

AGENDA

Thursday October 13, 2016 - 10:00 AM
BOARD OF COUNTY COMMISSIONERS

Beginning Board Order No. 2016-101

CALL TO ORDER

- Roll Call
- Pledge of Allegiance

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

1. Presentation Regarding Earthquake Preparedness and the Clackamas County Shake Out Drill (Jay Wilson, Disaster Management)

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 meeting. Testimony is limited to three (3) minutes. Comments shall be respectful and courteous to all.)*

III. PUBLIC HEARING *(The following items will be individually presented by County staff or other appropriate individuals. Persons appearing shall clearly identify themselves and the department or 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.)*

SERVICE DISTRICT NO. 5 (Street Lighting)

Wendi Coryell, Department of Transportation & Development will present the following 10 Assessment Areas.

1. Board Order No. _____ Forming a One Lot Assessment Area within Clackamas Service District No. 5, Assessment Area 20-14, Autumn Garden 70 Unit Assisted Living Facility
2. Board Order No. _____ Forming a 24-Lot Assessment Area within Clackamas County Service District No. 5, Assessment Area 41-15, Christilla Valley 24-Lot Subdivision
3. Board Order No. _____ Forming a 50-Assessment Area within Clackamas County Service District No. 5, Assessment Area 47-15, Fox Glen 50-Lot Subdivision
4. Board Order No. _____ Forming a Three Lot Assessment Area within Clackamas County Service District No. 5, Assessment Area 56-15, Three Lot Partition

5. Board Order No. _____ Forming a 31-Lot Assessment Area within Clackamas County Service District No. 5, Assessment Area 62-15, Eagle Loft Estates 31-Lot Subdivision
6. Board Order No. _____ Forming a Three Lot Assessment Area within Clackamas County Service District No. 5, Assessment Area 63-15, Three Lot Partition
7. Board Order No. _____ Forming a Three Lot Assessment Area within Clackamas County Service District No. 5, Assessment Area 64-15, Three Lot Partition
8. Board Order No. _____ Forming a 6-Lot Assessment Area within Clackamas County Service District No. 5, Assessment Area 15-16, Oakmont 6-Lot Subdivision
9. Board Order No. _____ Forming a Three Lot Assessment Area within Clackamas County Service District No. 5, Assessment Area 28-16, Three Lot Partition
10. Board Order No. _____ Forming a Three Lot Assessment Area within Clackamas County Service District No. 5, Assessment Area 31-16, Three Lot Partition

IV. CONSENT AGENDA *(The following Items are considered to be routine, and therefore will not be allotted individual discussion time on the agenda. Many of these items have been discussed by the Board in Work Sessions. 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 Agency Services Contract with ColumbiaCare Services, Inc. for rental assistance services – *Behavioral Health*
2. Approval of Intergovernmental Revenue Agreement with Oregon Dept. of Education, Early Learning Division for Preschool Promise Start Up and Capacity Building – *Children, Youth & Families*
3. Approval to apply for the Service Area Competition (SAC), Section 330 Grant with Health Resources and Services Administration (HRSA) to continue providing Services as a Federally Qualified Health Center (FQHC) – *Health Centers*
4. Approval of the Proposed 2017-2021 Assessment of Fair Housing Plan - *Housing & Community Development*

B. Department of Transportation & Development

1. Approval of Updated Intergovernmental Agreement with the City of Portland for the Master Recycler Training & Program
2. Acceptance of Oregon Department of Transportation Grant to Update the Clackamas County Transportation Safety Action Plan
3. Acceptance of Oregon Department of Transportation – Transportation Safety Division (ODOT-TSD) Grant to Support the Safe Communities Program

C. Elected Officials

1. Resolution No. _____ Appointing Justices of the Peace Pro Tempore for the Clackamas County Justice of the Peace District– *Justice Court*

D. Public & Government Affairs

1. Board Order No. _____ In the Matter of an Extension of the Cable Television Franchise with Government Camp Cable, Inc., an Oregon Partnership
2. Approval of Amendment #1 to Contract with Summit Strategies Government Affairs, LLC, for Federal Representation Services - *Procurement*

E. Business & Community Services

1. Approval of an Intergovernmental Agreement with Clackamas County Parks and Clackamas County Service District #1 for Environmental Laboratory Services

V. DEVELOPMENT AGENCY

1. Approval to Proceed with the Public Review Process for a Substantial Amendment to the Clackamas Town Center Urban Renewal Plan

VI. WATER ENVIRONMENT SERVICES

(Service District No. 1, Tri-City Service District & Surface Water Management Agency of Clackamas County)

1. Approval of an Intergovernmental Agreement with Clackamas County and Clackamas County Service District #1 for Water Quality Monitoring Services

