

AGENDA

THURSDAY, OCTOBER 13, 2011 - 10:00 AM
BOARD OF COUNTY COMMISSIONERS

Beginning Board Order No. 2011-76

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

1. Recognition of Oregon Fire Prevention Week (Nancy Bush, Emergency Mgmt.)
2. Presentation of Clackamas County Budget Efficiencies (Gary Schmidt, Public and Government Affairs)

II. 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. Board Order No. _____ Forming a 1 Lot Assessment Area within Clackamas County Service District No. 5, Assessment Area 05-10, Whiting Commercial Building (Wendi Coryell)
2. Board Order No. _____ Forming a 1 Lot Assessment Area within Clackamas County Service District No. 5, Assessment Area 01-11, 85 Causey 41 Unit Apartments (Wendi Coryell)
3. Board Order No. _____ Forming a 1 Lot Assessment Area within Clackamas County Service District No. 5, Assessment Area 07-11, Pleasant Valley SDA Church (Wendi Coryell)
4. Board Order No. _____ Forming a 7 Lot Assessment Area within Clackamas County Service District No. 5, Assessment Area 08-11, WES Diversion Pump Station (Wendi Coryell)
5. Board Order No. _____ Forming a 1 Lot Assessment Area within Clackamas County Service District No. 5, Assessment Area 11-11, Carl's Jr. Restaurant (Wendi Coryell)
6. Board Order No. _____ Forming a 2 Lot Assessment Area within Clackamas County Service District No. 5, Assessment Area 09-11, Howard Partition (Wendi Coryell)
7. Board Order No. _____ Forming a 2 Lot Assessment Area within Clackamas County Service District No. 5, Assessment Area 15-11, Peloquin Partition (Wendi Coryell)
8. Board Order No. _____ Forming a 9 Lot Assessment Area within Clackamas County Service District No. 5, Assessment Area 12-11, Blackstone Terrace Subdivision (Wendi Coryell)

III. DISCUSSION ITEMS *(The following items will be individually presented by County staff or other appropriate individuals. Citizens who want to comment on a discussion item may do so when called on by the Chair.)*

~NO DISCUSSION ITEMS SCHEDULED~

IV. 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.)*

V. CONSENT AGENDA *(The following Items are considered to be routine, and therefore will not be allotted individual discussion time on the agenda. Many of these items have been discussed by the Board in Study Session. The items on the Consent Agenda will be approved in one motion unless a Board member requests, before the vote on the motion, to have an item considered at its regular place on the agenda.)*

A. Health, Housing & Human Services

1. Approval to Apply for a Continuation Grant for the Oregon Department of Transportation Special Transportation Formula Funds through Ride Connection, Inc. for Services Provided by Members of the Transportation Consortium of Clackamas County for Seniors and People with Disabilities - SSD
2. Approval of a Professional, Technical and Consultant Service Contract with Empowerment Initiatives, Inc. to Provide Residential Peer Support Services - BH

B. Department of Transportation & Development

1. Approval of an Intergovernmental Agreement with Metro to Receive Funding for Staffing to Support Waste Reduction Assistance for Multifamily Communities
2. Approval of an Intergovernmental Agreement with Metro to Implement the “Year 22” Metro and Local Government Annual Waste Reduction Plan and the Recycle at Work Program

C. Department of Communications (C-Com)

1. Approval of the State Homeland Security Grant for Interoperable Communications Enhancement Project for Mobile Data Computer Connections

D. Elected Officials

1. Approval of Previous Business Meeting Minutes – BCC
2. Approval of a Services Contract between Clackamas County District Attorney’s Office and the Children Center of Clackamas County – DA
3. Board Order No. _____ Rescinding Order No. 2010-127 and Directing the Treasurer to Cancel a Reserve Account Under ORS 311.814 to Address the Comcast Corporation Appeal - ASSESSOR

VI. NORTH CLACKAMAS PARKS AND RECREATION DISTRICT

1. Board Order No. _____ for North Clackamas Parks and Recreation District for Budgeting of New Revenue for Fiscal Year 2011-2012

VII. SERVICE DISTRICT NO. 5

1. Board Order No. _____ Amending Board Order No. 2011-73 for the Certification of Assessment Roll for Clackamas County Service District No. 5

VIII. WATER ENVIRONMENT SERVICES

1. Approval of an Intergovernmental Agreement between Clackamas County Service District No. 1, Tri-City Service District and Portland State University

IX. COMMISSIONERS COMMUNICATION

NOTE: Regularly scheduled Business Meetings are televised and broadcast on the Clackamas County Government Channel. These programs are also accessible through the County's Internet site. DVD copies of regularly scheduled BCC Thursday Business Meetings are available for checkout at the Clackamas County Library in Oak Grove by the following Saturday. You may also order copies from any library in Clackamas County or the Clackamas County Government Channel.

<http://www.clackamas.us/bcc/business/>



Dana S. Robinson
Director

DEPARTMENT OF EMERGENCY MANAGEMENT

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

October 13, 2011

Board of County Commissioners
Clackamas County

Members of the Board

Recognition of Oregon Fire Prevention Week: October 9 – 15, 2011

Clackamas County Emergency Management (CCEM) and The Clackamas County Fire Defense Board (CCFDB) are recognizing Oregon Fire Prevention Week with a presentation regarding fire safety.

Fire Prevention Week commemorates the Great Chicago Fire - the two-day blaze that killed more than 250 people, left 100,000 more homeless, and destroyed more than 17,000 buildings October 8-9, 1871.

That tragedy inspired reform across America, spurring new fire safety codes and public awareness campaigns. Each October, the National Fire Protection Association (NFPA) sponsors a fire prevention campaign to highlight the importance of fire safety education. This year's campaign is all about keeping you, your family, and your community safer from fire.

On July 25, 2011 Governor John Kitzhaber proclaimed October 9 – 15, 2011 as Oregon Fire Prevention Week.

