



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, FEBRUARY 4, 2010 - 10:00 AM **BOARD OF COUNTY COMMISSIONERS**

Beginning Board Order No. 2010-

~Pledge of Allegiance~

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

1. Presentation of Appreciation to Clackamas County Employees Response to the H1N1 Event (Cindy Becker)

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

III. PUBLIC HEARINGS *(The following items will be individually presented by County staff or other appropriate individuals. Persons appearing shall clearly identify themselves and the organization they represent. In addition, a synopsis of each item, together with a brief statement of the action being requested shall be made by those appearing on behalf of an agenda item.)*

1. Request for an Exemption and Authorization to Use the Request for Proposals Method to Obtain General Contractor Services for the Children's Center Project (Chuck Robbins, Community Development)
2. Request for an Exemption and Authorization to Use the Request for Proposals Method to Purchase a Modular Events Center for the Clackamas County Stone Creek Golf Course (Lane Miller, Purchasing Department)

IV. 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.)*

Public and Government Affairs

1. Approval of a Funding Agreement between Clackamas County, North Clackamas Parks & Recreation District, Clackamas County Development Agency and Tri-County Metropolitan Transportation District of Oregon (TriMet) for Funding of the Portland-Milwaukie Light Rail Project (Elissa Gertler)

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 of an Intergovernmental Agreement with Canby School District for School Based Health Center (SBHC) Planning and Support Activities – *(Community Health)*
2. Approval of an Intergovernmental Agreement with the State of Oregon Department of Human Services, Children, Adults and Families Division (CAF), for the Child and Adolescent Need and Strengths (CANS) Screening Services – *(Community Health)*
3. Approval of an Agreement with Chez Ami Limited Partnership for Funding of Project Operations – *(Community Health)*
4. Approval of an Agreement with Central City Concern for Funding of Mental Health Services at Chez Ami Apartments – *(Community Health)*

B. Finance Department

1. Board Order No. _____ Establishing a Change Fund for the Justice Court

C. Elected Officials

1. Approval of Previous Business Meeting Minutes – BCC

VI. DEVELOPMENT AGENCY

1. Approval of Amendments to the Intergovernmental Agreement between Clackamas County and the Clackamas County Development Agency and its Urban Renewal Districts

VII. WATER ENVIRONMENT SERVICES

1. Acceptance of Sanitary Sewer Easements on behalf of Clackamas County Service District No. 1 for Phase 1 of the North Clackamas Revitalization Area Sanitary Sewer Project
2. Approval of a Joint Funding Agreement between Clackamas County Service District No. 1 and the US Geological Survey for Hydrologic Monitoring in the Johnson Creek Watershed
3. Approval of a Joint Funding Agreement between Clackamas County Service District No. 1, the Surface Water Management Agency of Clackamas County and the US Geological Survey for Stream Flow Measuring Work
4. Approval of a Joint Funding Agreement between the Surface Water Management Agency of Clackamas County and the US Geological Survey for Tualatin River Monitoring

VIII. 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/>

February 4, 2010

Board of Commissioners
Clackamas County

Members of the Board:

**Acknowledgement of Clackamas County Staff Efforts
During H1N1 Pandemic Planning and Response**

The H1N1 pandemic of 2009 provided an opportunity for Clackamas County staff to activate plans that have been established and exercised to respond to a Public Health outbreak on a large scale and for a prolonged period of several months. While the disease itself fortunately proved to be relatively mild, the County's response needed to include distributing vaccine throughout the county to health care providers, while also mounting a campaign to immunize community residents who were at risk and those who might otherwise have difficulty accessing a preventive immunization.

Several Departments and Divisions of Clackamas County pulled together to mount a response which included disease surveillance, community messaging and education, safely managing large shipments of vaccines and other supplies, outfitting a building as a temporary community clinic, hiring training and managing approximately 50 temporary staff with Federal H1N1 funds, and coordinating immunization clinics throughout all county school districts and communities.

As of January 1, 2010 Clackamas County had fielded 6,800 phone calls and provided immunizations in the following numbers: 1,349 H1N1 Primary Care Vaccinations, 8,044 H1N1 Clinic Vaccinations and 11,402 H1N1 School Vaccinations for a total of 20,795 vaccines given.

Recommendation

Staff recommends the Board acknowledge the extraordinary collaborative efforts of the following people from various Departments and Divisions during our successful H1N1 response efforts:

From Community Health

Community Health Public Health Services Manager – Marti Franc
Env, Health & Comm Disease Mgr - Steve Dahl
CH Public Health Program Manager - Dana Lord
CH Program Supervisor - Erin Nortrup
CH Emergency Medical Svcs Supervisor - Larry MacDaniels
CH Health Educator - Apryl Herron
CH Health Educator - Jamie Riley
CH Health Educator – Scott France
CH Project Manager - Dawn Hanson Temp
CH Office Specialist 2 - Erica Allison Temp
CH Health Educator- Erica Gillespie
CH Health Educator –Scott France
CH Health Educator - Jamie Riley

Healthy Families. Strong Communities.

Purchasing

Purchasing Manager - Lane Miller

Purchasing Buyer - Tom Averett

County Counsel

Steven Lounsbury

Dave Anderson

Social Services

Human Services Manager for Volunteer Connection - Pam Vick

Human Services Coordinator for Volunteer Connection - Suzan Hill

Sheriff's Office

Chuck Slaney

Fleet Services

John Stockham, Ground Support

Technology Services

Jim Lugosi, GIS

CARES (Clackamas Amateur Radio Emergency Service)

David Kidd

Steve Jensen

J.R. Wheeler

J.D. Wheeler

David Kidd

Ron Haas

Respectfully submitted,



Cindy Becker

Director

For information on this issue or copies of attachments
Please contact Marti Franc/Community Health Division at (503) 655-8479.

Clackamas County Community Health H1N1 Data as of 1/13/2010

H1N1 Phone Line

Total Calls

6800

(Operated from Mid October to December 31.)



As of 1/19/10

1349

H1N1 Clinic Vaccinations Given

To Date

8044

H1N1 School Vaccinations Given

As of 1/13/10

11,402

Total Vaccines

20,795

February 4, 2010

Board of County Commissioners
Clackamas County

Members of the Board:

**Request for an Exemption and Authorization to Use the Request for Proposals
Method to Obtain General Contractor Services
for the Children's Center Project**

The Community Development Division of the Health, Housing & Human Services Department requests for an Exemption and Authorization to Use the Request for Proposals Method to Obtain General contractor Services for the Children's Center Project. In order to use the Request for Proposals method to solicit for Public Improvement projects the Board, acting as the Local Contract Review Board, must approve Findings of Fact that justify the granting of an exemption from competitive bidding requirements.