VII. COUNTY ADMINISTRATOR UPDATE

VIII. COMMISSIONERS COMMUNICATION



NANCY S. BUSH
DIRECTOR

DEPARTMENT OF EMERGENCY MANAGEMENT

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

October 13, 2016

Board of County Commissioners
Clackamas County

Members of the Board:

Presentation Regarding Earthquake Preparedness and the Clackamas County Shake Out Drill

Purpose/Outcome	Awareness, safety, and protection during an earthquake.
Dollar Amount and Fiscal Impact	No direct budget impacts since this is an annual program that is shared between multiple County departments.
Funding Source	No County General Funds are involved.
Duration	Shakeout occurs on October 20 at 10:20 AM
Previous Board Action/Review	No Board Action necessary. This is an annual earthquake safety drill.
Contact Person	Jay Wilson, Resilience Coordinator, Emergency Management, x4848
Contract No.	Not Applicable

BACKGROUND:

Oregon is earthquake country and Clackamas County knows this first hand. In March 1993, the "Spring Break" quake roused many residents from sleep, damaging numerous homes and business, including severely damaging Molalla High School. State-wide, increasing attention is being given to the Cascadia Subduction Zone off of the Oregon coast and the potential for a magnitude 9.0 great earthquake.

Clackamas County requires all employees to participate in this annual earthquake drill to practice drop, cover and hold on. Some County facilities will also practice evacuating after the drill. Residents and businesses are encouraged to take part in practicing this personal protective measure to make taking immediate action more intuitive, since earthquakes strike with no warning. We encourage residents and businesses to take time afterwards and conduct a safety inspection to identify and mitigate potential falling hazards at home or work.

RECOMMENDATION:

Presentation only, recommendation is for all County employees to participate in the October 20th Shake Out drill.

Respectfully submitted,

Nancy Bush, Director
Department of Emergency Management



M. BARBARA CARTMILL
DIRECTOR

DEPARTMENT OF TRANSPORTATION AND DEVELOPMENT

DEVELOPMENT SERVICES BUILDING

150 BEAVERCREEK ROAD OREGON CITY, OR 97045

October 13, 2016

Board of County Commissioners
Clackamas County

Members of the Board:

Board Order and Public Hearing Forming a One Lot Assessment Area
Within Clackamas County Service District No. 5, Assessment
20-14 Autumn Garden 70-Unit Assisted Living Facility

Purpose/Outcomes	Approval of this Board Order will create a new assessment area in Clackamas County Service District No. 5. This process is necessary and customary with new development to allow for the installation of adequate street lights.
Dollar Amount and Fiscal Impact	Operational costs for street lighting is paid by direct assessment against benefited property. As a result of the signing of this Board Order, Clackamas County Service District No. 5 will add the attached area to the assessment rolls for the District. This area falls under rate schedule D; the current rate for this schedule is \$1.28 per frontage foot per tax lot each year.
Funding Source	Assessments for street lighting will be levied against the properties within this area effective on the installation date furnished to the district by Portland General Electric Company as the official date that the properties within this area began receiving service.
Duration	N/A
Previous Board Contact	None
Strategic Plan Alignment	Promotes a safe, healthy and secure community through the enhanced nighttime visibility created with new street lighting.
Contact Person	Wendi Coryell, Service District Specialist - DTD Engineering 503-742-4657 (Phone) wendicor@clackamas.us
Contract No.	None

BACKGROUND:

Street lighting is a condition of approval for new developments within Service District No. 5. As such, it has been included as a condition of approval for this development. Even though commercial/multi-family assessment areas may be comprised of only one to several tax lots, they frequently encompass significant stretches of road frontage in areas that will benefit significantly from street lighting. Notice of the time and place of the hearing was mailed by first class mail to the current addresses as listed by the Clackamas County Assessment office. The notice specifically noted that a public hearing was scheduled for October 13, 2016 to hear objections or file a remonstrance to approval of the new assessment area. Pursuant to statute, a minimum of 50% of the affected property owners must remonstrate to deny the formation of the new assessment area.