RECOMMENDATION:

The staff respectfully recommends that the Board recognize Oregon Fire Prevention Week – October 9 – 15, 2011.

Sincerely,

Dana Robinson
Director

For information on this issue or copies of attachments
please contact Nancy Bush at (503) 655-8665.



PUBLIC AND GOVERNMENT AFFAIRS

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

October 13, 2011
Board of County Commissioners
Clackamas County

Members of the Board:

PRESENTATION OF CLACKAMAS COUNTY BUDGET EFFICIENCIES

Despite a continued economic downturn in Oregon and the U.S., Clackamas County continues to be a responsible steward of public resources. The Clackamas County Fiscal Year 2011-2012 budget stands as an example. This budget, developed under the guidance of a Board approved five-year strategic plan, reflects multiple cost and program efficiencies and redirection of funds to the most vulnerable populations.

Today, a brief presentation will share highlights of how the County's budget allows staff to do more with less, supports a safety net of services, helps public safety agencies, and maximizes citizen and customer value of scarce public dollars.

Respectfully submitted,

Gary Schmidt
Interim Director
Public and Government Affairs

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



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CAMPBELL M. GILMOUR
DIRECTOR

DEPARTMENT OF TRANSPORTATION AND DEVELOPMENT

DEVELOPMENT SERVICES BUILDING

150 BEAVERCREEK ROAD | OREGON CITY, OR 97045

October 13, 2011

Board of County Commissioners
Clackamas County

Members of the Board:

Board Order and Public Hearing Forming a 1 Lot Assessment Area
Within Clackamas County Service District No. 5,
Assessment Area 05-10, Whiting Commercial Building

This Board Order is to create a new assessment area in Clackamas County Service District No. 5. This process is necessary to allow for the installation of new street lights. Street lighting is a condition of approval for new developments within Service District No. 5. As such, it has been included as a condition of approval for this development. Even though commercial/multi-family assessment areas may be comprised of only one to several tax lots, they frequently encompass significant stretches of road frontage in areas that will benefit significantly from street lighting. The affected property owners were notified of the time and place of the hearing by first class mail to the mailing address as listed by the Assessor for Clackamas County and a public hearing was scheduled for October 13, 2011, to hear objections to the above street lighting district. The requirement for stopping the project is the receipt of objections from more than 50% of the property owners.

The cost of street lighting is paid by direct assessment against benefited property. As a result of the signing of this Board Order, Clackamas County Service District No. 5 will add the attached area to the assessment rolls for the District. This area falls under rate schedule D; the current rate for this schedule is \$1.10 per footage foot per tax lot per year. Assessments for street lighting will be levied against the properties within this area effective on the installation date furnished to the district by Portland General Electric Company as the official date that the properties within this area began receiving service.

RECOMMENDATION

If remonstrances from more than 50% of the property owners in the proposed assessment area for street lighting *are not* received by the end of the public hearing, it is recommended that the Board of County Commissioners, acting in the capacity of governing board for Clackamas County Service District No. 5, approve this Order which will allow Clackamas County Service District No. 5 to proceed with the formation of a new assessment area for street lighting.

Sincerely,

A handwritten signature in black ink, appearing to read "Wendi Coryell".

Wendi Coryell
CCSD No. 5 Program Assistant Manager

For information on this issue or copies of attachments please contact Wendi Coryell at (503) 742-4657.

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CAMPBELL M. GILMOUR
DIRECTOR

DEPARTMENT OF TRANSPORTATION AND DEVELOPMENT

DEVELOPMENT SERVICES BUILDING

150 BEAVERCREEK ROAD | OREGON CITY, OR 97045

October 13, 2011

Board of County Commissioners
Clackamas County

Members of the Board:

Board Order and Public Hearing Forming a 1 Lot Assessment Area
Within Clackamas County Service District No. 5,
Assessment Area 01-11, 85 Causey 41 Unit Apartments

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Sincerely,

Wendi Coryell
CCSD No. 5 Program Assistant Manager

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DEPARTMENT OF TRANSPORTATION AND DEVELOPMENT

DEVELOPMENT SERVICES BUILDING

150 BEAVERCREEK ROAD | OREGON CITY, OR 97045

October 13, 2011

Board of County Commissioners
Clackamas County

Members of the Board:

Board Order and Public Hearing Forming a 1 Lot Assessment Area
Within Clackamas County Service District No. 5,
Assessment Area 07-11, Pleasant Valley SDA Church

This Board Order is to create a new assessment area in Clackamas County Service District No. 5. This process is necessary to allow for the installation of new street lights. Street lighting is a condition of approval for new developments within Service District No. 5. As such, it has been included as a condition of approval for this development. Even though commercial/multi-family assessment areas may be comprised of only one to several tax lots, they frequently encompass significant stretches of road frontage in areas that will benefit significantly from street lighting. The affected property owners were notified of the time and place of the hearing by first class mail to the mailing address as listed by the Assessor for Clackamas County and a public hearing was scheduled for October 13, 2011, to hear objections to the above street lighting district. The requirement for stopping the project is the receipt of objections from more than 50% of the property owners.

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Wendi Coryell
CCSD No. 5 Program Assistant Manager

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CAMPBELL M. GILMOUR
DIRECTOR

DEPARTMENT OF TRANSPORTATION AND DEVELOPMENT

DEVELOPMENT SERVICES BUILDING

150 BEAVERCREEK ROAD | OREGON CITY, OR 97045

October 13, 2011

Board of County Commissioners
Clackamas County

Members of the Board:

**Board Order and Public Hearing Forming a 7 Lot Assessment Area
Within Clackamas County Service District No. 5,
Assessment Area 08-11, WES Diversion Pump Station**

This Board Order is to create a new assessment area in Clackamas County Service District No. 5. This process is necessary to allow for the installation of new street lights. Street lighting is a condition of approval for new developments within Service District No. 5. As such, it has been included as a condition of approval for this development. Even though commercial/multi-family assessment areas may be comprised of only one to several tax lots, they frequently encompass significant stretches of road frontage in areas that will benefit significantly from street lighting. The affected property owners were notified of the time and place of the hearing by first class mail to the mailing address as listed by the Assessor for Clackamas County and a public hearing was scheduled for October 13, 2011, to hear objections to the above street lighting district. The requirement for stopping the project is the receipt of objections from more than 50% of the property owners.