The Local Contract Review Board Rule C049-0620 and ORS 279C.335 require the following process for exemptions of this nature.

Before final adoption of the findings exempting a contract for a public improvement from the requirement of competitive bidding, a public agency shall hold a public hearing. Notification of the public hearing shall be published in at least one trade newspaper of general statewide circulation a minimum of 14 days prior to the hearing.

The notice shall state that the public hearing is for the purpose of taking comments on the agency's draft findings for an exemption from the competitive bidding requirement. At the time of the notice, copies of the draft findings shall be made available to the public. At the option of the public agency the notice may describe the process by which the findings are finally adopted and may indicate the opportunity for public comment.

At the public hearing the agency shall offer an opportunity for any interested party to appear and present comment.

To meet these requirements these proposed findings are being presented to the Board for the exemption from the competitive bidding requirement.

The Purchasing Manager caused an advertisement to be placed in the Daily Journal of Commerce on **January 20, 2010** notifying interested parties of the proposed findings. The advertisement states that the proposed findings are available at the Office of the Purchasing Manager and that a Public Hearing will be held on **February 4, 2010**. This meeting will be the last opportunity for receiving comments. If no

comments are received that result in a revision of the proposed findings the Board of Commissioners may, at its discretion, adopt these proposed findings at the public hearing.

PROPOSED FINDINGS:

A. Nature of the Project:

The Children's Center of Clackamas County (Children's Center) is a not-for-profit agency that provides assessment and prevention services to abused children within the County. They currently own a vacant parcel of land (38,330 square feet) that is suitable for building a new abuse assessment facility located at 1713 Penn Lane, Oregon City. The proposed new facility would serve as a medical assessment and intervention center. During the 2009-11 CDBG Application cycle the Children's Center submitted a proposal requesting CDBG funds for the construction of the new facility. This project is included in the 2009 Action Plan. The 2009 Action Plan was approved by the BCC on April 23, 2009 and subsequently approved by HUD on July 20, 2009. The Community Development Division began working closely with the Children's Center agency to discuss guidelines and funding requirements for the project. The primary objective of the Children's Center is to complete construction no later than September 2010.

The Children's Center Facility Project will consist of 10,340 square feet of which 7,743 square feet will be constructed for clinical, meeting and office spaces and 2,597 square feet of lower level space will be unfinished (i.e. studs/drywall etc.) for future development space. The site work will include parking, curbs, sidewalks and a half street improvement to Penn Lane.

In keeping with the County's stated goal of maximizing environmental and financial sustainability, the project has been registered with LEED with the goal of meeting the LEED NC 2.2 Gold certification requirements.

To meet this level of certification the project must be designed in a manner that provides the guidelines for meeting these stringent requirements. However, it is imperative that the General Contractor on the project has the demonstrated experience and key personnel necessary to meet LEED NC 2.2 Gold certification. These activities include determining the types of construction materials to be used, the location of materials, suppliers, the methods of construction, the methods of waste disposal, use of regional materials, indoor air quality management, and the construction management plan. All of these require extensive and accurate documentation to achieve LEED NC 2.2 Gold certification.

Due to the nature of the project and the desire to meet LEED NC 2.2 Gold Certification the County is proposing to utilize the two step process for obtaining General Contractor Services. The first step will be to publically advertise a Request for Proposals that will allow the County to rate potential General Contractors and develop a list of the most qualified proposers. This group of selected proposers will then be invited to submit a cost proposal. The contract will be awarded as soon as practicable to the qualified proposer whose proposal is determined to be the most advantageous to the County.

B. Estimated Cost of the Project:

The current construction budget is estimated to be between 2.2 to 2.5 million dollars.

C. Narrative Description of Anticipated Cost Savings from Exemption to Use the Request for Proposals Method to Obtain General Contractor Services:

Under the traditional low bid method the Contracting Agency is constrained in evaluating the potential bidders experience with projects of this nature. Therefore, the potential that the low bidder could underestimate the level of work necessary to meet the project requirements must be addressed to minimize the potential for change orders that could impact the cost of the project. It is

anticipated that the process of evaluating potential contractors experience with similar projects and soliciting cost proposals from those selected qualified contractors will minimize the County's exposure to changes in cost. Additionally, the RFP process provides that the contract will be awarded as soon as practicable to the qualified proposer whose proposal is determined to be the most advantageous to the County which will maximize the current highly competitive construction marketplace.

D. Proposed Alternative Contracting and Purchasing Practices:

1. The County desires to select the General Contractor firm using the following competitive process:

- a. Publicly advertise a Request for Proposals.
- b. The potential contractors will be selected through an evaluation process that will consider:

Background:

- 1. Provide a brief description of the firm's history and its capabilities. Include annual contract volume figures for the past five years.
- 2. Provide a general description of the firm's safety and drug/alcohol programs as well as the most recent Workers Compensation Insurance experience modifier.
- 3. Describe the firm's knowledge and experience with the labor market and conditions in the Portland Metro area.
- 4. Describe the firm's approach to promoting participation in the project on the part of minority, women and emerging small business enterprises.
- 5. Describe the firm's approach to successfully executing and certifying LEED NC 2.2 new construction projects of similar scale and complexity.
- 6. Describe the firm's experience with government construction contracts that adhere to State or Federal Prevailing Wage Requirements.
- 7. Provide a list of not-for-profit clients that your firm has completed construction projects that exceed 2 million dollars in value. The County will be the temporary owner of the project during construction while the not-for-profit agency (Children's Center) will be the permanent owner of the project at the completion of the construction project. A list of projects in which the project was in all phases of construction must be submitted.

Key Personnel Experience

- 1. Provide a discussion of the Key Personnel
 - a. Supervisor to employee ratio
 - b. Crew size
 - c. In-house capacity
 - d. Expected sub-contractors

Evaluation and Selection Criteria:

- | | |
|-----------------------------|----------------|
| 1. Firm Background | Points: 0 - 10 |
| 2. Key Personnel Experience | Points: 0 – 25 |
| 3. Firm's Experience | Points: 0 – 40 |
| 4. Capacity | Points: 0 – 15 |
| 5. References | Points: 0 - 10 |
- c. The submitted proposals will be reviewed and scored by the Selection Committee. Points will be awarded based on the relative merit of the information provided in response to the solicitation.
- d. The Selection Committee will provide a list of qualified General Contractors to the Purchasing Department for the purpose of soliciting cost proposals.
- e. Purchasing will prepare a proposal package and solicit cost proposals from the list of qualified General Contractors. The Contract will be awarded as soon as practicable to the qualified proposer whose proposal is determined to be the most advantageous to the County.

