



Lynn Peterson
Chair

Commissioners
Bob Austin
Jim Bernard
Charlotte Lehan
Ann Lininger

BOARD OF COUNTY COMMISSIONERS

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

AGENDA

THURSDAY, JANUARY 7, 2010 - 10:00 AM BOARD OF COUNTY COMMISSIONERS

Beginning Board Order No. 2010-01

I. CITIZEN COMMUNICATION *(The Chair of the Board will call for statements from citizens regarding issues relating to County government. It is the intention that this portion of the agenda shall be limited to items of County business which are properly the object of Board consideration and may not be of a personal nature. Persons wishing to speak shall be allowed to do so after registering on the blue card provided on the table outside of the hearing room prior to the beginning of the hearing. Testimony is limited to three (3) minute. Comments shall be respectful and courteous to all.)*

II. 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

III. 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 Matching Participant Savings Funds as a Member of the Oregon Valley Independent Development Account through CASA of Oregon for Independent Development Assets Accounts in Clackamas County
2. Approval of a Mental Health Services Agreement with Concord Health Source, LLC for Outpatient Mental Health Services

B. Department of Transportation & Development

1. Approval of an Intergovernmental Agreement with Oregon Department of Transportation for Right-of-Way Services for the Barlow Road and Zimmerman Road Intersection Reconstruction
2. Approval of a Contract with OBEC Consulting Engineers for Consulting Engineering Services for the Replacement of North Fork Molalla (Dickey Prairie Rd.) Bridge

C. Technology Services

1. Approval of the ORMAP Intergovernmental Agreement Contract #2351 between Clackamas County and the State of Oregon Department of Revenue

D. Elected Officials

1. Approval of Previous Business Meeting Minutes – BCC
2. Approval of an Amendment to the ORMAP Intergovernmental Agreement Contract #2207 between Clackamas County and the State of Oregon Department of Revenue – COUNTY ASSESSOR

E. Public and Government Affairs

1. Board Order No. _____ for an Application by Verizon Northwest Inc. for Consent to a Transfer of Control to Frontier Communications Corporation

IV. NORTH CLACKAMAS PARKS AND RECREATION DISTRICT

1. Board Order No. _____ Authorizing Refunding Outstanding Bonds of the North Clackamas Parks and Recreation District

V. 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/>



COPY

Cindy Becker
Director

Department of Human Services

Public Services Building
2051 Kaen Road #239 Oregon City OR 97045

January 7, 2010

Board of Commissioners
Clackamas County

Members of the Board:

Approval to Apply for Matching Participant Savings Funds as a Member of the Oregon Valley Independent Development Account (VIDA) through CASA of Oregon for Independent Development Accounts (IDAs) Asset Accounts in Clackamas County.

The Social Services Division (CCSS) of the Department of Human Services requests the approval to apply for matching participant saving funds as a member of the Oregon Valley Independent Development Account (VIDA) through CASA of Oregon. The Valley Independent Development Accounts (VIDA) collaborative offers low-income Oregonians an opportunity to leverage their savings by using the Individual Development Account (IDA) as a tool for building assets and wealth. The VIDA collaborative will be submitting a request for funding from Oregon Housing and Community Services (OHCS) and the Neighborhood Partnership Fund (NPF).

As part of the VIDA collaborative, CCSS in conjunction with the Housing Authority of Clackamas County will continue to provide information and referral to low-income households that are endeavoring to save to buy a home or pursue a post-secondary education. Successful applicants will receive financial education and a savings account established with a participating financial institution.

CCSS is seeking to apply for up to \$85,000 of matching participant funds for a one year period beginning February 15, 2010. These funds will be used to match deposits that participating individuals make into their savings accounts, tripling the value of their deposit. SSD will receive up to 20% of the matching funds per participant who successfully completes their savings plan. These funds will be used to provide education and referral for future program participants. No staffing or county general funds are impacted by this request.

Recommendation:

Staff recommends the approval to apply for this request and that Cindy Becker is authorized to sign all documents necessary to accomplish this action on behalf of the Board of Commissioners.

Respectfully submitted,

Cindy Becker
Director

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



COPY

Cindy Becker
Director

Department of Human Services

Public Services Building
2051 Kaen Road #239 Oregon City OR 97045

January 7, 2010

Board of Commissioners
Clackamas County

Members of the Board:

**Approval of a Mental Health Services Agreement with
Concord Health Source, LLC for Outpatient Mental Health Services**

The Clackamas County Community Health Division (CCCHD) of the Department of Human Services requests the approval of a Mental Health Services Agreement with Concord Health Source, LLC.