RECOMMENDATION:

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

Respectfully submitted,

Wendi Coryell, Service District Specialist, CCSD#5

In the Matter of the Formation
of an Assessment Area 20-14
(Autumn Garden 70-Unit Assisted Living
Facility) Within Clackamas County Service
No. 5, Clackamas County, Oregon

ORDER NO.
Page 1 of 2

This matter coming before the Board of County Commissioners, acting as the governing body of Clackamas County Service District No. 5 "District" and it appearing to the "Board", that the properties within Assessment Area 20-14, Autumn Garden 70-Unit Assisted Living Facility, 13600 SE 122nd Ave., have requested street light service, and that the formation of new assessment areas within the District is necessary for the installation of street lights; and

It further appearing to the Board that the method of financing construction, operation, and maintenance of service facilities is to be assessments against property benefited by street light facilities; and

It further appearing to the Board that rates for street lighting as established by Order No. 2015-71 and subsequent rate change Orders shall be applied to Assessment Area 20-14, Autumn Garden 70-Unit Assisted Living Facility, with fractional year assessments pro-rated from the date of installation and in accordance with Order Number 94-1368 pursuant to ORS 451.495 as follows:

Rate Schedule D: \$1.28 per frontage foot, per tax lot each year, applied to commercial properties; and

It further appearing to the Board that the lots in the rate schedules receive an equal benefit for street lighting services; and

It further appearing to the Board that the Department of Transportation and Development has given notice of public hearing as required by Order Number 94-1368 and ORS 451.495, and that said public hearing was duly held on the 13th day of October, 2016, and that the District did not receive written objections prior to the conclusion of the hearing from more than 50% of the property owners representing more than 50% of the affected property, now therefore:

In the Matter of the Formation
of an Assessment Area 20-14
(Autumn Garden 70-Unit Assisted Living
Facility) Within Clackamas County Service
No. 5, Clackamas County, Oregon

ORDER NO.
Page 2 of 2

IT IS HEREBY ORDERED that properties in the
Assessment Area as described below be subject to an assessment for street lighting:

Assessment Area 20-14 All lots in the Autumn Garden 70-Unit Assisted Living
Facility, development, 22E02CB 04000, 4100; and

IT IS FURTHER ORDERED that an assessment
roll be prepared by the Department of Transportation and Development for Clackamas
County showing the amount of each yearly assessment, the property against which it has
been assessed, the owner thereof, and such additional information as is required to keep a
complete and permanent record of the assessment; and

IT IS FURTHER ORDERED that the Department
of Transportation and Development proceed to construct the street lighting facilities in
accordance with District rules and guidelines.

Dated this ____ day of _____, 2016

CLACKAMAS COUNTY BOARD OF COMMISSIONERS
Acting as the governing body of Clackamas County Service District No. 5

Chair

Recording Secretary



M. BARBARA CARTMILL
DIRECTOR

DEPARTMENT OF TRANSPORTATION AND DEVELOPMENT

DEVELOPMENT SERVICES BUILDING

150 BEAVERCREEK ROAD OREGON CITY, OR 97045

October 13, 2016

Board of County Commissioners
Clackamas County

Members of the Board:

Board Order and Public Hearing Forming a 24-Lot Assessment Area
Within Clackamas County Service District No. 5, Assessment
41-15 Christilla Valley 24-Lot Subdivision

Purpose/Outcomes	Approval of this Board Order will create a new assessment area in Clackamas County Service District No. 5. This process is necessary and customary with new development to allow for the installation of adequate street lights.
Dollar Amount and Fiscal Impact	Operational costs for street lighting is paid by direct assessment against benefited property. As a result of the signing of this Board Order, Clackamas County Service District No. 5 will add the attached area to the assessment rolls for the District. This area falls under rate schedule W; the current rate for this schedule is \$250.00 per tax lot each year.
Funding Source	Assessments for street lighting will be levied against the properties within this area effective on the installation date furnished to the district by Portland General Electric Company as the official date that the properties within this area began receiving service.
Duration	N/A
Previous Board Contact	None
Strategic Plan Alignment	Promotes a safe, healthy and secure community through the enhanced nighttime visibility created with new street lighting.
Contact Person	Wendi Coryell, Service District Specialist - DTD Engineering 503-742-4657 (Phone) wendicor@clackamas.us
Contract No.	None

BACKGROUND:

Street lighting is a condition of approval for new developments within Service District No. 5. As such, it has been included as a condition of approval for this development. Even though commercial/multi-family assessment areas may be comprised of only one to several tax lots, they frequently encompass significant stretches of road frontage in areas that will benefit significantly from street lighting. Notice of the time and place of the hearing was mailed by first class mail to the current addresses as listed by the Clackamas County Assessment office. The notice specifically noted that a public hearing was scheduled for October 13, 2016, to hear objections or file a remonstrance to approval of the new assessment area. Pursuant to statute, a minimum of 50% of the affected property owners must remonstrate to deny the formation of the new assessment area.