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RECOMMENDATION

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CCSD No. 5 Program Assistant Manager

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October 13, 2011

Board of County Commissioners
Clackamas County

Members of the Board:

Board Order and Public Hearing Forming a 1 Lot Assessment Area
Within Clackamas County Service District No. 5,
Assessment Area 11-11, Carl's Jr. Restaurant

This Board Order is to create a new assessment area in Clackamas County Service District No. 5. This process is necessary to allow for the installation of new street lights. Street lighting is a condition of approval for new developments within Service District No. 5. As such, it has been included as a condition of approval for this development. Even though commercial/multi-family assessment areas may be comprised of only one to several tax lots, they frequently encompass significant stretches of road frontage in areas that will benefit significantly from street lighting. The affected property owners were notified of the time and place of the hearing by first class mail to the mailing address as listed by the Assessor for Clackamas County and a public hearing was scheduled for October 13, 2011, to hear objections to the above street lighting district. The requirement for stopping the project is the receipt of objections from more than 50% of the property owners.

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Sincerely,

Wendi Coryell
CCSD No. 5 Program Assistant Manager

For information on this issue or copies of attachments please contact Wendi Coryell at (503) 742-4657.

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CAMPBELL M. GILMOUR
DIRECTOR

DEPARTMENT OF TRANSPORTATION AND DEVELOPMENT

DEVELOPMENT SERVICES BUILDING

150 BEAVERCREEK ROAD | OREGON CITY, OR 97045

October 13, 2011

Board of County Commissioners
Clackamas County

Members of the Board:

Board Order and Public Hearing Forming a 2 Lot Assessment Area
Within Clackamas County Service District No. 5,
Assessment Area 09-11, Howard Partition

This Board Order is to create a new assessment area in Clackamas County Service District No. 5. This process is necessary to allow for the installation of new street lights. Street lighting is a condition of approval for new developments within Service District No. 5. As such, it has been included as a condition of approval for this development. Even though assessment areas resulting from lot partitions are comprised of only one to three tax lots, they frequently encompass stretches of road frontage in areas that will benefit significantly from street lighting. The affected property owners were notified of the time and place of the hearing by first class mail to the mailing address as listed by the Assessor for Clackamas County and a public hearing was scheduled for October 13, 2011, to hear objections to the above street lighting district. The requirement for stopping the project is the receipt of objections from more than 50% of the property owners.

The cost of street lighting is paid by direct assessment against benefited property. As a result of the signing of this Board Order, Clackamas County Service District No. 5 will add the attached area to the assessment rolls for the District. This area falls under rate schedule B; the current rate for this schedule is \$45.00 per tax lot per year. Assessments for street lighting will be levied against the properties within this area effective on the installation date furnished to the district by Portland General Electric Company as the official date that the properties within this area began receiving service.

RECOMMENDATION

If remonstrances from more than 50% of the property owners in the proposed assessment area for street lighting are not received by the end of the public hearing, it is recommended that the Board of County Commissioners, acting in the capacity of governing board for Clackamas County Service District No. 5, approve this Order which will allow Clackamas County Service District No. 5 to proceed with the formation of a new assessment area for street lighting.

Sincerely,

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Wendi Coryell
CCSD No. 5 Program Assistant Manager

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DIRECTOR

DEPARTMENT OF TRANSPORTATION AND DEVELOPMENT

October 13, 2011

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

Board of County Commissioners
Clackamas County

Members of the Board:

Board Order and Public Hearing Forming a 2 Lot Assessment Area
Within Clackamas County Service District No. 5,
Assessment Area 15-11, Pelouin 2 lot partition

This Board Order is to create a new assessment area in Clackamas County Service District No. 5. This process is necessary to allow for the installation of new street lights. Street lighting is a condition of approval for new developments within Service District No. 5. As such, it has been included as a condition of approval for this development. Even though assessment areas resulting from lot partitions are comprised of only one to three tax lots, they frequently encompass stretches of road frontage in areas that will benefit significantly from street lighting. The affected property owners were notified of the time and place of the hearing by first class mail to the mailing address as listed by the Assessor for Clackamas County and a public hearing was scheduled for October 13, 2011, to hear objections to the above street lighting district. The requirement for stopping the project is the receipt of objections from more than 50% of the property owners.

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Sincerely,

Wendi Coryell
CCSD No. 5 Program Assistant Manager

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DIRECTOR

DEPARTMENT OF TRANSPORTATION AND DEVELOPMENT

DEVELOPMENT SERVICES BUILDING

150 BEAVERCREEK ROAD | OREGON CITY, OR 97045

October 13, 2011

Board of County Commissioners
Clackamas County

Members of the Board:

Board Order and Public Hearing Forming a 9 Lot Assessment Area
Within Clackamas County Service District No. 5,
Assessment Area 12-11, Blackstone Terrace 9 lot Subdivision

This Board Order is to create a new assessment area in Clackamas County Service District No. 5. This process is necessary to allow for the installation of new street lights. Street lighting is a condition of approval for new developments within Service District No. 5. As such, it has been included as a condition of approval for this subdivision. The affected property owners were notified of the time and place of the hearing by first class mail to the mailing address as listed by the Assessor for Clackamas County and a public hearing was scheduled for October 13, 2011, to hear objections to the above street lighting district. The requirement for stopping the project is the receipt of objections from more than 50% of the property owners.

The cost of street lighting is paid by direct assessment against benefited property. As a result of the signing of this Board Order, Clackamas County Service District No. 5 will add the attached area to the assessment rolls for the District. This area falls under rate schedule R; the current rate for this schedule is \$243.00 per tax lot per year. Assessments for street lighting will be levied against the properties within this area effective on the installation date furnished to the district by Portland General Electric Company as the official date that the properties within this area began receiving service.

