley Trail with TriMet for Light Rail?

Summary (175 words)

In September, 2012, County voters approved Measure 3-401, calling for a public vote before any County resources are used for Public Rail Transit. North Clackamas Parks and Recreation District (NCPRD) is legally distinct from the County, and not subject to Measure 3-401. Any measure binding NCPRD needs to be voted on only by voters within its boundary. **However, the NCPRD board is seeking an advisory vote from its voters.**

This Question would support the sale of a portion of the "Trolley Trail" property between River Road and Park Avenue to TriMet. In exchange, TriMet would sell to NCPRD a strip of adjacent property, construct the trail without cost to NCPRD, and provide NCPRD with additional compensation.

NCPRD is considering this transaction because, under the terms of a 2010 Agreement with TriMet, NCPRD is obligated to negotiate in good faith to take actions necessary to complete the Portland Milwaukie Light Rail project. The district would also avoid approximately \$400,000 in construction costs and would receive additional cash from the sale.

Explanatory Statement

This Advisory Question asks voters within the boundary of the North Clackamas Parks and Recreation District whether the NCPRD should sell approximately 0.6 miles of the 6-mile Trolley Trail property to TriMet. In exchange, TriMet will sell to NCPRD 0.6 miles of adjacent property and construct the trail at TriMet's cost.

NCPRD acquired the Trolley Trail property, including the segment discussed in this Measure, from Metro in 2005. Under the terms of the agreement with Metro, if the property used is no longer used for green space/trail purposes, NCPRD needs to either repay the cost of the property or purchase replacement green space.

TriMet is constructing the Portland Milwaukie Light Rail line (PMLR), which will run from Downtown Portland to a proposed station near the intersection of Park Avenue and McLoughlin Boulevard. The PMLR line will follow an alignment selected by area governments as the Locally Preferred Alternative in 2008. In 2010, NCPRD along with Clackamas County signed an agreement recognizing this route and agreeing to negotiate in good faith to complete all transactions necessary related to the same.

In 2012, the NCPRD Board authorized TriMet to begin construction activities on the Trolley Trail in return for a guarantee that TriMet would construct that portion of the trail at TriMet's expense, currently estimated at \$400,000.

The portion of the Trolley Trail at issue runs from River Road to Park Avenue, adjacent to McLoughlin Boulevard.

Under the terms of the transaction, NCPRD would sell approximately 2 acres of the Trolley Trail property to TriMet for the Portland/Milwaukie light rail project. TriMet would in turn sell to NCPRD the adjacent strip of property, approximately 1.2 acres, and construct the Trolley Trail. TriMet would compensate NCPRD for the difference in value between the two properties.

This Measure asks the NCPRD voters whether the NCPRD Board should go forward with the property transaction.

MAPS OF THE SUBJECT PROPERTIES, AND COPIES OF THE AGREEMENTS DISCUSSED ABOVE ARE AVAILABLE AT WWW.CLACKAMAS.US.

This is an Advisory Measure and does not have the force of law.

This explanatory statement was prepared by Dan Chandler of Clackamas County.

**BEFORE THE BOARD OF COUNTY COMMISSIONERS
OF CLACKAMAS COUNTY, STATE OF OREGON
ACTING AS THE GOVERNING BODY OF
NORTH CLACKAMAS PARKS AND RECREATION DISTRICT**

A Resolution In the Matter of Requesting an
Advisory Vote regarding a Real Property
Transaction with TriMet relating to Light Rail

RESOLUTION NO.

Page 1 of 2

WHEREAS, Measure 3-401 was passed by the voters of Clackamas County in September, 2012 and is codified in the Clackamas County Code; and

WHEREAS, Measure 3-401 does not apply to North Clackamas Parks and Recreation District ("NCPRD"); and

WHEREAS, the Board of County Commissioners, acting as the governing body of NCPRD (the "Board"), acknowledge the spirit of 3-401 and wishes to provide the public with an opportunity to voice their opinion regarding a potential real property transaction with TriMet; and

WHEREAS, the Board is willing to refer out to the voters of NCPRD an advisory question regarding the proposed sale of land to TriMet and purchase of replacement property from TriMet and related activities;

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF COUNTY COMMISSIONERS ACTING AS THE GOVERNING BODY OF NCPRD THAT:

1. The Board has prepared the ballot title, explanatory statement and question attached to this resolution, and refers the attached measure to the residents within the current boundaries of North Clackamas Parks and Recreation District and directs that the matter be placed as an advisory question on the ballot for the May, 21, 2013 election. The measure and the ballot title as attached hereto shall hereby be filed with County Clerk and placed on the ballot.