RECOMMENDATION:

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

Respectfully submitted,

Wendi Coryell, Service District Specialist, CCSD#5

In the Matter of the Formation
of an Assessment Area 41-15
(Christilla Valley 24-Lot Subdivision) Within
Clackamas County Service District
No. 5, Clackamas County, Oregon

ORDER NO.
Page 1 of 2

This matter coming before the Board of County Commissioners, acting as the governing body of Clackamas County Service District No. 5 "District" and it appearing to the "Board", that the properties within Assessment Area 41-15, Christilla Valley 24-Lot Subdivision, 8891 SE 152nd Ave., have requested street light service, and that the formation of new assessment areas within the District is necessary for the installation of street lights; and

It further appearing to the Board that the method of financing construction, operation, and maintenance of service facilities is to be assessments against property benefited by street light facilities; and

It further appearing to the Board that rates for street lighting as established by Order No. 2015-35 and subsequent rate change Orders shall be applied to Assessment Area 41-15, Christilla Valley 24-Lot Subdivision, with fractional year assessments pro-rated from the date of installation and in accordance with Order Number 94-1368 pursuant to ORS 451.495 as follows:

Rate Schedule W: \$250.00 per tax lot each year, applied to residential properties; and

It further appearing to the Board that the lots in the rate schedules receive an equal benefit for street lighting services; and

It further appearing to the Board that the Department of Transportation and Development has given notice of public hearing as required by Order Number 94-1368 and ORS 451.495, and that said public hearing was duly held on the 13th day of October, 2016, and that the District did not receive written objections prior to the conclusion of the hearing from more than 50% of the property owners representing more than 50% of the affected property, now therefore:

In the Matter of the Formation
of an Assessment Area 41-15
(Christilla Valley 24-Lot Subdivision) Within
Clackamas County Service District
No. 5, Clackamas County, Oregon

ORDER NO.
Page 2 of 2

IT IS HEREBY ORDERED that properties in the
Assessment Area as described below be subject to an assessment for street lighting:

Assessment Area 41-15 All lots in the Christilla Valley 24-Lot Subdivision,
12E25B02300, 12E25BA00800, 1000, 12E25BB00100, 200, 300; and

IT IS FURTHER ORDERED that an assessment
roll be prepared by the Department of Transportation and Development for Clackamas
County showing the amount of each yearly assessment, the property against which it has
been assessed, the owner thereof, and such additional information as is required to keep a
complete and permanent record of the assessment; and

IT IS FURTHER ORDERED that the Department
of Transportation and Development proceed to construct the street lighting facilities in
accordance with District rules and guidelines.

Dated this ____ day of _____, 2016.

CLACKAMAS COUNTY BOARD OF COMMISSIONERS
Acting as the governing body of
Clackamas County Service District No. 5

Chair

Recording Secretary



M. BARBARA CARTMILL
DIRECTOR

DEPARTMENT OF TRANSPORTATION AND DEVELOPMENT

DEVELOPMENT SERVICES BUILDING

150 BEAVERCREEK ROAD OREGON CITY, OR 97045

October 13, 2016

Board of County Commissioners
Clackamas County

Members of the Board:

Board Order and Public Hearing Forming a 50-Lot Assessment Area
Within Clackamas County Service District No. 5, Assessment
47-15 Fox Glen 50-Lot Subdivision

Purpose/Outcomes	Approval of this Board Order will create a new assessment area in Clackamas County Service District No. 5. This process is necessary and customary with new development to allow for the installation of adequate street lights.
Dollar Amount and Fiscal Impact	Operational costs for street lighting is paid by direct assessment against benefited property. As a result of the signing of this Board Order, Clackamas County Service District No. 5 will add the attached area to the assessment rolls for the District. This area falls under rate schedule W; the current rate for this schedule is \$250.00 per tax lot each year.
Funding Source	Assessments for street lighting will be levied against the properties within this area effective on the installation date furnished to the district by Portland General Electric Company as the official date that the properties within this area began receiving service.
Duration	N/A
Previous Board Contact	None
Strategic Plan Alignment	Promotes a safe, healthy and secure community through the enhanced nighttime visibility created with new street lighting.
Contact Person	Wendi Coryell, Service District Specialist - DTD Engineering 503-742-4657 (Phone) wendicor@clackamas.us
Contract No.	None

BACKGROUND:

Street lighting is a condition of approval for new developments within Service District No. 5. As such, it has been included as a condition of approval for this development. Even though commercial/multi-family assessment areas may be comprised of only one to several tax lots, they frequently encompass significant stretches of road frontage in areas that will benefit significantly from street lighting. Notice of the time and place of the hearing was mailed by first class mail to the current addresses as listed by the Clackamas County Assessment office. The notice specifically noted that a public hearing was scheduled for October 13, 2016, to hear objections or file a remonstrance to approval of the new assessment area. Pursuant to statute, a minimum of 50% of the affected property owners must remonstrate to deny the formation of the new assessment area.