This agreement provides outpatient mental health services to consumers who are Oregon Health Plan (OHP) members capitated to Clackamas County.

The agreement is funded with Oregon Health Plan funds. No County General Funds are involved. County Counsel has reviewed and approved this agreement as part of the DHS contract standardization project. The agreement is effective upon signature and continues through December 31, 2010.

Recommendation

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

Respectfully submitted,

A handwritten signature in black ink, appearing to read "C. Becker".

Cindy Becker
Director

For information on this issue or copies of attachments
Please contact Emily M. Zwetzig/Community Health Division at (503) 742-5318.



COPY

Campbell M. Gilmour
Director

DEPARTMENT OF TRANSPORTATION AND DEVELOPMENT

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

January 7, 2010

Board of County Commissioners
Clackamas County

Members of the Board:

**Approval of an Intergovernmental Agreement with
Oregon Department of Transportation for Right of Way Services for the
Barlow Road and Zimmerman Road Intersection Reconstruction**

The attached proposed agreement is a customary step in the project delivery process for federally funded projects. This agreement is specifically for right of way services for the Barlow Road and Zimmerman Road Intersection Reconstruction project, which is federally funded through the High Risk Rural Roads Program (HRRRP). Normally on a federally funded project, ODOT retains responsibility for all right of way negotiations and acquisitions. Through this agreement, and as part of the Local Agency Certification Program, ODOT is allowing County staff to take on some of this responsibility. The estimated project cost is \$860,000 and HRRRP funds are limited to \$700,200. The County will be responsible for approximately \$160,000. This agreement results in no additional cost to the County above budgeted staff and consultant costs that would be incurred through the regular course of the project.

Clackamas County is currently participating in the Local Agency Certification Program addressed in Master Agreement No. 24,688. This project is one of the required test projects for Local Agency Certification.

County Counsel has reviewed and approved this agreement.

RECOMMENDATION

Staff respectfully recommends the Board approve this Intergovernmental Agreement for Right of Way Services for the Barlow Road and Zimmerman Road Intersection Reconstruction project.

Sincerely,

James Reese
Project Manager

For information on this issue or copies of attachments
please contact James Reese at 503-742-4707



Campbell M. Gilmour
Director

DEPARTMENT OF TRANSPORTATION AND DEVELOPMENT

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

Board of County Commissioners
Clackamas County

Members of the Board:

Approval of a Contract with OBEC Consulting Engineers for Consulting Engineering Services for the Replacement of the North Fork Molalla (Dickey Prairie Road) Bridge

The Clackamas County Department of Transportation and Development reviewed proposals from qualified consultants to prepare roadway and structure design plans, specifications, cost estimates, and right-of-way appraisals and acquisitions for the replacement of the North Fork Molalla River (Dickey Prairie Road) Bridge. OBEC Consulting Engineers (OBEC) was selected as the highest rated proposer.

This project is funded with 100% State funds through the 2003 Oregon Transportation Investment Act III (OTIA). The existing structure, while currently safe, is structurally deficient and warrants replacement.

This proposed contract with OBEC is for an amount not to exceed \$307,558 and it has been reviewed and approved by County Counsel. Funds for these services are available under budget line 416-2433-02105-481180-22052 for fiscal years 09/10 and 10/11. The total project budget is \$3,235,149.

Recommendation

Staff respectfully recommends that the Board of County Commissioners approve the contract with OBEC Consulting Engineers for Consulting Engineering Services for the Replacement of the North Fork Molalla (Dickey Prairie Road) Bridge

Sincerely,

Mike Bezner
Civil Engineering Supervisor

Placed on Board Agenda of January 7, 2010
By Purchasing Division

For information on this issue or copies of attachments
please contact Mike Bezner at (503) 742-4651



Dave Cummings
Chief Information Officer

INFORMATION SERVICES

INFORMATION SERVICES BUILDING
121 LIBRARY COURT | OREGON CITY, OR 97045

January 7, 2010

Board of County Commissioners
Clackamas County

Members of the Board:

**APPROVAL OF THE ORMAP INTERGOVERNMENTAL AGREEMENT CONTRACT
#2351 BETWEEN THE STATE OF OREGON, DEPARTMENT OF REVENUE AND
CLACKAMAS COUNTY**

Attached is the Intergovernmental Agreement Contracts #2351 between the State of Oregon, Department of Revenue and Clackamas County for participation in the ORMAP revenue sharing program.