RECOMMENDATION

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Sincerely,

Wendi Coryell
CCSD No. 5 Program Assistant Manager

For information on this issue or copies of attachments please contact Wendi Coryell at (503) 742-4657.

October 13, 2011

Board of Commissioners
Clackamas County

Members of the Board:

Approval to Apply for a Continuation Grant for Oregon Department of Transportation Special Transportation Formula Funds through Ride Connection, Inc., for Services provided by Members of the Transportation Consortium of Clackamas County for Clackamas County Seniors and People with Disabilities

The Social Services Division of the Health, Housing, and Human Services Department requests approval to apply for a continuation grant for Oregon Department of Transportation Special Transportation Formula (STF) Funds through Ride Connection, Inc. for services provided by members of the Transportation Consortium of Clackamas County for area seniors and people with disabilities. This grant would fund the Clackamas County Transportation Consortium Out-of-District programs in the amount of \$127,146 for basic transportation services for area seniors and persons with disabilities. The grant also funds the twelfth year continuation of expanded service for elderly and disabled transportation programs provided by some members of the Clackamas County Transportation Consortium in the amount of \$215,224.

The initial two-year grant for expanded service was approved by the Board of County Commissioners at the November 24, 1999 meeting and renewed annually thereafter. The grand total amount of the proposed renewal application will be up to \$342,370. The grant, if awarded, would have no effect on staffing. No County General Funds are involved.

The STF Funds will fund the Clackamas County Transportation Consortium for FY12/13 for the following services:

Out-of-District and Expanded Service transportation programs operated by Clackamas senior/community centers and the Transportation Reaching People program provide transportation services to seniors and persons with disabilities who live outside of the TriMet district or outside the centers regular service area. Rides are provided by senior center vans and volunteer drivers using their own vehicles. Rides are provided to nutrition sites, medical appointments, personal business and social activities. The specific centers and services included in this Special Transportation Formula Funds for transportation services are the following: Canby Adult Center, Estacada Community Center, NCPR-Milwaukie Center, Molalla Senior Center, Hoodland Senior Center, Pioneer Community Center, Sandy Senior and Community Center, and Transportation Reaching People. Funding is also provided to Social Services for administrative costs.

Recommendation:

We recommend the approval to apply for this grant and further recommend the acceptance of the award if funded, and that Cindy Becker be authorized to sign all documents necessary to accomplish this action on behalf of the Board of Commissioners.

Respectfully submitted,

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

Cindy Becker
Director

For information on this issue or copies of attachments
Please contact Brenda Durbin/Social Services at (503)655-8641.

October 13, 2011

Board of Commissioners
Clackamas County

Members of the Board:

Approval of a Professional, Technical, and Consultant Service Contract with Empowerment Initiatives, Inc. to Provide Residential Peer Support Services

Clackamas County Behavioral Health Division of the Health, Housing and Human Services Department requests the approval a Professional, Technical, and Consultant Service renewal contract with Empowerment Initiatives, Inc.

Empowerment Initiatives, Inc. provides peer support services to residents of Villebois Community Housing Site and Chez Ami Apartments. Services include companion care, transportation, activity coordination, problem solving, medication reminders and communication skills development for residents. The previous agreement was last reviewed and approved by the Board on November 5, 2009.

The maximum contract value is \$208,250. County Counsel has reviewed and approved this contract as part of the H3S contract standardization project. No County General Funds are involved. It is effective September 1, 2011 and terminates on June 30, 2012. The contract is retroactive due to language negotiations with the contractor.

Recommendation

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

Respectfully submitted,



Cindy Becker
Director

For information on this issue or copies of attachments
Please contact Emily M. Zwetzig/H3S Office of Business Services at (503)742-5318.



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CAMPBELL M. GILMOUR
DIRECTOR

DEPARTMENT OF TRANSPORTATION AND DEVELOPMENT

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

October 13, 2011

Board of Commissioners
Clackamas County

Members of the Board:

APPROVING INTERGOVERNMENTAL AGREEMENT WITH METRO TO RECEIVE FUNDING
TO BE USED SOLELY FOR PROVISION OF STAFFING TO SUPPORT
WASTE REDUCTION ASSISTANCE FOR MULTIFAMILY COMMUNITIES

Metro has approved the County's Waste Reduction Plan as required by the Regional Solid Waste Management Plan (RSWMP). Metro redistributes funds earned from disposal of garbage at Metro's owned and franchised facilities. The regional distribution of funds is calculated based on the population and the number of employees in each jurisdiction. Cities within the County are eligible for these funds. The County, through a series of agreements, performs the annual responsibilities of the RSWMP as outlined in the Waste Reduction Plan for the Cities of Barlow; Canby, Damascus, Estacada, Gladstone, Happy Valley, Lake Oswego, Milwaukie, Molalla, Oregon City, Sandy, West Linn, and Wilsonville, in exchange for the funds allocated to those jurisdictions by Metro.

In addition to the annual funds already distributed, Metro is prepared to allocate an additional \$16,000 to be used by June 30, 2012. This money will be combined with funds from the Energy Efficiency Community Block Grant (EECBG) to enter into an AmeriCorps Service Agreement with Palouse-Clearwater Environmental Institute, otherwise known as the Confluence Environmental Center. The AmeriCorps hire will provide services to support waste reduction and energy efficiency assistance for multifamily communities.

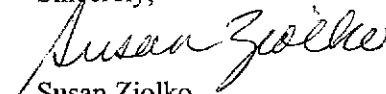
The intergovernmental agreement form with Metro has been reviewed and approved by County Counsel.

In order to receive the funding, the Board must sign the attached intergovernmental agreement.

RECOMMENDATION

Staff respectfully recommends the Board of County Commissioners sign the Intergovernmental Agreement with Metro to fund waste reduction assistance for multifamily communities. We request this item be placed on the agenda as a consent item.