RECOMMENDATION:

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

Respectfully submitted,

Wendi Coryell, Service District Specialist, CCSD#5

In the Matter of the Formation
of an Assessment Area 47-15
(Fox Glen 50-Lot Subdivision) Within
Clackamas County Service District
No. 5, Clackamas County, Oregon

ORDER NO.
Page 1 of 2

This matter coming before the Board of County Commissioners, acting as the governing body of Clackamas County Service District No. 5 "District" and it appearing to the "Board", that the properties within Assessment Area 47-15, Fox Glen 50-Lot Subdivision, 23E06B 01000, have requested street light service, and that the formation of new assessment areas within the District is necessary for the installation of street lights; and

It further appearing to the Board that the method of financing construction, operation, and maintenance of service facilities is to be assessments against property benefited by street light facilities; and

It further appearing to the Board that rates for street lighting as established by Order No. 2015-35 and subsequent rate change Orders shall be applied to Assessment Area 47-15, Fox Glen 50-Lot Subdivision, with fractional year assessments pro-rated from the date of installation and in accordance with Order Number 94-1368 pursuant to ORS 451.495 as follows:

Rate Schedule W: \$250.00 per tax lot each year, applied to residential properties; and

It further appearing to the Board that the lots in the rate schedules receive an equal benefit for street lighting services; and

It further appearing to the Board that the Department of Transportation and Development has given notice of public hearing as required by Order Number 94-1368 and ORS 451.495, and that said public hearing was duly held on the 13th day of October, 2016, and that the District did not receive written objections prior to the conclusion of the hearing from more than 50% of the property owners representing more than 50% of the affected property, now therefore:

In the Matter of the Formation
of an Assessment Area 47-15
(Fox Glen 50-Lot Subdivision) Within
Clackamas County Service District
No. 5, Clackamas County, Oregon

ORDER NO.
Page 2 of 2

IT IS HEREBY ORDERED that properties in the
Assessment Area as described below be subject to an assessment for street lighting:

Assessment Area 47-15 All lots in the Fox Glen 50-Lot Subdivision, 23E06B 01000;
and

IT IS FURTHER ORDERED that an assessment
roll be prepared by the Department of Transportation and Development for Clackamas
County showing the amount of each yearly assessment, the property against which it has
been assessed, the owner thereof, and such additional information as is required to keep a
complete and permanent record of the assessment; and

IT IS FURTHER ORDERED that the Department
of Transportation and Development proceed to construct the street lighting facilities in
accordance with District rules and guidelines.

Dated this ____ day of _____, 2016.

CLACKAMAS COUNTY BOARD OF COMMISSIONERS
Acting as the governing body of
Clackamas County Service District No. 5

Chair

Recording Secretary



M. BARBARA CARTMILL
DIRECTOR

DEPARTMENT OF TRANSPORTATION AND DEVELOPMENT

DEVELOPMENT SERVICES BUILDING

150 BEAVERCREEK ROAD OREGON CITY, OR 97045

October 13, 2016

Board of County Commissioners
Clackamas County

Members of the Board:

Board Order and Public Hearing Forming a Three Lot Assessment Area
Within Clackamas County Service District No. 5, Assessment
56-15 Three Lot Partition

Purpose/Outcomes	Approval of this Board Order will create a new assessment area in Clackamas County Service District No. 5. This process is necessary and customary with new development to allow for the installation of adequate street lights.
Dollar Amount and Fiscal Impact	Operational costs for street lighting is paid by direct assessment against benefited property. As a result of the signing of this Board Order, Clackamas County Service District No. 5 will add the attached area to the assessment rolls for the District. This area falls under rate schedule H; the current rate for this schedule is \$93.75 per tax lot each year.
Funding Source	Assessments for street lighting will be levied against the properties within this area effective on the installation date furnished to the district by Portland General Electric Company as the official date that the properties within this area began receiving service.
Duration	N/A
Previous Board Contact	None
Strategic Plan Alignment	Promotes a safe, healthy and secure community through the enhanced nighttime visibility created with new street lighting.
Contact Person	Wendi Coryell, Service District Specialist - DTD Engineering 503-742-4657 (Phone) wendicor@clackamas.us
Contract No.	None

BACKGROUND:

Street lighting is a condition of approval for new developments within Service District No. 5. As such, it has been included as a condition of approval for this development. Even though commercial/multi-family assessment areas may be comprised of only one to several tax lots, they frequently encompass significant stretches of road frontage in areas that will benefit significantly from street lighting. Notice of the time and place of the hearing was mailed by first class mail to the current addresses as listed by the Clackamas County Assessment office. The notice specifically noted that a public hearing was scheduled for October 13, 2016, to hear objections or file a remonstrance to approval of the new assessment area. Pursuant to statute, a minimum of 50% of the affected property owners must remonstrate to deny the formation of the new assessment area.