DATED this 21st day of February, 2013.

CLACKAMAS COUNTY BOARD OF COMMISSIONERS
AS THE GOVERNING BODY OF NORTH
CLACKAMAS PARKS AND RECREATION DISTRICT

Chair

Recording Secretary

**BALLOT TITLE AND EXPLANATORY STATEMENT
AMENDED 2/19/13**

Caption

Property exchange between the North Clackamas Parks and Recreation District and TriMet.

Question

Should the North Clackamas Parks and Recreation District exchange a portion of the Trolley Trail with TriMet?

Summary

In September, 2012, County voters approved Measure 3-401, calling for a public vote before any County resources are used for Public Rail Transit. North Clackamas Parks and Recreation District (NCPRD) is legally distinct from the County, and any measure binding NCPRD needs to be voted on only by voters within its boundary.

However, the NCPRD board is seeking an advisory vote from its voters on the following:

Question:

Should the NCPRD sell a portion of the “Trolley Trail” property to TriMet, where TriMet would:

- **Sell a strip of adjacent property to NCPRD for the trail;**
- **Construct that section of the trail without cost to NCPRD; and**
- **Provide NCPRD with additional compensation to make up the difference in value?**

NCPRD is considering this transaction because, under the terms of a 2010 Agreement with TriMet, NCPRD is obligated to negotiate in good faith to take actions necessary to complete the Portland Milwaukie Light Rail project. The district would also avoid approximately \$400,000 in construction costs and would receive additional cash from the sale.

Explanatory Statement

This Advisory Question asks voters within the boundary of the North Clackamas Parks and Recreation District whether the NCPRD should sell approximately 0.6 miles of the 6-mile Trolley Trail property to TriMet. In exchange, TriMet will sell NCPRD 0.6 miles of adjacent property; construct the trail at TriMet’s cost and provide NCPRD with additional funds.

NCPRD acquired the Trolley Trail property, including the segment discussed in this Measure, from Metro in 2005. Under the terms of the agreement with Metro, if the property is used is no longer used for green space/trail purposes, NCPRD needs to either repay the cost of the property or purchase replacement green space.

TriMet is constructing the Portland Milwaukie Light Rail line (PMLR), which will run from Downtown Portland to a proposed station near the intersection of Park Avenue and McLoughlin Boulevard. The PMLR line will follow an alignment selected by area governments as the Locally Preferred Alternative in 2008. In 2010, NCPRD along with Clackamas County signed an agreement recognizing this route and agreeing to negotiate in good faith to complete all transactions necessary related to the same.

In 2012, the NCPRD Board authorized TriMet to begin construction activities on the Trolley Trail in return for a guarantee that TriMet would construct that portion of the trail at TriMet's expense, currently estimated at \$400,000.

The portion of the Trolley Trail at issue runs from River Road to Park Avenue, adjacent to McLoughlin Boulevard.

Under the terms of the transaction, the NCPRD would sell approximately 2 acres of the Trolley Trail property to TriMet for the Portland/Milwaukie light rail project. TriMet would sell the NCPRD the adjacent strip of property of approximately 1.2 acres, and construct the Trolley Trail. TriMet would compensate the NCPRD for the difference in value between the two properties.

This Measure asks the NCPRD voters whether the NCPRD Board should go forward with the property transaction.

MAPS OF THE SUBJECT PROPERTIES, AND COPIES OF THE AGREEMENTS DISCUSSED ABOVE ARE AVAILABLE AT WWW.CLACKAMAS.US.

This is an Advisory Measure and does not have the force of law.

This explanatory statement was prepared by Dan Chandler of Clackamas County.