Sincerely,


Susan Ziolko
Sustainability Supervisor

For information on this issue or copies of attachments
please contact Rosalynn Greene at (503) 742-4465



COPY

CAMPBELL M. GILMOUR
DIRECTOR

DEPARTMENT OF TRANSPORTATION AND DEVELOPMENT

DEVELOPMENT SERVICES BUILDING

150 BEAVERCREEK ROAD | OREGON CITY, OR 97045

October 13, 2011

Board of Commissioners
Clackamas County

Members of the Board:

APPROVING INTERGOVERNMENTAL AGREEMENT WITH METRO TO
IMPLEMENT THE YEAR 22 METRO AND LOCAL GOVERNMENT
ANNUAL WASTE REDUCTION PLAN AND THE RECYCLE AT WORK PROGRAM

Metro has approved the County's Waste Reduction Plan for Year Twenty-two (FY12) as required by the Regional Solid Waste Management Plan (RSWMP). Metro redistributes funds earned from disposal of garbage at Metro's owned and franchised facilities. The regional distribution of funds is calculated based on the population (for the Annual Plan) and the number of employees (for Recycle at Work) in each jurisdiction. Cities within the County are eligible recipients of these funds. In addition to carrying out responsibilities for the unincorporated county, the County, through a series of agreements, performs the annual responsibilities of the RSWMP as outlined in the Waste Reduction Plan for the Cities of Barlow; Canby, Damascus, Estacada, Gladstone, Happy Valley, Lake Oswego, Milwaukie, Molalla, Oregon City, Sandy, West Linn, and Wilsonville, in exchange for the funds allocated to those jurisdictions by Metro.

Metro is prepared to allocate \$164,728.00 to provide assistance in maintaining the waste reduction programs currently in place throughout the county. Additionally, \$172,593.00 is available to partially fund the Recycle at Work Program. A signed Intergovernmental Agreement (IGA) with Metro is required in order to receive funds. Additionally, Metro requires the County enter into binding agreements with those cities requesting the County perform the services associated with the Plan. The Scope of Work for the Annual Waste Reduction Plan, Scope of Work for the Recycle at Work program, the Year Twenty-Two Plan, the agreements with the Cities and the Year Twenty-One Annual Waste Reduction and Recycle at Work Reports are attached. (Attachments A, B, C, D and E respectively).

The intergovernmental agreement form with Metro has been reviewed and approved by County Counsel.

In order to receive the funding, the Board must approve the annual plan and sign the copies of the attached intergovernmental agreement.

RECOMMENDATION

Staff respectfully recommends the Board of County Commissioners approve the Year Twenty-Two Plan and Recycle at Work Program and sign the Intergovernmental Agreement with Metro to fund the Programs. Please feel free to call me at 503-742-4466 with any questions.

Sincerely,

Rick Winterhalter, Sustainability Analyst, Senior
Office of Sustainability

For information on this issue or copies of attachments
please contact Rick Winterhalter at (503) 742-4466



Bob Cozzie
Director

DEPARTMENT OF COMMUNICATIONS

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

October 13, 2011

Board of County Commissioners
Clackamas County

Members of the Board:

**Approving State Homeland Security Grant for Interoperable Communications
Enhancement Project for Mobile Data Computers connections**

Public Safety agencies in Clackamas County applied for a State Homeland Security Program (SHSP) grant to allow for the purchase of software licenses and some hardware for enhanced interoperable communications with mobile data computers. The premise of this enhancement is to use a system called Radio IP which allows mobile data computers to automatically switch between using a commercial network utilizing air cards to the much slower and limited bandwidth public safety network utilizing the vehicle radio modems (VRM). This software, if installed, would allow for the mobile data computer to switch between networks when service is diminished on one or the other thus allowing for critical updates to continue to be received and documented on the in vehicle computer.

A request was made by public safety agencies to have Clackamas County Communications (C-COM) house and maintain the needed servers and manage the program since it could be utilized by all public safety agencies within Clackamas County.

The grant covers all associated costs of the purchase and installation of needed hardware and software. Total grant amount is \$55,000. Ongoing costs would be absorbed via C-COM user fees.

RECOMMENDATION:

Staff respectfully requests that the Board accept the grant as is and approve C-COM and Emergency Management staff to continue work on this project.

Sincerely,

Robert Cozzie
C-COM Director

For information on this issue or copies of attachments, please contact Mark Spross at 503-655-8882.

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, August 4, 2011 – 10:00 AM

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

PRESENT: Commissioner Jim Bernard
Commissioner Ann Lininger
Commissioner Paul Savas
Commissioner Jamie Damon

EXCUSED: Commissioner Charlotte Lehan

~Pledge of Allegiance~

Commissioner Lehan is out of the office and will not be in attendance today, Commissioner Bernard will serve as Chair for this Business Meeting.

I. PRESENTATION

1. Proclaiming the Week of August 7th through the 13th as National Farmers Market Week in Clackamas County

Jim Bernard read the proclamation – he then asked for a motion.

Commissioner Savas stated that Gladstone has started a Farmers Market on Portland Ave. The Commissioner encouraged the citizens of the County to visit a Farmers Market and celebrate the many benefits of our local Farmers Markets

MOTION:

Commissioner Savas: I move we proclaim August 7th – August 13th as Farmers Market Week in Clackamas County.

Commissioner Damon: Second.

~Board Discussion~

Chair Bernard – all those in favor:

Commissioner Damon: Aye.

Commissioner Savas: Aye.

Commissioner Lininger: Aye.

Chair Bernard: Aye.

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

II. CITIZEN COMMUNICATION

Les Poole, 15115 SE Lee, Milwaukie – comments on the TriMet IGA, Urban Renewal and the Trolley Trail.

Ed Zumwalt, 1088 SE 29th, Milwaukie – comments on Milwaukie light rail and the safety around schools – he does not support light rail in Milwaukie.