RECOMMENDATION:

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

Respectfully submitted,

Wendi Coryell, Service District Specialist, CCSD#5

In the Matter of the Formation
of an Assessment Area 56-15
(Three Lot Partition) Within
Clackamas County Service District
No. 5, Clackamas County, Oregon

ORDER NO.
Page 1 of 2

This matter coming before the Board of County Commissioners, acting as the governing body of Clackamas County Service District No. 5 "District" and it appearing to the "Board", that the properties within Assessment Area 56-15, Three Lot Partition, 13626 SE Valemont Ln., have requested street light service, and that the formation of new assessment areas within the District is necessary for the installation of street lights; and

It further appearing to the Board that the method of financing construction, operation, and maintenance of service facilities is to be assessments against property benefited by street light facilities; and

It further appearing to the Board that rates for street lighting as established by Order No. 2015-71 and subsequent rate change Orders shall be applied to Assessment Area 56-15, Three Lot Partition, with fractional year assessments pro-rated from the date of installation and in accordance with Order Number 94-1368 pursuant to ORS 451.495 as follows:

Rate Schedule H: \$93.75 per tax lot each year, applied to residential properties; and

It further appearing to the Board that the lots in the rate schedules receive an equal benefit for street lighting services; and

It further appearing to the Board that the Department of Transportation and Development has given notice of public hearing as required by Order Number 94-1368 and ORS 451.495, and that said public hearing was duly held on the 13th day of October, 2016, and that the District did not receive written objections prior to the conclusion of the hearing from more than 50% of the property owners representing more than 50% of the affected property, now therefore:

In the Matter of the Formation
of an Assessment Area 56-15
(Three Lot Partition) Within
Clackamas County Service District
No. 5, Clackamas County, Oregon

ORDER NO.
Page 2 of 2

IT IS HEREBY ORDERED that properties in the
Assessment Area as described below be subject to an assessment for street lighting:

Assessment Area 56-15 All lots in the Three Lot Partition development,
12E26AC02702; and

IT IS FURTHER ORDERED that an assessment
roll be prepared by the Department of Transportation and Development for Clackamas
County showing the amount of each yearly assessment, the property against which it has
been assessed, the owner thereof, and such additional information as is required to keep a
complete and permanent record of the assessment; and

IT IS FURTHER ORDERED that the Department
of Transportation and Development proceed to construct the street lighting facilities in
accordance with District rules and guidelines.

Dated this ____ day of _____, 2016.

CLACKAMAS COUNTY BOARD OF COMMISSIONERS
Acting as the governing body of
Clackamas County Service District No. 5

Chair

Recording Secretary



M. BARBARA CARTMILL
DIRECTOR

DEPARTMENT OF TRANSPORTATION AND DEVELOPMENT

DEVELOPMENT SERVICES BUILDING

150 BEAVERCREEK ROAD OREGON CITY, OR 97045

October 13, 2016

Board of County Commissioners
Clackamas County

Members of the Board:

Board Order and Public Hearing Forming a 31-Lot Assessment Area
Within Clackamas County Service District No. 5, Assessment
62-15 Eagle Loft Estates 31-Lot Subdivision

Purpose/Outcomes	Approval of this Board Order will create a new assessment area in Clackamas County Service District No. 5. This process is necessary and customary with new development to allow for the installation of adequate street lights.
Dollar Amount and Fiscal Impact	Operational costs for street lighting is paid by direct assessment against benefited property. As a result of the signing of this Board Order, Clackamas County Service District No. 5 will add the attached area to the assessment rolls for the District. This area falls under rate schedule W; the current rate for this schedule is \$250.00 per tax lot each year.
Funding Source	Assessments for street lighting will be levied against the properties within this area effective on the installation date furnished to the district by Portland General Electric Company as the official date that the properties within this area began receiving service.
Duration	N/A
Previous Board Contact	None
Strategic Plan Alignment	Promotes a safe, healthy and secure community through the enhanced nighttime visibility created with new street lighting.
Contact Person	Wendi Coryell, Service District Specialist - DTD Engineering 503-742-4657 (Phone) wendicor@clackamas.us
Contract No.	None

BACKGROUND:

Street lighting is a condition of approval for new developments within Service District No. 5. As such, it has been included as a condition of approval for this development. Even though commercial/multi-family assessment areas may be comprised of only one to several tax lots, they frequently encompass significant stretches of road frontage in areas that will benefit significantly from street lighting. Notice of the time and place of the hearing was mailed by first class mail to the current addresses as listed by the Clackamas County Assessment office. The notice specifically noted that a public hearing was scheduled for October 13, 2016, to hear objections or file a remonstrance to approval of the new assessment area. Pursuant to statute, a minimum of 50% of the affected property owners must remonstrate to deny the formation of the new assessment area.