This program, legislated in 1999 as ORS 306.135, provides for the funding of GIS digital tax lot capture and the creation of digital Assessor's tax lot maps. The ORMAP program collects \$1.00 from each recorded document. These funds go into a pool administered by the Oregon State Department of Revenue. Funds are distributed to Counties based on competitive grant applications twice a year, in the Spring and Fall. This contract represents our award of a grant request for the Fall of 2009.

This IGA contract benefits the County and the State as well as the public. It provides mutually beneficial data to all parties. Funds from this contract total \$13,884.00 for this funding period. Acquisition of this funding from the State is partially based on matching funds from the County. This has been satisfied by the on-going tax lot enhancement project, initiated in 1998. The funds from the State will supplement our current efforts. This particular grant funds a specific project being done by Technology Services to use various GIS data capture techniques to greatly enhance spatial accuracy of tax lots as well as conversion from paper maps to digital. These projects move the County closer to completing digital tax lot maps as required by the State Department of Revenue ORMAP program.

This revenue sharing is a collaborative effort between the Clackamas County's Assessor's Office and the GIS Division of the Technology Services Department. Both parties will be instrumental in the success of this program. Also assisting in this effort is the County's Surveyor. The primary focus with this funding is to continue the tax lot enhancement project, the ultimate goal in the ORMAP statewide tax lot project.

RECOMMENDATION:

Staff respectfully recommends that the Board approve and sign the Intergovernmental Agreement Contract #2351 between the State of Oregon Department of Revenue and Clackamas County for ORMAP. County Counsel has reviewed this ORMAP contract and approved as to form.

Sincerely,

A handwritten signature in black ink, appearing to read 'D. Cummings', written in a cursive style.

David Cummings
Director, Information Services

For more information please contact Eric Bohard at 503-723-4814



Bob Vroman
County Assessor

DEPARTMENT OF ASSESSMENT AND TAXATION

January 7, 2010

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

Board of County Commissioners
Clackamas County

Members of the Board:

**Approval of an Amendment of the ORMAP Intergovernmental Agreement Contract #2207
Between the State Department of Oregon, Department of Revenue and Clackamas County**

Attached is the Intergovernmental Agreement Contract #2207 between the State of Oregon, Department of Revenue, and Clackamas County for participation in the ORMAP revenue sharing program.

This program, legislated in 1999 as ORS 306.135, provides for the funding of GIS digital tax lot capture and the creation of digital Assessor's tax lot maps. The ORMAP program collects \$1.00 from each recorded document. These funds go into a pool administered by the Oregon State Department of Revenue. Funds are distributed to Counties based on competitive grant applications twice a year, in the spring and fall. This contract represents our award of a grant request for the Fall of 2008.

This IGA contract benefits the County and the State as well as the public. It provides mutually beneficial data to all parties. Funds from this contract total \$38,662.00 for this mutually beneficial data to all parties. Acquisition of this funding from the State is partially based on matching funds from the County. This has been satisfied by the ongoing tax lot enhancement project, initiated in 1998. The funds from the State will supplement our current efforts. This particular grant funds a specific project being done by Assessment and Taxation. It takes converted digital maps and newly created tax lot parcel maps and identifies missing Cartographic Elements that are required by the Department of Revenue. This project moves the County closer to completing digital tax lot maps as required by the State Department of Revenue ORMAP program.

This revenue sharing is a collaborative effort between the Clackamas County's Assessor's Office and the GIS Division of the Technology Services Department. Both parties will be instrumental in the success of this program. Also assisting in this effort is the County's Surveyor. The primary focus with this funding is to continue the tax lot enhancement project, the ultimate goal in the ORMAP statewide tax lot project.

RECOMMENDATION:

Staff respectfully recommends that the Board of County Commissioners approve and sign this Intergovernmental Agreement Contract #2207 between the State of Oregon, Department of Revenue and Clackamas County for ORMAP. County Counsel has reviewed this ORMAP contract and approved as to form.

Sincerely,

Bob Vroman
Clackamas County Assessor

For more information on this issue or copies of attachments please contact Bob Vroman at (503) 655-8302.

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, November 25, 2009 – 10:00 AM

Public Services Building

2051 Kaen Road, Oregon City, OR 97045

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

I. CITIZEN COMMUNICATION

Daniel Gering, Co-Chair of the Employees Association (EA); brought with him Jan Rodriguez from Community Health to highlight some of the functions that EA members do for the County/community.

Larry Olander, 37300 SE Snuffin Rd., Estacada – Former Clackamas County Employee (DTD and WES), now a consultant. He is frustrated with the length of time it takes to get projects approved. Although he has met with Water Environment Services staff regarding this, his correspondence to the Director has not been addressed.