Richard Langdon, 605 NW Skyline Blvd. Portland – would like to know when the County will remove the violation regarding the mobile food cart.

The Commissioners stated the food cart issue was discussed at a meeting on July 12, 2011 where the Board directed staff to draft an ordinance – which is in process.

III. DISCUSSION ITEMS

~NO DISCUSSION ITEMS SCHEDULED

IV. CONSENT AGENDA

Chair Bernard asked the Clerk and County Administrator to read the Consent Agenda by title, he then asked for a motion.

MOTION:

Commissioner Lininger: I move we approve the Consent Agenda.

Commissioner Damon: Second.

Chair Bernard – all those in favor:

Commissioner Damon: Aye.

Commissioner Savas: Aye.

Commissioner Lininger: Aye.

Chair Bernard: Aye.

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

A. Health, Housing & Human Services

1. Approval of an Intergovernmental Agreement with the State of Oregon Department of Housing and Community Services for a Variety of Social Services Programs - SSD
2. Approval of an Intergovernmental Agreement with Benton County for the Citizen/Alien Waived Emergency Medical Children's Dental Program – CH
3. Approval of an Intergovernmental Agreement with Multnomah County for the Citizen/Alien Waived Emergency Medical Children's Dental Program – CH
4. Approval of an Intergovernmental Agreement with the Oregon Health Authority for the Adult Mental Health Initiative - BH

B. Finance Department

1. Approval of a Work and Financial Plan between Clackamas County and the US Department of Agriculture for County Trapper Services

C. Elected Officials

1. Approval of Previous Business Meeting Minutes – BCC
2. Board Order No. **2011-62** Approving the Cancellation of Delinquent Personal Property Accounts - ASSESSOR
3. Board Order No. **2011-63** Approving the Cancellation of Manufactured Structure Personal Property Taxes - ASSESSOR

D. Emergency Management

1. Approval of an Agreement between Clackamas County Emergency Management and Oregon Emergency Management for the Hazard Mitigation Grant Program Contract for Landslide Hazard Mapping and Risk Assessment

V. NORTH CLACKAMAS PARKS AND RECREATION DISTRICT

1. Approval of Amendment No. 1 to the Contract with Trout Mountain Forestry, LLC for Consulting Services for Wildfire Management Planning and Related Implementation Activities for Clackamas County Parks and the North Clackamas Parks and Recreation District

VI. WATER ENVIRONMENT SERVICES

1. Approval of an Intergovernmental Agreement between Clackamas County Service District No. 1 and the City of Portland the Construction of Sanitary Sewers and Cost-Sharing of Common Facilities

VII. COMMISSIONERS COMMUNICATION

<http://clackamas.us/bcc/business/>

Last week the Board appointed Carl Clinton as Clackamas County Surveyor – The Board wanted to take this opportunity to introduce and acknowledge Carl Clinton. Mike Bezner, Engineering Manager also spoke and congratulated Carl.

The Board has opened the Special Grants Project for the 2011 – 2012 fiscal year. Special Grants are for Nonprofits assisting the most vulnerable residents of Clackamas County. The deadline to apply for is September 15, 2011 by 6pm. Please visit our web page at www.co.clackamas.us for more information – you can also contact our office at (503) 655-8581.

MEETING ADJOURNED – 10:55 AM

NOTE: Regularly scheduled Business Meetings are televised and broadcast on the Clackamas County Government Channel. These programs are also accessible through the County's Internet site. DVD copies of regularly scheduled BCC Thursday Business Meetings are available for checkout at the Clackamas County Library in Oak Grove by the following Saturday. You may also order copies from any library in Clackamas County or the Clackamas County Government Channel.

<http://www.clackamas.us/bcc/business/>



John S. Foote, District Attorney for Clackamas County

Clackamas County Courthouse, 807 Main Street, Room 7, Oregon City, Oregon 97045
503 655-8431, FAX 503 650-8943, www.co.clackamas.or.us/da/

October 13, 2011

Board of Commissioners
Clackamas County

Members of the Board:

**Approval of
Services Contract For The Children's Center of Clackamas County**

Please find attached the CAMI-MDT grant award between Clackamas County and the Children's Center of Clackamas County.

The purpose of this agreement is to benefit child abuse victims and their families by providing medical diagnosis and treatment recommendations within Clackamas County and provide law enforcement with necessary information to allow for prosecution.

To this end, the County will receive \$ 263,000 from the State of Oregon for child abuse multidisciplinary intervention and these funds will be passed through to the Children's Center. In addition, the District Attorney has appropriated the amount of \$30,000 from the 2011- 2012 budget sourced from the County's General Fund and these funds have been dedicated to the Children's Center.

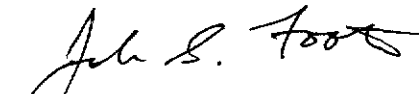
This agreement covers the period July 1, 2011 through June 30, 2012. The scope of services to be provided by the Children's Center under this agreement include: Responding to all child abuse referrals; Providing for child abuse assessments, mental health crisis intervention and referral services; Ensuring that staff will be available to appear in Clackamas County judicial proceedings; and Delivering monthly, quarterly, and annual reports as required.

County Counsel has reviewed and approved this Services Contract as to form.

RECOMMENDATION:

I respectfully recommend that the Board approve the attached contract between Clackamas County and the Children's Center of Clackamas County as submitted.

Sincerely,


John S. Foote

For information on this issue or attachments please contact
Sarah Brown at (503) 650-3532.



BOB VROMAN
COUNTY ASSESSOR

DEPARTMENT OF ASSESSMENT AND TAXATION

DEVELOPMENT SERVICES BUILDING

150 BEAVERCREEK ROAD | OREGON CITY, OR 97045

October 13, 2011

Members of the Board:

**BOARD ORDER RESCINDING ORDER #2010-127 AND DIRECTING THE TREASURER
TO CANCEL A RESERVE ACCOUNT UNDER ORS 311.814 TO ADDRESS THE
COMCAST CORPORATION APPEAL**

The attached Board Order directs the County Treasurer to cancel a reserve account in an amount representing the portion of taxes paid by the petitioner in the tax court case in dispute for each tax year until the appeal is resolved.