E. Statutory Tests

1. Background:

ORS279C.335 requires that the Local Contract Review Board make certain findings as a part of authorizing the use of an Alternative Contracting Method. Clackamas County desires to use a Request for Proposals solicitation method to select a General Contractor for this project. The Clackamas County Request for Proposals approach has been designed to fully comply with the tests of Oregon Public Contracts Statute ORS 279C.335 for alternative contracting methods:

- a. It is unlikely that the exemption will encourage favoritism in the awarding of public improvement contracts or substantially diminish competition for public improvement contracts; and,
- b. The awarding of this improvement contract under the exemption will result in a substantial cost savings to the contracting agency or the public.

2. Test:

a. Maximizing Competition:

The County will employ a competitive Request for Proposals (RFP's) process for selecting potential General Contractors where the firm's background, key personnel experience, firms experience, capacity and references will be evaluated.

2. Provide organizational chart that identifies the firm's key personnel and positions that would be assigned to this project. Include resumes for all individuals listed in the chart to include education, work history, length of tenure with the firm and prior experience with LEED NC 2.2 renovations.
3. Provide a detailed description of all projects worked directly with governmental agencies and not-for-profit agencies.

Firms Experience

1. Provide a listing, in chronological order and in chart format, of the firm's last completed renovation projects of \$2 million or more in value (provide a list of at least 6). Information on these projects should include the following:
 - a. Name of the Owner, contact person, and current phone number.
 - b. The architect, contact person, and current phone number.
 - c. Location of the project and completion date.
 - d. A brief description of the job.
 - e. Bid price, final contract amount and total amount of change orders.
 - f. Original construction schedule and final construction duration
 - g. Total project claims or judgments pending or going to litigation/arbitration.
2. Provide a listing, in chronological order and in chart format, of the firm's experience with LEED NC 2.2 renovation projects. Information about the project should follow the format and include the same information required above. Additionally, include LEED NC 2.2 points pursued and achieved by the firm.

Capacity:

1. Provide the status of current work within the firm, in time and magnitude.
2. Provide Bonding Capacities for:
 - a. Public Works Bond
 - b. Performance Bond
 - c. Payment Bond
3. Provide insurances limits for general liability, additional commercial general, automotive, pollution and worker compensation.
4. Provide total amount of any claims or judgments currently pending or going to litigation/arbitration.

References

Provide six professional references from at least three similar new commercial construction projects, including the project name, the name of the design team members for whom this reference is relevant, a contact name and phone number. At least two of these references shall be subcontractors. At least two of these references shall be Owners. At least two of these references must be the respective projects' architects. Key project team member listed above must be represented in at least two of these references.

Once the RFP's are received by the Purchasing Manager, they will be evaluated, and a list of Qualified General Contractors will be created.

b. Minimizing Favoritism:

A publicly advertised Request for Proposals process will be used to determine a select list of General Contractors from whom the County will solicit competitive cost proposals through the three step process as described above in item a.

c. Substantial Cost Savings:

It is anticipated that the process of evaluating potential contractors experience with similar projects and soliciting cost proposals from those contractors will minimize the County's exposure to changes in cost. Additionally, the RFP process provides that the contract will be awarded as soon as practicable to the responsible proposer whose proposal is determined to be the most advantageous to the County which will maximize cost savings in the current highly competitive construction marketplace.

RECOMMENDATION: Staff respectfully recommends that the Board, acting as the Local Contract Review Board, considers the comments received from the public on the proposed findings and direct staff to revise the findings, if necessary. If no revisions are to be made, staff recommends that the Board adopt the findings and grant the requested exemption.

Respectfully submitted,



Chuck Robbins,
Community Development Director

As set forth above, the Board of County Commissioners, acting as the Local Contract Review Board, by their signature below approves the proposed alternative contracting process and the Findings and Exemption from competitive bidding for the Children's Center Facility Project.

CLACKAMAS COUNTY BOARD OF
COUNTY COMMISSIONERS by



Cindy Becker, Director
Health, Housing & Human Services

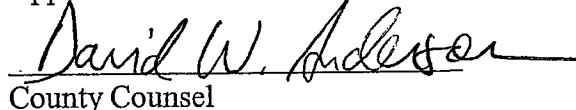
Lynn Peterson, Chair

1-26-2010
Date

Recording Secretary

Date

Approved as to Form



County Counsel



LANE MILLER
MANAGER

PURCHASING DIVISION

February 4, 2010

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

Board of County Commissioners
Clackamas County

Members of the Board:

Request For An Exemption And Authorization To Use The Request For Proposals Method To Purchase A Modular Events Center for the Clackamas County Stone Creek Golf Course

In order to use the Request for Proposals method to solicit for Public Improvement projects the Board must approve, acting as the Local Contract Review Board, Findings of Fact that justify the granting of an exemption from the requirement of public contract rules and regulations which require competitively bidding the project.

The Local Contract Review Board Rule C049-0620 and ORS 279C.335 require the following process for exemptions of this nature.

Before final adoption of the findings exempting a contract for a public improvement from the requirement of competitive bidding, a public agency shall hold a public hearing. Notification of the public hearing shall be published in at least one trade newspaper of general statewide circulation a minimum of 14 days prior to the hearing.

The notice shall state that the public hearing is for the purpose of taking comments on the agency's draft findings for an exemption from the competitive bidding requirement. At the time of the notice, copies of the draft findings shall be made available to the public. At the option of the public agency the notice may describe the process by which the findings are finally adopted and may indicate the opportunity for public comment.

At the public hearing the agency shall offer an opportunity for any interested party to appear and present comment.

To meet these requirements this draft of the finding is being presented to the Board for the exemption from the competitive bidding requirement.

The Purchasing Manager caused an advertisement to be placed in the Daily Journal of Commerce on January 21, 2010 notifying interested parties of the draft findings. The advertisement states that the draft findings are available at the Office of the Purchasing Manager and that a Public Hearing will be held on February 4, 2010. This meeting will be the last opportunity for receiving comments. If no comments are received that result in a revision of the draft findings the Board of Commissioners may, at its discretion, adopt these draft findings as the final findings for the exemption at the public hearing.

PROPOSED FINDINGS:

A. Nature of the Project:

Clackamas County is requesting proposals for design and construction of a modular facility at Stone Creek Golf Club. Clackamas County Parks owns and operates Stone Creek Golf Club on 165 acres south of Oregon City off Highway 213. Stone Creek was opened in 2002. Since the opening date the events enclosure has been a temporary 40' x 70' tent. The new building will be approximately 3,600 square feet of open event area and include two restrooms, a food service warming area, and a furniture storage area. Additional considerations include: site preparation, electrical and sewer connection to existing services, and fire protection (sprinkler). This facility will replace a temporary seasonal tent that houses tournament events with a permanent structure.