February 21, 2013

Board of County Commissioner
Clackamas County

Members of the Board:

Approval to Apply for the US Department of Justice (DOJ),
Office of Justice Programs (OJP), Bureau of Justice Assistance (BJA)
2013 Adult Drug Court Discretionary Grant Program Opportunity

Purpose/Outcomes	The Clackamas County Behavioral Health Division's (CCBHD) is seeking approval to apply for funding to improve services to individuals participating in the Adult Drug Court Program and those with criminal charges in Family Drug Court Program. 40 – 50 individuals will receive services through the Drug Court Programs for each year of the Grant. Drug Court will serve an additional 15 individuals each year.
Dollar Amount and Fiscal Impact	The total fiscal impact would be \$200,000 over a two year period. Federal funds awarded under this program may not cover more than 75 percent of the total costs of the project being funded. CCBHD plans to use a combination of patient generated revenue from the program and Medicaid revenue to meet the 25% match requirement.
Funding Source	Agency: Department of Justice Office: Bureau of Justice Assistance Program: Drug Court Discretionary Grant Program Catalog of Federal Domestic Assistance No. 16.585.
Safety Impact	N/A
Duration	Effective October 1, 2013 through September 30, 2015
Previous Board Action	N/A
Contact Person	Deborah Friedman, Acting Director/CCBHD (503) 742-5336 David Edwards, FQHC Director/CCHCD (503) 742-5325
Contract No.	N/A

BACKGROUND:

CCBHD's Adult Drug Court has been in existence since the year 2000. CCBHD has a current grant from the US Department of Justice (DOJ), Office of Justice Programs (OJP), Bureau of Justice Assistance (BJA) that will be completed in September 2013. The current grant is for the "Back to the Community" Program which is a re-entry program for women with mental illness being released from jail.

RECOMMENDATION:

Staff recommends the Board approval of for CCBHD to apply for this funding opportunity and authorizes Cindy Becker, H3S Director, to sign on behalf of Clackamas County.

Respectfully submitted,



Cindy Becker, Director

February 21, 2013

Board of County Commissioner
Clackamas County

Members of the Board:

Approval to Apply for the Health Resources and Services Administration (HRSA)
FY2013 Affordable Care Act New Access Point (NAP) Grant Opportunity

Purpose/Outcomes	<p>The Clackamas County Health Centers Division is seeking to approval to apply for funding to help develop a new clinic that will be located in Milwaukie, Oregon.</p> <p>The funding will come from The New Access Point program. The New Access Point program is a Federal program that funds local efforts to improve community health. It was created to help underserved communities and vulnerable populations. It seeks to remove barriers to accessing affordable primary health care services.</p>
Dollar Amount and Fiscal Impact	<p>The financial impact would be up to \$1.3 million over the course of the two year grant period (up to \$650,000/year). There are no federal match requirements.</p>
Funding Source	<p>Agency: U.S. Department of Human Services</p> <p>Office: Health Resources and Services Administration (HRSA)</p> <p>Program: Affordable Care Act (ACA) for New and Expanded Services under the Health Center Program.</p> <p>Catalog of Federal Domestic Assistance No. 93.527.</p>
Safety Impact	N/A
Duration	Effective May 1, 2013 through April 30, 2015
Previous Board Action	N/A
Contact Person	David Edwards, FQHC Director/Health Centers Division (503) 742-5325
Contract No.	N/A

BACKGROUND:

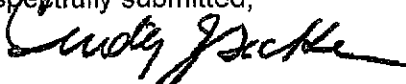
Clackamas County (designated as a public health entity in 1920), is now a primary health care provider. The County offers a comprehensive system of medical, dental, public, mental health, and substance abuse services to people with insurance, as well as uninsured, underinsured, and migrant and seasonal farm workers in Clackamas County, regardless of ability to pay. Clackamas County has been a Federally Qualified Health Center since 1992. The Clackamas Health Centers Division of the Health, Housing, and Human Services Department currently operates the Oregon City Health Center, Gladstone Community Health Center, Oregon City Hilltop Clinic, Stewart Community Center, Sandy Behavioral

Health Clinic, Sunnyside Health and Wellness Center, and School-Based Health Centers at Oregon City and Canby High Schools.