RECOMMENDATION:

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

Respectfully submitted,

Wendi Coryell, Service District Specialist, CCSD#5

In the Matter of the Formation
of an Assessment Area 62-15
(Eagle Loft Estates 31-Lot Subdivision)
Within Clackamas County Service District
No. 5, Clackamas County, Oregon

ORDER NO.
Page 1 of 2

This matter coming before the Board of County Commissioners, acting as the governing body of Clackamas County Service District No. 5 "District" and it appearing to the "Board", that the properties within Assessment Area 62-15, Eagle Loft Estates 31-Lot Subdivision, 11725 SE Eagle Crest Dr., have requested street light service, and that the formation of new assessment areas within the District is necessary for the installation of street lights; and

It further appearing to the Board that the method of financing construction, operation, and maintenance of service facilities is to be assessments against property benefited by street light facilities; and

It further appearing to the Board that rates for street lighting as established by Order No. 2015-35 and subsequent rate change Orders shall be applied to Assessment Area 62-15, Eagle Loft Estates 31-Lot Subdivision, with fractional year assessments pro-rated from the date of installation and in accordance with Order Number 94-1368 pursuant to ORS 451.495 as follows:

Rate Schedule W: \$250.00 per tax lot each year, applied to residential properties; and

It further appearing to the Board that the lots in the rate schedules receive an equal benefit for street lighting services; and

It further appearing to the Board that the Department of Transportation and Development has given notice of public hearing as required by Order Number 94-1368 and ORS 451.495, and that said public hearing was duly held on the 13th day of October, 2016, and that the District did not receive written objections prior to the conclusion of the hearing from more than 50% of the property owners representing more than 50% of the affected property, now therefore:

In the Matter of the Formation
of an Assessment Area 62-15
(Eagle Loft Estates 31-Lot Subdivision)
Within Clackamas County Service District
No. 5, Clackamas County, Oregon

ORDER NO.
Page 2 of 2

IT IS HEREBY ORDERED that properties in the
Assessment Area as described below be subject to an assessment for street lighting:

Assessment Area 62-15 All lots in the Eagle Loft Estates 31-Lot Subdivision
development, 12E34CB07500; and

IT IS FURTHER ORDERED that an assessment
roll be prepared by the Department of Transportation and Development for Clackamas
County showing the amount of each yearly assessment, the property against which it has
been assessed, the owner thereof, and such additional information as is required to keep a
complete and permanent record of the assessment; and

IT IS FURTHER ORDERED that the Department
of Transportation and Development proceed to construct the street lighting facilities in
accordance with District rules and guidelines.

Dated this ____ day of _____, 2016.

CLACKAMAS COUNTY BOARD OF COMMISSIONERS
Acting as the governing body of
Clackamas County Service District No. 5

Chair

Recording Secretary



M. BARBARA CARTMILL
DIRECTOR

DEPARTMENT OF TRANSPORTATION AND DEVELOPMENT

DEVELOPMENT SERVICES BUILDING

150 BEAVERCREEK ROAD OREGON CITY, OR 97045

October 13, 2016

Board of County Commissioners
Clackamas County

Members of the Board:

Board Order and Public Hearing Forming a Three Lot Assessment Area
Within Clackamas County Service District No. 5, Assessment
63-15 Three Lot Partition

Purpose/Outcomes	Approval of this Board Order will create a new assessment area in Clackamas County Service District No. 5. This process is necessary and customary with new development to allow for the installation of adequate street lights.
Dollar Amount and Fiscal Impact	Operational costs for street lighting is paid by direct assessment against benefited property. As a result of the signing of this Board Order, Clackamas County Service District No. 5 will add the attached area to the assessment rolls for the District. This area falls under rate schedule B; the current rate for this schedule is \$51.03 per tax lot each year.
Funding Source	Assessments for street lighting will be levied against the properties within this area effective on the installation date furnished to the district by Portland General Electric Company as the official date that the properties within this area began receiving service.
Duration	N/A
Previous Board Contact	None
Strategic Plan Alignment	Promotes a safe, healthy and secure community through the enhanced nighttime visibility created with new street lighting.
Contact Person	Wendi Coryell, Service District Specialist - DTD Engineering 503-742-4657 (Phone) wendicor@clackamas.us
Contract No.	None

BACKGROUND:

Street lighting is a condition of approval for new developments within Service District No. 5. As such, it has been included as a condition of approval for this development. Even though commercial/multi-family assessment areas may be comprised of only one to several tax lots, they frequently encompass significant stretches of road frontage in areas that will benefit significantly from street lighting. Notice of the time and place of the hearing was mailed by first class mail to the current addresses as listed by the Clackamas County Assessment office. The notice specifically noted that a public hearing was scheduled for October 13, 2016, to hear objections or file a remonstrance to approval of the new assessment area. Pursuant to statute, a minimum of 50% of the affected property owners must remonstrate to deny the formation of the new assessment area.