During the process of identifying the project requirements it was determined that a number of different manufacturers and installers of modular buildings could provide solutions that would meet the needs of the County. However, it was also discovered that the solutions varied in system design, type and number of components, methods for installation, and methods for integrating in to the existing County systems. This discovery creates a condition that makes it problematic to develop a traditional set of project bid specifications that would treat all potential bidders equally and award solely on the criterion of price.

Business and Community Development in coordination with the Parks Department has developed building specifications and drawings for the project, based on the existing modular building. These specifications provide the minimum design specifications to match the exterior/interior finishes of the existing club house, which the vendor will be required to meet without calling for specific products or designs. The new building is intended to be fully operational by April 15, 2010, to draw additional golf tournaments and tourism revenue.

B. Estimated Cost of the Project:

The current budget for the project is \$300,000.

C. Narrative Description of Anticipated Cost Savings from Exemption to use the Request for Proposals Method to Purchase A Modular Events Center

Under the traditional low bid method the Contracting Agency is constrained in evaluating the potential bidders experience with projects of this nature. Therefore, the potential that the low bidder could underestimate the level of work necessary to meet the project requirements must be addressed to minimize the potential for change orders that could impact the cost of the project. It is anticipated that the process of evaluating potential contractors experience with similar projects and soliciting cost proposals from those selected qualified contractors will minimize the County's exposure to changes in cost.

Additionally, the RFP process provides that the contract will be awarded as soon as practicable to the qualified proposer whose proposal is determined to be the most advantageous to the County which will maximize the current highly competitive marketplace.

1. This project is complex owing to the need to accommodate the ongoing activities at the golf course during the installation of the building.

2. The selection of construction methods and sequencing will benefit significantly by involving a single contracting entity for both design and construction of the modular events center.
3. Project costs may be lower because of the close working relationship between the designer and constructor. This may lead to incorporation of more economical design features and the application of cost-saving construction methods.
4. The County gains the opportunity to fix the total project cost early in the process cooperatively with the vendor.
5. The County's administrative burden for the project is reduced by conducting one solicitation for the project, as opposed to conducting multiple solicitations for design/ bid/ build approach. Having a single source of responsibility for design and construction of a facility in accordance with a performance-based specification helps ensure the County that the facility will perform as specified.

D. Proposed Alternative Contracting and Purchasing Practices:

1. The County desires to select the vendor using the following competitive process:
 - a. Publicly advertise a Request for Proposal to Modular Building firms.
 - b. The contractor will be selected through an evaluation process that will consider the project understanding and approach, qualifications, design and construction team experience, references and the price proposal.
 - c. The submitted proposals will be reviewed and scored by the Selection Committee. Points will be awarded based on the relative merit of the information provided in response to the solicitation. The highest rated response in each area will be given the maximum number of points available. The County may ask proposers to make oral presentations to discuss and clarify the submitted proposal.
 - d. The Selection Committee will provide a recommendation to the Board of Commissioners for their consideration.

Project Understanding and Approach

A brief understanding of the project.

- A positive commitment to complete the project within the time period specified and under the terms of the RFP.
- Assist with the design and administrative coordination, scheduling, and budget estimating, as per specifications provided in the RFP. The specifications outline the minimal design outlines to match the existing exterior/interior finishes of the existing club house.
- Provide a critical timeline schedule for completion of the project by April 15, 2010.

Qualifications

Provide a brief description of the firm's history and its capabilities.

Provide the status of current work within the firm, in time and magnitude.

Provide Bonding Capacities for:

- Public Works Bond
- Performance Bond
- Payment Bond

Provide insurances limits for general liability, additional commercial general, automotive, pollution and worker compensation.

Provide total amount of any claims or judgments currently pending or going to litigation/arbitration.

Experience

Detail the firms experience in providing the proposed modular building and installation services, to similar agencies.

Provide a discussion of the Key Personnel

- Supervisor to employee ratio
- Crew size
- In-house capacity
- Expected sub-contractors

References

The CONTRACTOR must provide a list of at least three references that are similar in size and scope of the services, where the Contractor has provided the requested design and construction services. The reference list shall include the agency name, address, telephone number and contact name. A survey of these references may be made to determine the success and satisfaction with the vendor's service. Each reference contacted will be asked the same questions regarding products and services, including but not limited to;

- quality of products
- delivery
- responsiveness to reported problems, including maintenance and billing
- how well the contractor met the terms of the contract
- whether the reference would choose to use the services of the contractor again

Financial

Provide a lump sum cost of the installed modular building.

Provide an installed cost per square foot, to include all of the identified elements.

List additional product options.

E. Statutory Tests

1. Background:

ORS279C.335 requires that the Local Contract Review Board make certain findings as a part of authorizing the use of an Alternative Contracting Method. Clackamas County desires to use a Request for Proposals solicitation method to select a contractor for this project. The Clackamas County Request for Proposals approach has been designed to fully comply with the tests of Oregon Public Contracts Statute ORS 279C.335 for alternative contracting methods:

- a. It is unlikely that the exemption will encourage favoritism in the awarding of public improvement contracts or substantially diminish competition for public improvement contracts; and,
- b. The awarding of public improvement contract under the exemption will result in a substantial cost savings to the contracting agency or the public.

2. Test:

a. Maximizing Competition:

The County will employ a competitive Request for Proposals process for selecting the vendor, where the cost of modular events center (along with other factors) is one element of the selection criteria.

b. Minimizing Favoritism:

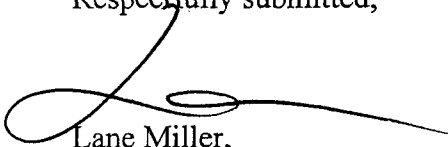
A publicly advertised Request for Proposal process will be used to determine a select list of vendors from whom the County will solicit competitive cost proposals through the process as described above.

c. Substantial Cost Savings:

It is anticipated that the process of evaluating potential contractors experience with similar projects and soliciting cost proposals from those contractors will minimize the County's exposure to changes in cost. Additionally, the RFP process provides that the contract will be awarded as soon as practicable to the responsible proposer whose proposal is determined to be the most advantageous to the County which will maximize cost savings. The project will be able to be completed more rapidly thereby minimizing the impact to the golf course operations.

RECOMMENDATION: Staff respectfully recommends that the Board, acting as the Local Contract Review Board, considers the comments received from the public on the proposed findings and direct staff to revise the findings, if necessary. If no revisions are to be made, staff recommends that the Board adopt the findings and grant the requested exemption.