II. CONSENT AGENDA

MOTION:

Commissioner Austin: I move approval of the Consent Agenda.

Commissioner Bernard: Second.

Commissioner Austin: Aye.

Commissioner Bernard: Aye.

Commissioner Lehan: Aye.

Commissioner Lininger: Aye.

Chair Peterson: Aye.

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

A. Department of Human Services

1. Approval to Submit the 2010-2011 Non-Competing Health Resources and Services Administration (HRSA) Service Area Competition (SAC), Section 330 Grant to Continue Providing Primary Care Services as a Federally Qualified Health Center (FQHC) – CH
2. Approval to Apply for a Grant Renewal from the U.S. Department of Housing and Urban Development, Supportive Housing Program, for the HOPE Supportive Housing Program to Provide Permanent Housing and Services for the Chronically Homeless – SSD
3. Approval to Apply for a Grant Renewal from the U.S. Department of Housing and Urban Development, Supportive Housing Program, for the Jackson Place Program to Provide Transitional Housing and Services for the Homeless – SSD

4. Approval to Apply for a Grant Renewal from the U.S. Department of Housing and Urban Development, Supportive Housing Program, for the Ready to Rent Permanent Housing Solutions Program for the Purpose of Reducing Barriers to Access Permanent Housing for the Homeless – SSD (Social Services)

B. Elected Officials

1. Approval of Previous Business Meeting Minutes – BCC

III. WATER ENVIRONMENT SERVICES

1. Approval of a Partnership Agreement between Clackamas County Service District No. 1 and SOLV for Buffer Enhancement and Riparian Restoration Activities
2. Approval of a Partnership Agreement between Clackamas County Service District No. 1 and Friends of Trees for Buffer Enhancement and Riparian Restoration Activities
3. Approval of a Partnership Agreement between Clackamas County Service District No. 1 and Clackamas River Basin Council for Buffer Enhancement and Riparian Restoration Activities

IV. COMMISSIONERS COMMUNICATION

Chair Peterson adjourned the meeting in memory of two County employees, Maggie Bellafronto from Community Health and Debra Hughes from Recording, who passed away unexpectedly the previous week.

Meeting Adjourned - 10:20 AM

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



Debbie McCoy
Manager

CABLE COMMUNICATIONS

PUBLIC SERVICES BUILDING

2051 KAEN ROAD OREGON CITY, OR 97045

January 7, 2010

Board of County Commissioners
Clackamas County

Members of the Board:

**IN THE MATTER OF AN APPLICATION BY VERIZON NORTHWEST INC. FOR CONSENT TO A
TRANSFER OF CONTROL TO FRONTIER COMMUNICATIONS CORPORATION**

On December 4, 2008, Clackamas County granted Verizon Northwest Inc. (Verizon) a fifteen-year cable franchise agreement which expires on December 4, 2023. On May 13, 2009, Verizon Communications Inc. (Verizon Communications) announced that it was selling most of its landline operations to Frontier Communications Corporation (Frontier). The sale includes all of Oregon and Washington and 12 additional states. Verizon Communications is not selling its business and wireless services. This \$8.6 billion transaction (\$5.3 in stock and \$3.3 billion in new debt) is set to close in the second quarter of 2010. On June 1, 2009, Verizon Communications filed its FCC Form 394 Transfer Application with Clackamas County (County).

Federal Law sets out a very specific and limited review of a proposed transfer for local governments which provides the County a 120-day period of time to complete. The Federal Law allows local franchise authorities to inquire into the legal, financial, and technical qualifications of the prospective transferee. In order to save time and resources, the review of this transfer was a coordinated effort between the County, Happy Valley, Newberg, Wilsonville, Sherwood, the Metropolitan Area Communications Commission (MACC) who employed technical consultants and the Mt. Hood Cable Regulatory Commission (MHCRC) who hired a financial consultant to fully review this transaction. In addition, MACC and the MHCRC also communicated with several Seattle area jurisdictions that were considering this transaction.

There were several extensions of the review period by Verizon Communications and the County in order for a complete review of Frontier's legal, financial, and technical qualifications to own and operate the Verizon FiOS cable system. It was also helpful for Frontier to focus on how its cable service will work in unincorporated Clackamas County which will benefit its customers in the short and long term.

The following is a summary of the technical and financial concerns that have now been resolved:

Transport and Network Lease Agreements – Frontier has demonstrated that it has the technical qualifications to assume the Verizon franchise. Documents show that Frontier has committed to the video business, through investment in equipment, planning and agreements to lease capacity and otherwise create the required network elements to transport video signals. We believe these actions show that Frontier will be ready to provide cable service upon the closing of the merger transaction, and intends to provide that service long-term.