On November 24, 2010, the Board established a Comcast tax appeal reserve account by directing the Treasurer to set aside, in an interest bearing account, an amount representing the portion of taxes paid by Comcast Corporation attributable to the amount of value in dispute, for the duration of the appeal. The first contested year was the 2009-10 tax year and the potential tax refund is approximately \$1.8 million dollars in taxes per year plus 12% annual interest.

The establishment of a reserve account did not stop interest from accruing in the event a refund was required. During the 2011 Legislative Session, HB 2569 was passed and allows the county assessor to issue a deferred billing credit for large value appeals. The deferred billing credit allows taxpayers to retain their money during the pendency of the appeal but protects local governments from the accrual of substantial interest debt associated with large property tax refunds. The bill became effective September 29th, 2011 and has a retroactive clause.

County Counsel has reviewed and approved this as to form and content.

Recommendation: Because of the magnitude of the contested value, the continued prospect of lengthy litigation, the adverse impact to all taxing district revenue distributions, the exposure to the liability for annual refund interest at 12% per year and the passage of HB269 that provides an option to mitigate the liability for refund interest, I respectfully recommend that the Board approve the attached order directing the County Treasurer to cancel the refund reserve account for use in the Assessor's implementation of HB 2596 to address the Comcast Corporation appeal.

Respectfully submitted:

Bob Vroman

Clackamas County Assessor & Tax Collector

For information on this issue please contact Bob Vroman at 503/655-8671.

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

**Board Order Rescinding Order
#2010-127 and Directing the
Treasurer To Cancel a Reserve
Account Under ORS 311.814 to
Address the Comcast Corporation
Appeal**



Order No. _____

The Matter of Creation of a Reserve Account under ORS 311.814 was heard before the Clackamas County Board on November 24, 2010. The County Treasurer was directed to set aside, in an interest bearing reserve account, an amount representing that portion of taxes paid by Comcast attributable to the amount of value in dispute until termination of the controversy.

The established reserve account did not stop interest from accruing in the event a refund was required. During the 2011 Legislative Session, HB 2569 was passed and allows the County Assessor to issue a deferred billing credit for large value appeals. This allows taxpayers to retain their money during the pendency of the appeal process and protects local governments from the accrual of substantial interest debt associated with large property tax refunds. The bill became effective September 29, 2011 and has a retroactive clause.

WHEREAS, it appears to the Board that the cancellation of the reserve account for the Comcast appeal is necessary and appropriate;

Now, therefore, it is hereby ordered: The County Treasurer is directed to cancel the interest bearing reserve account in the amount representing that portion of taxes paid by Comcast attributable to the amount of value in dispute.

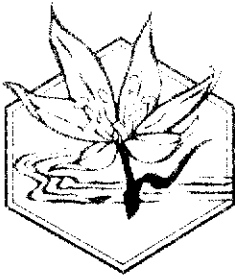
It is further ORDERED that the reserve funds be returned to the unsegregated Tax Collector's Account for use in the Assessor's implementation of HB 2596 (2011 Oregon Laws, Chapter 112) for the Comcast appeals.

DATED this _____ day of October, 2011.

BOARD OF COUNTY COMMISSIONERS FOR CLACKAMAS COUNTY

Chair

Recording Secretary



**NORTH
CLACKAMAS**
PARKS & RECREATION
DISTRICT

October 13, 2011

Board of County Commissioners
Clackamas County

Members of the Board:

**Board Order for North Clackamas Parks & Recreation District for Budgeting of
New Revenue for Fiscal Year 2011-2012**

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 District.

The attached board order reflects those changes that departments have requested which, pursuant to ORS 294.326(5), do not require a supplemental budget in keeping with a legally accurate budget.

The **Capital Asset Replacement Fund – Capital Outlay** is recognizing Energy Efficiency and Conservation Block Grant proceeds through the County's Office of Sustainability and the Energy Trust of Oregon and appropriating expenditures in the capital outlay category. The proceeds will be used to retrofit the District's Stringfield Park House.

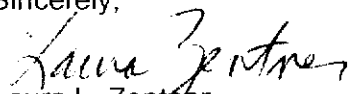
The effect of this Board Order is an increase in appropriations of \$49,000 including new revenues as detailed below:

Grant Revenue	<u>\$ 49,000.</u>
Total Recommended	<u>\$ 49,000.</u>

RECOMMENDATION:

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

Sincerely,


Laura L. Zentner
Senior Administrative Services Manager

For information on this issue or copies of attachments
please contact Laura Zentner at (503) 742-4351

www.co.clackamas.or.us/ncprd

Administration Office
150 Beaver Creek Road
Oregon City, OR 97045
503-742-4348
fax: 503-742-4145

Aquatic & Recreation Services
7305 SE Hambrick Road
Milwaukie, OR 97222
503-794-8190
fax: 503-794-8993

Milwaukie Center
5447 SE Kellogg Creek Drive
Milwaukie, OR 97222
503-653-7171
fax: 503-794-3115

Parks Maintenance Office
5019 SE 40th Avenue
Milwaukie, OR 97222
503-744-8912
fax: 503-744-4111

*A service district
of Clackamas County*

BEFORE THE BOARD OF
NORTH CLACKAMAS PARKS AND RECREATION DISTRICT
OF CLACKAMAS COUNTY, STATE OF OREGON

In the matter of Authorization
to Appropriate Revenue within
the North Clackamas Parks &
Recreation District 2011-12
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 revenue within the North
Clackamas Parks & Recreation District's 2011-12 Fiscal Year budget is necessary to authorize the
expenditure of revenue for the needs of North Clackamas Parks & Recreation District departments,
and

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

. Capital Asset Replacement Fund – Capital Outlay; and

THIS BOARD BEING fully advised in the
premises; now therefore

PURSUANT TO ORS 294.326, appropriation
authorizing expenditure of the aforementioned funds within the North Clackamas Parks & Recreation
District's 2011-12 Fiscal Year budget, is hereby approved as set forth in Exhibit A, attached hereto
and made a part hereof.