Respectfully submitted,



Lane Miller,
Purchasing Manager

As set forth above, the Board of County Commissioners, acting as the Local Contract Review Board, by their signature below approves the Findings and Exemption.


CLACKAMAS COUNTY BOARD OF
COUNTY COMMISSIONERS by

Commissioner Lynn Peterson, Chair

Recording Secretary

Date

APPROVED AS TO FORM


County Counsel

For information on this issue or copies of attachments please contact Lane Miller at
(503) 742-5444



Elissa Gertler
Director

PUBLIC AND GOVERNMENT AFFAIRS

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

February 4, 2010

Board of County Commissioners,
North Clackamas Parks and Recreation
District Board and
Clackamas County Development Agency Board

Members of the Board:

**APPROVING A FUNDING AGREEMENT BETWEEN CLACKAMAS COUNTY,
NORTH CLACKAMAS PARKS AND RECREATION DISTRICT (NCPRD),
CLACKAMAS COUNTY DEVELOPMENT AGENCY AND TRI-COUNTY
METROPOLITAN TRANSPORTATION DISTRICT OF OREGON (TRIMET) FOR
FUNDING OF THE PORTLAND-MILWAUKIE LIGHT RAIL PROJECT**

In July 2008 the region adopted a revised Locally Preferred Alternative (LPA) for the Portland Milwaukie Light Rail (PMLR) project, the second phase of Metro's South Corridor Light Rail Transit plan.

The PMLR line will provide direct connection from the Oak Grove area of unincorporated Clackamas County to the heart of the City of Portland with service to Portland's Central City, Portland State University, South Waterfront, OMSI District, SE Portland and the Milwaukie Town Center. The alignment will consist of 7.3 miles of double track light rail, stations, park and ride lots, and other necessary capital elements and amenities necessary to support the project and promote multimodal connectivity throughout the region. Current plans illustrate the line terminating in unincorporated Clackamas County at SE Park Avenue. Improvements in this area will include station improvements, a new park and ride facility providing up to 1,000 new parking spaces and emphasis on connection to other regional amenities such as the Trolley Trail.

Funding for a project of this nature is a regional effort. The Portland-Milwaukie Light Rail Project will apply for a 60 percent match to the Federal Transit Administration (FTA); and regional partners such as Clackamas County, City of Milwaukie, City of Portland, TriMet and Metro will provide a 40 percent local share to fund the current budget of \$1.417 billion. Attached is the proposed Project Budget and Financing Plan.

TriMet is planning on submitting to the FTA in March of 2010 the New Starts submittal for Portland Milwaukie project. This submittal needs to include funding agreements from all local partners memorializing a commitment to achieve the 40 percent local share currently called out in the project budget. Staff has worked closely with TriMet to craft the attached PMLR Funding Agreement committing Clackamas County to a financial contribution of \$25 Million dollars, the County's portion of the project's local match.

Clackamas County and the Development Agency are listed as parties to the agreement to allow flexibility for the Board to determine the most appropriate method to fund the local match contribution. North Clackamas Parks and Recreation District was also identified as a participant as there may be some in-kind contributions associated with the Trolley Trail that should be captured when determining the local match from the County.

RECOMMENDATION

- Staff respectfully recommends that the Board of County Commissioners acting on behalf of Clackamas County and the Governing Body of North Clackamas Parks and Recreation District and the Development Agency Board, approve and sign the attached Funding Agreement between Clackamas County, North Clackamas Parks and Recreation District, Clackamas County Development Agency, and TriMet for Clackamas County's portion of the local match contribution to support the Portland-Milwaukie Light Rail Project.
- Delegate authority to the Board Chair to execute the Agreement on behalf of the Board of Commissioners for Clackamas County and as the Governing Bodies of North Clackamas Parks and Recreation District, and the Development Agency Board.

Respectfully submitted,



Elissa Gertler
Director

Attachment

For information on this issue please contact Dan Johnson at 503-742-4325

PMLR: Project Budget & Finance Plan

	Millions in Year of Expenditure
<i>Budget</i>	
Design and construction	\$1,214.6
Interim finance	\$103.0
Net interest paid during construction	\$100.0
Total	\$1,417.6
<i>Finance Plan</i>	
Federal New Starts funds	\$850.6
Local Funding	
State Lottery bonds	\$250.0
Net construction period finance cost on MTIP, State and local bonds.	\$100.0
MITP Backed bonds	\$72.5
In-kind contributions	\$38.0
City of Portland	\$30.0
TriMet	\$30.0
Clackamas County (expected)	\$25.0
City of Milwaukie	\$5.0
<i>Remaining</i>	\$16.5
Total Local Contributions	567.0
	\$1,417.6

February 4, 2010

Board of Commissioners
Clackamas County

Members of the Board:

**Approval of an Intergovernmental Agreement with Canby School District
for School Based Health Center (SBHC) Planning and Support Activities**

The Clackamas County Community Health Division (CCCHD) of the Health, Housing & Human Services (H3S) requests the approval of an Intergovernmental Agreement with Canby School District. It will be used to fund the School Based Health Center (SBHC) planning and support activities.

The SBHC provides vital school-based health services for Canby School District students. This renewal contract is a continuation of the work that began in FY08 and is the final phase of funding for this program. The Board last reviewed the Agreement on September 18, 2008.

This Agreement is retroactive back to July 1, 2009 due to delayed negotiations and verification of funding availability. The total amount is \$23,072. County Counsel has reviewed and approved this Agreement as part of the H3S contract standardization project. It terminates on March 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,



Cindy Becker
Director

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

February 4, 2010

Board of Commissioners
Clackamas County

Members of the Board:

**Approval of an Intergovernmental Agreement with the
State of Oregon, Department of Human Services,
Children, Adults and Families Division (CAF),
for the Child and Adolescent Need and Strengths (CANS) Screening Services**

The Clackamas County Community Health Division (CCCHD) of the Health, Housing & Human Services (H3S) requests the approval of an Intergovernmental Agreement with the State of Oregon, Department of Human Services # 130593 to fund Child and Adolescent Need and Strengths (CANS) screenings.

CANS screenings are a research tool used by a variety of states to support decision making, determine levels of care, measure outcomes and determine placement matching for children being placed in substitute care. The County will provide Mental Health Specialists to perform CANS screenings upon the referral of DHS.

This agreement is retroactive back to July 1, 2009 due to the County not receiving the documents from the State until January 14, 2010. The total revenue amount is \$25,000. It has been reviewed and approved by County Counsel on January 21, 2010. It terminates on December 31, 2011.