RECOMMENDATION:

Staff recommends the Board approval of for the Clackamas Health Centers Division to apply for this funding opportunity and authorizes Cindy Becker, H3S Director, to sign on behalf of Clackamas County.

Respectfully submitted,

A handwritten signature in black ink, appearing to read "Cindy Becker", written in a cursive style.

Cindy Becker, Director



LANE MILLER
MANAGER

PURCHASING DIVISION

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

Board of County Commissioner
Clackamas County

Members of the Board:

Approval to Purchase a new Tymco Street Sweeper
From Clyde West, Inc. for the Department of Transportation and Development

Purpose/Outcomes	Approval to Purchase a new Tymco Street Sweeper that will replace vehicle 020500, which is beyond the end of its usable service life.
Dollar Amount and Fiscal Impact	The cost for the service vehicle is \$ 200,310.00.
Funding Source	Funds for this purchase have been budgeted under Road Funds, FY 2012/2013 under line; 215-2410-00-485520.
Safety Impact	None
Duration	None
Previous Board Action	None
Contact Person	Warren Gadberry at 503-650-3988
Contract No.	N/A

BACKGROUND:


The Transportation Maintenance Division is ready to proceed with the purchase of a Tymco Street Sweeper. The Tymco Street Sweeper will be purchased through a HGACBuy contract from Clyde West in Portland, Oregon. This vehicle will be used to sweep streets on regular routes and also for road maintenance work. This unit will replace vehicle 020500, which is at the end of its usable service life. This purchase has been reviewed by Fleet Services.

This Permissive Cooperative Procurement complies with ORS 279A.215 and qualifies for an exemption from formal competitive bidding under LCRB Rule C-046-0430; Contracts for the purchase of goods or services where competitive offers for the same goods or services have been obtained by any other public agency which subscribes to the basic intent of ORS Chapter 279.

RECOMMENDATION:

Staff respectfully recommends that the Board give approval to the Clackamas County Department of Transportation and Development, Transportation Maintenance Division to purchase a new Tymco Street Sweeper. Total purchase amount not to exceed \$200,310.00.

Respectfully Submitted,



Dan Nenow, C. P. M.
Purchasing Staff

Placed on the Agenda of February 21st, 2013 by the Purchasing Division



LANE MILLER
MANAGER

PURCHASING DIVISION

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

Board of County Commissioner
Clackamas County

Members of the Board:

Approval to Purchase a new John Deere 772 Motor Grader
From Pape Machinery for the Department of Transportation and Development

Purpose/Outcomes	Approval to Purchase a new John Deere 772 Motor Grader that will replace vehicle 534, which has reached the end of its usable service life.
Dollar Amount and Fiscal Impact	The cost for the service vehicle is \$ 309,168.62.
Funding Source	Funds for this purchase have been budgeted under Road Funds, FY 2012/2013 under line; 215-2410-00-485520.
Safety Impact	None
Duration	None
Previous Board Action	None
Contact Person	Warren Gadberry at 503-650-3988
Contract No.	N/A

BACKGROUND:


The Transportation Maintenance Division is ready to proceed with the purchase of a John Deere 772 Motor Grader. The John Deere 772 Motor Grader will be purchased through a HGACBuy contract from Pape Machinery in Portland, Oregon. This vehicle will be used for road maintenance work such as grading, shoulder maintenance, culvert work and snow plowing. This unit will replace vehicle 534, a 1988 130 Caterpillar, which is at the end of its usable service life. This purchase has been reviewed by Fleet Services.

This Permissive Cooperative Procurement complies with ORS 279A.215 and qualifies for an exemption from formal competitive bidding under LCRB Rule C-046-0430; Contracts for the purchase of goods or services where competitive offers for the same goods or services have been obtained by any other public agency which subscribes to the basic intent of ORS Chapter 279.

RECOMMENDATION:

Staff respectfully recommends that the Board give approval to the Clackamas County Department of Transportation and Development, Transportation Maintenance Division to purchase a new John Deere 772 Motor Grader. Total purchase amount not to exceed \$309,168.62.

Respectfully Submitted,



Dan Nenow, C. P. M.
Purchasing Staff

Placed on the Agenda of February 21st, 2013 by the Purchasing Division