Programming and provider contracts – In addition to the above hardware-related commitments, we asked that Frontier demonstrate that it would also provide a viable cable product to customers. Frontier has agreed to condition any approval of the transfer on showings of acceptable progress in securing contracts for programming from the large content providers and local broadcasters.

Financial Review – Frontier has demonstrated that it has the financial qualification to assume the Verizon franchise. Frontier cooperated with one of our local partners, MHCRC, in providing financial information to its consultant, KFA Services, which allowed them to report on Frontier's financial stability. The KFA report provided assurances that Frontier can meet its financial responsibilities after it acquires the Verizon business. Finally, from KFA and other sources, we now understand that there are substantial financial benefits to Frontier by offering its own cable service using the FiOS structure that cannot be gained from partnering with a satellite provider.

In addition, Frontier has agreed to provide a new \$25,000 letter of credit to the County for five years following the close of the merger as a further safeguard to secure payment of franchise fees and any penalties.

Customer Service/Staffing – Frontier clarified its plans for customer service and for the Verizon employees they will acquire during the transaction.

Several conditions were negotiated to ensure Frontier's performance. These conditions would have to be met for the Transfer approval to become effective and are included in the Board Order.

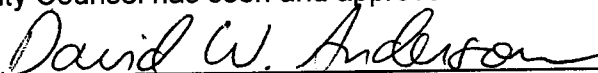
Frontier has also provided a separate "side-letter" stating, Frontier "...does not intend to exercise..." Franchise Section 13.9 "Early Termination of the Franchise." Section 13.9 was a standard provision of all Verizon franchises which allowed them to "walk away" from poorly-performing franchises.

After reviewing the proposed transfer of control of the Verizon franchise, staff has determined that Frontier has the legal, financial, and technical qualifications to own and operate the FiOS cable system. Although certain risks exist for the County and in some cases for subscribers, staff feels that with the safeguards that have been negotiated with the companies, the remaining level of risk is acceptable.

RECOMMENDATION:


The staff respectfully recommends the Board approve the change of control with conditions to assure that the terms of the current franchise continue to be met. Conditions are specified in the Board Order.

County Council has seen and approved the attached Board Order.



David Anderson, Assistant County Counsel

Respectfully submitted,



Debbie McCoy, Manager
Cable Communications

For information on this issue or copies of attachments,
please contact Debbie McCoy at (503) 742-5902.



Marc Gonzales
Director

DEPARTMENT OF FINANCE

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

January 7, 2010

Board of County Commissioners
Clackamas County

Members of the Board:

**Approval of a Board Order Authorizing Refunding Outstanding
Bonds of the North Clackamas Parks and Recreation District**

At the creation of the North Clackamas Parks and Recreation District in 1992, plans for construction of an Aquatic Park and purchase of additional park lands called for a financing above and beyond the tax base associated with the District. In 1993 the District issued bonds to finance certain park district amenities. In 2000, the District advance-refunded those bonds in order to eliminate a reserve requirement, remove a levy coverage covenant, allow the District's operating tax rate limit to be eligible for recalculation, and extend the repayment period reducing annual debt service. Now in 2010, the District finds an opportunity for debt service savings in this time of low interest rates, compared to the two previous issues.

In the current economic situation, System Development Charges inflows which supplement the tax base proceeds have been significantly reduced owing to reduction of development activity within the District. These SDC's contribute to the expansion of facilities and amenities in the District park system and have been targeted to carry a portion of the debt service for the bonds, but while their inflows have been negatively affected, general operating resources have been redirected to debt service. By refunding the outstanding 2000 bond issue, the District has moved forward to structure a bond issue in order to free up annual operating funds from debt service obligations.

Preliminary analysis showed the potential to save approximately \$240,000 per year in the first ten years of the refunding issue, followed by five years of debt service increases of approximately \$515,000 annually as the life of the previous refunding issue is extended with this obligation. This leads to an overall Net Present Value debt service savings of roughly \$371,000 over the life of the issue.

This resolution and board order has been reviewed and approved by County Counsel and Bond Counsel.

RECOMMENDATION

Staff respectfully requests approval of the Order authorizing issuance of the 2010 refunding bonds, which like the 2000 bonds, are backed by the full faith and credit of the North Clackamas Parks and Recreation District.

Sincerely,

Marc Gonzales
Finance Director

For more information contact Marc Gonzales (503) 742-5405