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,



Cindy Becker
Director

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

February 4, 2010

Board of Commissioners
Clackamas County

Members of the Board:

**Approval of an Agreement with Chez Ami Limited Partnership
for Funding of Project Operations**

Clackamas County Community Health Division (CCCHD) of Health, Housing and Human Services (H3S) requests the approval of a renewal agreement with Chez Ami Limited Partnership for the purpose of providing operating funds for the Chez Ami apartments, a 40-unit affordable housing development for low-income people with disabilities.

In August 2000, the Board authorized H3S to purchase a site for the Chez Ami apartments located at 8358 SE Causey Avenue in Portland. The Board also approved a long-term ground lease with Central City Concern (CCC) that assured the use of the project for the term of the lease for the County's low-income people with disabilities.

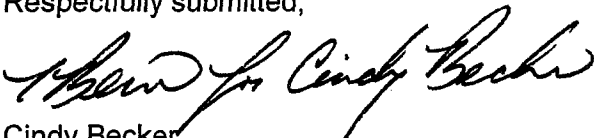
CCC is awarded a grant through the Federal Department of Housing and Urban Development's Supportive Housing Program (SHP) for Chez Ami operations and supportive services; however, none of the funds received through the SHP grant for operations or services can be considered income to CCC. Federal layering rules do not allow the use of SHP operating and service funds with tax credits and other federal funds in the same project.

This is one of two agreements to remedy the tax credit accounting problem. CCC will pay for on-site mental health services provided by CCCHD with funds paid to Chez Ami Limited Partnership through this agreement. The total amount of this agreement is \$103,005. This contract was approved by Counsel in April, 2001. No County General Funds are involved. This agreement commences February 1, 2010 and terminates January 31, 2011.

Recommendation

We recommend approval of this agreement 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/Community Health Division at (503) 742-5318.

February 4, 2010

Board of Commissioners
Clackamas County

Members of the Board:

**Approval of an Agreement with Central City Concern
for Funding of Mental Health Services at Chez Ami Apartments**

Clackamas County Community Health Division (CCCHD) of Health, Housing and Human Services (H3S) requests the approval of a renewal agreement with Central City Concern (CCC) for the purpose of providing on-site mental health services for residents of the Chez Ami apartments, a 40-unit affordable housing development for low-income people with disabilities.

In August 2000, the Board authorized H3S to purchase a site for the Chez Ami apartments located at 8358 SE Causey Avenue in Portland. The Board also approved a long-term ground lease with CCC to assure the use of the property for the term of the lease for the County's low-income people with disabilities.

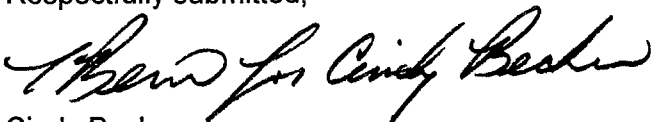
CCC is awarded a grant through the federal Department of Housing and Urban Development's Supportive Housing Program (SHP) for Chez Ami operations and supportive services; however, none of the funds received through the SHP grant for operations or services can be considered income to CCC. Federal layering rules do not allow the use of SHP operating and service funds with tax credits and other federal funds in the same project.

This is one of two agreements to remedy the tax credit accounting problem. Under this agreement, CCCHD will provide on-site services for a total amount of \$196,902 revenue. This contract was approved by Counsel in April, 2001. No County General Funds are involved. This agreement commences February 1, 2010 and terminates January 31, 2011.

Recommendation

We recommend approval of this agreement 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/Community Health Division at (503) 742-5318.



Marc Gonzales
Director

DEPARTMENT OF FINANCE

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

February 4, 2010

Board of County Commissioners
Clackamas County

Members of the Board:

Board Order Establishing a Change Fund for the Justice Court

The attached Board Order establishes a change fund for the Justice Court located presently at 16217 SE McLoughlin Blvd in Milwaukie. The total amount requested is \$3,100.00.

Currently there are six Justice Court clerks who will be accepting cash as a means of payment from citizens. They each need access to a cash bag containing a daily amount of \$300.00. A seventh cash bag containing \$300.00 is also required so that at least one bag is ready and available at the start of each business day. Additionally, the Justice Court needs to establish a separate bag/cash box containing the amount of \$1,000.00 to make change for clerks throughout the day when necessary.

As part of the Justice Court's cash handling policies and procedures, a daily cash count and reconciliation will occur. In addition, the clerks will be subject to random surprise counts of their individual cash bags. Daily cash bags will be "dropped" into a secure safe.

When not in use, the cash bags and change box will be held in a location with several layers of security.

There is no budget impact and the change fund is still subject to all accounting controls and ORS regulations.

RECOMMENDATION

Staff respectfully recommends that the Board adopt the attached board order establishing a Change Fund for the Clackamas County Justice Court in the amount of \$3,100.00.

Sincerely,

Marc S. Gonzales
Finance Director

For information on this issue please contact
Kristin Twenge at 503.742.4693

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

In the Matter of an Order for
Establishing a Change Fund
For the Justice Court



ORDER NO

This matter coming regularly before the Board of County Commissioners, and it appearing that Marc Gonzales, Director of the Clackamas County Department of Finance, has recommended to this Board the establishment of a change fund located in Milwaukie, in the amount of \$3,100.00.00 and,

It further appearing that \$3,100.00 will be transferred from the Justice Court Cash Account to the Change Fund Custodian Account for the Justice Court and,

It further appearing that the Change Fund will be periodically audited by the County Department of Finance, all in accordance with ORS 294.465, and the Board being fully advised,

NOW, THEREFORE, IT IS HEREBY ORDERED that Clackamas County Finance Division issue a check in the amount of \$3,100.00 to the Change Fund Custodian Account for the Justice Court payable from the Justice Court Cash Account.

DATED this 4th day of February 2010.

BOARD OF COUNTY COMMISSIONERS

Chair

Recording Secretary

BOARD OF COUNTY COMMISSIONERS BUSINESS MEETING MINUTES

A complete video copy and packet including staff reports, of this meeting can be viewed at <http://www.clackamas.us/bcc/business/>

Thursday, December 23, 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

Chair Peterson called the December 23, 2009 Business Meeting to order.

I. PRESENTATION

1. Presentation of the Government Channel Programming Awards for 2009
Debbie McCoy and Steve Lobel presented the staff report. They showed a short video showcasing some of the award winning programs produced from the Clackamas County Government Channel.

The Board thanked Debbie, Steve and all the staff from Public and Government Affairs Office for all the great work they do for Clackamas County and its citizen.

II. CITIZEN COMMUNICATION

Bob Mahoney, 240 Park Drive, Oregon City, spoke about the importance of locating devices for hikers on Mt. Hood.

Commissioner Bernard stated that a committee has been formed to look into this matter.