DATED this 13th day of October, 2011

BOARD OF COUNTY COMMISSIONERS

Chair

Recording Secretary

COPY



CAMPBELL M. GILMOUR
DIRECTOR

DEPARTMENT OF TRANSPORTATION AND DEVELOPMENT

DEVELOPMENT SERVICES BUILDING

150 BEAVERCREEK ROAD | OREGON CITY, OR 97045

October 13, 2011

Board of County Commissioners
Clackamas County

Members of the Board:

Approval of a Board Order Amending Board Order No. 2011-73
for the Certification of Assessment Roll for Clackamas County Service District No. 5

This Board Order is to amend the original certification of the Assessment Roll for Clackamas County Service District No. 5 for 2011-2012. Clackamas County Service District No. 5 makes annual special assessments against property benefited by street light service. On September 29, 2011, Board Order No. 2011-73 was signed certifying the Assessment Roll for Clackamas County Service District No. 5 in the amount of \$1,778,657.33. Clackamas County Service District No. 5 received notification later that same day from the office of Assessment and Taxation that the actual assessment roll should be \$1,778,640.44. Therefore, the service district needs to amend the original certification to match the figure confirmed by the office of Assessment and Taxation.

The Assessment Roll is kept by the Department of Transportation and Development. Assessments are attached to the property tax statements for the County and collected in the same manner as ad valorem taxes. The Assessor must receive a Certifying Order by the District's Board, in this case, the Board of County Commissioners, before the assessments can be placed on the tax roll, and therefore on the tax statements.

The cost of street lighting within Clackamas County Service District No. 5 is paid by direct assessment against benefited property. The adopted district budget assumes the special assessment will be certified by the Board and collected with the property tax statements.

RECOMMENDATION

Staff respectfully recommends the Board of County Commissioners, acting in the capacity of the governing board for Clackamas County Service District No. 5, approve this Order which amends Order No. 2011-73 to require the Assessor to place the assessments for street light service, in the new amended amount of \$1,778,640.44 on the tax roll.

Sincerely,

A handwritten signature in black ink, appearing to read "Kevin Noreen".

Kevin Noreen
CCSD#5 Program Manager

For information on the issue or copies of attachments please contact Kevin Noreen at (503)742-4699

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

In the Matter of Amending the Original
Certification of an Assessment
Roll Board Order 2011-73 for
Property Assessed for Street Light Service
in Clackamas County Service District
No. 5 for Fiscal Year 2011-2012



ORDER NO.

This matter coming before the Board of County Commissioners, acting as the governing body of Clackamas County Service District No. 5 and it appearing to the Board that assessment rates for Clackamas County Service District No. 5 were adopted by Order No. 2011-48, and that such assessments are a revenue source essential to the continuing viability of Service District No. 5, now therefore

IT IS HEREBY ORDERED that the benefited property as shown on the Assessment Roll maintained by the Department of Transportation and Development for Clackamas County, be assessed in the amount specified thereon, and that these assessments are required to be placed on the tax roll, and

IT IS FURTHER ORDERED that the Board of County Commissioners of Service District No. 5 hereby levy the assessments provided for in the adopted budget in the aggregate amount of \$1,778,640.44 and that these assessments are levied upon certain properties within the District as of 1:00 a.m. July 1, 2010. The following allocation and categorization subject to the limits of section 11b. Article XI of the Oregon Constitution make up the above aggregate levy:

	Subject to the General Government Limitation	Excluded from the Limitation
General Fund	\$1,778,640.44	\$ 0.00
Total	\$1,778,640.44	\$ 0.00

IT IS FURTHER ORDERED that the assessments collected in the amount of \$1,778,640.44 be placed in the Clackamas County Service District No. 5 account, out of which payments can be made for services and materials provided to the District.

ADOPTED this 13th day of October, 2011.

BOARD OF COUNTY COMMISSIONERS
Acting as the Governing Body of Clackamas County Service District No. 5

Chair

Recording Secretary



Beyond clean water.

Water Quality Protection
Surface Water Management
Wastewater Collection & Treatment

Michael S. Kuenzi, P.E.
Director

October 13, 2011

Board of County Commissioners
Clackamas County

Members of the Board:

**APPROVAL OF INTERGOVERNMENTAL
AGREEMENTS BETWEEN PORTLAND STATE UNIVERSITY AND
CLACKAMAS COUNTY SERVICE DISTRICT NO. 1 AND TRI-CITY SERVICE DISTRICT**

Clackamas County Service District No. 1 ("CCSD#1") and the Tri-City Service District ("TCSD") each wish to enter into an Intergovernmental Agreement (the "Agreements") with Portland State University ("PSU") to prepare population forecasts for each district. These forecasts will be developed to the year 2040.

Accurate, long range population forecasts are critical to accurate, long range planning (timing, costs) of future capacity expansions as well as for capital construction in general and accurate financial planning for each district. Accurate capacity planning will allow each district to best determine when to construct these costly future infrastructure additions to insure quality services continue to be provided at the most competitive service rates possible. Accurate population forecasts allow for more accurate financial planning, especially with respect to Systems Development Charge rates and revenues and future estimated monthly service fee rates as well.

The forecasts are scheduled to be completed by December 31, 2011. The cost to each district is \$26,750.

RECOMMENDATION

Staff respectfully recommends the Board of County Commissioners approve the Agreements between CCSD#1, TCSD, and PSU and also authorize Director Michael S. Kuenzi to execute the Agreements.

Sincerely,

Michael Kuenzi
Director, Water Environment Services

For information on this issue or copies of attachments, please contact Trista Crase at 503-742-4566.