III. PUBLIC HEARINGS

1. Request for an Exemption and Authorization to use the Request for Proposals Method to Obtain Construction Manager/General Contractor (CM/GC) Services for the Clackamas County Jail Renovation Project

Marc Gonzales, Finance Director, Lane Miller, Purchasing Manager and Dave Anderson, County Counsel presented the staff report.

Chair Peterson announced this is a public hearing and asked if anyone wished to speak, seeing none she asked for a motion.

MOTION:

Commissioner Austin: I move we Approve the Request for Exemption and Authorization to use the Request for Proposals Method to Obtain Construction Manager/General Contractor Services for the Clackamas County Jail Renovation Project.

Commissioner Lehan: Second.

Chair Peterson – all those in favor:

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.

2. Request for an Exemption and Authorization to use the Request for Proposals Method to Obtain General Contractor Services for the Clackamas County Sunnybrook Facility Renovation Project

Marc Gonzales, Finance Director, Lane Miller, Purchasing Manager and Dave Anderson, County Counsel presented the staff report.

~Board Discussion~

Chair Peterson announced this is a public hearing and asked if anyone wished to speak, seeing none she asked for a motion.

MOTION:

Commissioner Bernard: I move we Approve the Request for Exemption and Authorization to use the Request for Proposals Method to Obtain General Contractor Services for the Clackamas County Sunnybrook Facility Renovation Project.

Commissioner Lininger: Second.

Chair Peterson – all those in favor:

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.

IV. DISCUSSION ITEMS

~NO DISCUSSION ITEMS SCHEDULED

V. CONSENT AGENDA

MOTION:

Commissioner Austin: I move approval of the Consent Agenda.

Commissioner Lininger: Second.

Chair Peterson – all those in favor:

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 of an Agreement between Clackamas County and Clackamas Community Land Trust to use Neighborhood Stabilization Program Funds to Purchase and Rehabilitate a Foreclosed Home – Community Development

B. Elected Officials

1. Approval of Previous Business Meeting Minutes – BCC

VI. NORTH CLACKAMAS PARKS AND RECREATION DEPARTMENT

1. Approval of Amendment #3 to the Contract with Harper Houf Peterson Righellis, Inc. for Consulting Engineering Services for the Development of a Concept Site Plan for the SE 162nd Avenue Community Park and Related Construction Activities – North Clackamas Parks and Recreation Department
2. Granting of Easements to Clackamas County Service District No. 1 for Sanitary Sewer Purposes in Mill Park

VII. COMMISSIONERS COMMUNICATION

MEETING ADJOURNED – 10:40 AM

HAPPY HOLIDAYS

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/>



DEVELOPMENT AGENCY

DEVELOPMENT SERVICES BUILDING

150 BEAVERCREEK ROAD | OREGON CITY, OR 97045

February 4, 2010

Board of County Commissioners and
Development Agency Board
Clackamas County

Members of the Board:

**APPROVING THE FIRST AMENDMENTS TO THE INTERGOVERNMENTAL
AGREEMENTS BETWEEN CLACKAMAS COUNTY AND THE
CLACKAMAS COUNTY DEVELOPMENT AGENCY AND ITS URBAN RENEWAL DISTRICTS**

Clackamas County and the Clackamas County Development Agency (Agency), which oversees the Urban Renewal Plans for the four urban renewal districts in Clackamas County, are party to Intergovernmental Agreements (IGAs). These IGAs contain important terms as to the sharing of resources to avoid unnecessary duplication and provide methods for providing services and payments. The IGAs also meet important provisions of ORS Chapter 457 in that they provide uniformity and consistency in the working relationships between the County and the Agency for each Urban Renewal District.

IGAs are currently in place between the County and the Clackamas County Development Agency for the Clackamas Town Center, Clackamas Industrial Area, Government Camp Village, and the North Clackamas Revitalization Area.

The attached amendments update the IGAs to reflect the move from the Sunnybrook Service Center to Red Soils Campus and establish not to exceed limits for district contributions to the common fund for services provided by the County.

RECOMMENDATION

- Staff respectfully recommends that the Board of County Commissioners and the Development Agency Board approve and sign the attached amendments to the IGAs updating contact information and setting not to exceed limits for district contributions to the common fund for services provided by the County.
- Delegate authority to the Board Chair to execute the Amendments on behalf of the Board of Commissioners and Development Agency Board.

Respectfully submitted,


Scot Sideras
Legal Counsel, Senior

For more information on this item please contact Scot Sideras at 503-742-4332 or via e-mail at scotsid@co.clackamas.or.us



Beyond clean water.

Water Quality Protection
Surface Water Management
Wastewater Collection & Treatment

Michael S. Kuenzi, P.E.
Director

February 4, 2010

Board of Commissioners
Clackamas County

Members of the Board:

**ACCEPTANCE OF EASEMENTS ON BEHALF OF CLACKAMAS COUNTY SERVICE
DISTRICT NO. 1 FOR PHASE 1 OF THE NORTH CLACKAMAS
REVITALIZATION AREA SANITARY SEWER PROJECT**

The attached sanitary sewer easements have been acquired for Phase 1 of the North Clackamas Revitalization Area Sanitary Sewer Project and will benefit properties located in Clackamas County Service District No. 1. If accepted, the easements will be granted to the District by Jim Rolfe, Sally Jacobs, and Karl Walter-Sapp, Co-Trustees and Successors of the Betty Rae Rolfe, Trustee of the Robert L. Rolfe Sr. Marital Trust U/A Dated July 29, 2001.

The easements have been prepared to comply with state statutes and allow the District to proceed with the project. District Counsel has reviewed the easements as to form.

If accepted, the easements will be granted at no cost to the District.

RECOMMENDATION:

Staff respectfully recommends that the Board accept the attached easements as submitted, and approve said easements to be recorded free of charge and returned to Clackamas County Service District No. 1.

Sincerely,



Michael S. Kuenzi
Director

For information on this issue or copies of attachments, please contact Kathy Frasier, 503-742-4566.



Beyond clean water.

February 4, 2010

Water Quality Protection
Surface Water Management
Wastewater Collection & Treatment

Michael S. Kuenzi, P.E.
Director

Board of Commissioners
Clackamas County

Members of the Board:

APPROVAL OF A JOINT FUNDING AGREEMENT BETWEEN CLACKAMAS COUNTY SERVICE DISTRICT NO. 1 (CCSD#1) AND THE U.S. GEOLOGICAL SURVEY (USGS) FOR HYDROLOGIC MONITORING IN THE JOHNSON CREEK WATERSHED

A cooperative, multi-jurisdictional hydrology study between the USGS and local governments in the Johnson Creek watershed is proposed to continue during federal fiscal year (FFY) 2009-2010. In 1999, CCSD#1 joined this long-term study. Other local governments who have partnered for many years with the USGS on this study are the Cities of Gresham, Milwaukie, and Portland, and Multnomah County. In FFY 2009-10, a new partner, the East Multnomah County Soil & Water Conservation District, is expected to contribute funds. In FFY 2010-11, the City of Damascus hopes to begin to contribute funds for this work. Funds in this FFY will be used by the USGS to:

- Maintain a network of continuous creek water quality and/or flow monitoring stations. Water quality parameters measured by this network includes temperature and turbidity. Temperatures are often too high in Summer and turbidity is often too high during rain events.
- Continue ongoing research into the relationship between turbidity and suspended sediment. This work contributes to our understanding of sediment sources and transport in the watershed.
- Maintain an existing network of monitoring stations which measure groundwater levels.

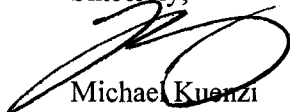
Attached documents from the USGS provides additional details about this work. The total cost of the work from October 1, 2009 to September 30, 2010 is \$16,240. The USGS will provide \$8,120 if CCSD#1 provides \$8,120. If approved by the Board, funds for the monitoring work performed in FFY 2009-10 are expected to be provided from CCSD#1's 2010-2011 Operating Budget.

District counsel has reviewed the Agreement as to form.

Recommendation

Staff respectfully recommends that the Board approve the attached agreement between CCSD#1 and the USGS for joint hydrologic monitoring in the Johnson Creek watershed.

Sincerely,



Michael Kuenzi
Director

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



Water Quality Protection
Surface Water Management
Wastewater Collection & Treatment

Michael S. Kuenzi, P.E.
Director

February 4, 2010

Board of Commissioners
Clackamas County

Members of the Board:

**APPROVAL OF A JOINT FUNDING AGREEMENT (JFA) BETWEEN
CLACKAMAS COUNTY SERVICE DISTRICT NO. 1 (CCSD#1), THE SURFACE WATER
MANAGEMENT AGENCY OF CLACKAMAS COUNTY (SWMACC), AND THE U. S.
GEOLOGICAL SURVEY (USGS) FOR STREAM FLOW MEASURING WORK**

Four stream flow measuring crest-stage gages in CCSD#1 and one in SWMACC have been maintained by the USGS since July 2001. This agreement will continue to provide useful information about surface water flows, and shed light on the interrelationship between stream flows and shallow groundwater levels in the streams with these gages. Flow data collected to date has been used to support computerized pollutant load modeling (for the 2006 Surface Water Management Program Master Plan for CCSD#1, for example) and several studies (Rock and Richardson Creeks FEMA Floodplain Study, for example).

Flow data will continue to be useful for quantifying progress being made towards reducing stormwater discharge volumes and pollutant loads as low impact development standards – and other elements of our surface/stormwater program – are implemented. Stream flow data from these gages, along with water quality data from the streams near these gages, continues to be submitted to Oregon's Department of Environmental Quality on an annual basis.

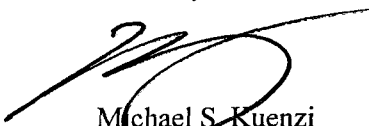
The attached memo from the USGS requests that we renew our commitment to these gages by signing the JFA. Under the terms of the JFA, the USGS will continue to maintain the five crest-stage gages. The cost of this work for the period from October 1, 2009 to September 30, 2010 is \$21,400. These funds are expected to be in the CCSD#1 and SWMACC FY2010-2011 budgets.

District counsel has reviewed the Agreement as to form.

RECOMMENDATION

Staff respectfully recommends that the Board approve the Joint Funding Agreement with the USGS for five flow measuring crest-stage gages in CCSD#1 and SWMACC in 2009-2010.

Sincerely,



Michael S. Kuenzi
Director

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

Serving Clackamas County, Gladstone, Happy Valley, Johnson City, Milwaukie, Oregon City, Rivergrove and West Linn.
150 Beaver Creek Road, Oregon City, Oregon 97045 Telephone: (503) 742-4567 Facsimile: (503) 742-4565

www.clackamas.us/wes/



Beyond clean water.

Water Quality Protection
Surface Water Management
Wastewater Collection & Treatment

Michael S. Kuenzi, P.E.
Director

February 4, 2010

Board of Commissioners
Clackamas County

Members of the Board:

**APPROVAL OF A JOINT FUNDING AGREEMENT (JFA) BETWEEN THE SURFACE WATER
MANAGEMENT AGENCY OF CLACKAMAS COUNTY (SWMACC) AND THE U.S.
GEOLOGICAL SURVEY (USGS) FOR TUALATIN RIVER MONITORING**

A cooperative inter-jurisdictional water resources monitoring project (project) in the Tualatin River watershed has been underway since October 1999. In one element of this project, Clean Water Services (CWS) of Washington County, the Cities of West Linn and Lake Oswego, and the SWMACC partner with the USGS to fund the operation of a continuous flow measuring station in the Tualatin River. This station is 1.8 miles upstream from the confluence with the Willamette River. The operation of this station is the only element of the project that SWMACC funds are allocated to. The other elements of the project, such as the operation of the continuous water quality monitoring station at river mile 3.4, are funded by CWS and the USGS. The project's benefits include:

- Use of flow data to: a) revise floodplain maps, and b) assess progress towards attainment of minimum in-stream flow goals;
- Assessing real-time water quality and flow conditions;
- The potential to calculate pollutant mass loads (ie. pounds/day).

The attached JFA from the USGS requests that SWMACC renew its commitment to share in the cost of operating the station at river mile 1.8 for the period from October 1, 2009 to September 30, 2010. SWMACC's share of this cost is \$3,610; these funds will be matched with \$3,610 from USGS. Under the terms of the JFA, the USGS will continue to maintain the station and share the data via their website. These funds are expected to be in SWMACC's FY 2010-2011 budget.

District counsel has reviewed the Agreement as to form.

RECOMMENDATION

Staff respectfully recommends that the Board approve the attached Joint Funding Agreement with the USGS for the operation of a continuous stream flow measuring station at river mile 1.8 in the Tualatin River.

Sincerely,

A handwritten signature in black ink, appearing to read "Michael S. Kuenzi", is written over a horizontal line.

Michael S. Kuenzi
Director

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

Serving Clackamas County, Gladstone, Happy Valley, Johnson City, Milwaukie, Oregon City, Rivergrove and West Linn.
150 Beavercreek Road, Oregon City, Oregon 97045 Telephone: (503) 742-4567 Facsimile: (503) 742-4565

www.clackamas.us/wes/