RECOMMENDATION:

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

Respectfully submitted,

Wendi Coryell, Service District Specialist, CCSD#5

In the Matter of the Formation
of an Assessment Area 63-15
(Three Lot Partition) Within
Clackamas County Service District
No. 5, Clackamas County, Oregon

ORDER NO.
Page 1 of 2

This matter coming before the Board of County Commissioners, acting as the governing body of Clackamas County Service District No. 5 "District" and it appearing to the "Board", that the properties within Assessment Area 63-15, Three Lot Partition, 6087 SW Carman Dr., have requested street light service, and that the formation of new assessment areas within the District is necessary for the installation of street lights; and

It further appearing to the Board that the method of financing construction, operation, and maintenance of service facilities is to be assessments against property benefited by street light facilities; and

It further appearing to the Board that rates for street lighting as established by Order No. 2015-71 and subsequent rate change Orders shall be applied to Assessment Area 63-15, Three Lot Partition, with fractional year assessments pro-rated from the date of installation and in accordance with Order Number 94-1368 pursuant to ORS 451.495 as follows:

Rate Schedule B: \$51.03 per tax lot each year, applied to residential properties; and

It further appearing to the Board that the lots in the rate schedules receive an equal benefit for street lighting services; and

It further appearing to the Board that the Department of Transportation and Development has given notice of public hearing as required by Order Number 94-1368 and ORS 451.495, and that said public hearing was duly held on the 13th day of October, 2016, and that the District did not receive written objections prior to the conclusion of the hearing from more than 50% of the property owners representing more than 50% of the affected property, now therefore:

In the Matter of the Formation
of an Assessment Area 63-15
(Three Lot Partition) Within
Clackamas County Service District
No. 5, Clackamas County, Oregon

ORDER NO.
Page 2 of 2

IT IS HEREBY ORDERED that properties in the
Assessment Area as described below be subject to an assessment for street lighting:

Assessment Area 63-15 All lots in the Three Lot Partition development,
21E07CB03700; and

IT IS FURTHER ORDERED that an assessment
roll be prepared by the Department of Transportation and Development for Clackamas
County showing the amount of each yearly assessment, the property against which it has
been assessed, the owner thereof, and such additional information as is required to keep a
complete and permanent record of the assessment; and

IT IS FURTHER ORDERED that the Department
of Transportation and Development proceed to construct the street lighting facilities in
accordance with District rules and guidelines.

Dated this ____ day of _____, 2016.

CLACKAMAS COUNTY BOARD OF COMMISSIONERS
Acting as the governing body of
Clackamas County Service District No. 5

Chair

Recording Secretary



M. BARBARA CARTMILL
DIRECTOR

DEPARTMENT OF TRANSPORTATION AND DEVELOPMENT

DEVELOPMENT SERVICES BUILDING

150 BEAVERCREEK ROAD OREGON CITY, OR 97045

October 13, 2016

Board of County Commissioners
Clackamas County

Members of the Board:

Board Order and Public Hearing Forming a Three Lot Assessment Area
Within Clackamas County Service District No. 5, Assessment
64-15 Three Lot Partition

Purpose/Outcomes	Approval of this Board Order will create a new assessment area in Clackamas County Service District No. 5. This process is necessary and customary with new development to allow for the installation of adequate street lights.
Dollar Amount and Fiscal Impact	Operational costs for street lighting is paid by direct assessment against benefited property. As a result of the signing of this Board Order, Clackamas County Service District No. 5 will add the attached area to the assessment rolls for the District. This area falls under rate schedule B; the current rate for this schedule is \$51.03 per tax lot each year.
Funding Source	Assessments for street lighting will be levied against the properties within this area effective on the installation date furnished to the district by Portland General Electric Company as the official date that the properties within this area began receiving service.
Duration	N/A
Previous Board Contact	None
Strategic Plan Alignment	Promotes a safe, healthy and secure community through the enhanced nighttime visibility created with new street lighting.
Contact Person	Wendi Coryell, Service District Specialist - DTD Engineering 503-742-4657 (Phone) wendicor@clackamas.us
Contract No.	None

BACKGROUND:

Street lighting is a condition of approval for new developments within Service District No. 5. As such, it has been included as a condition of approval for this development. Even though commercial/multi-family assessment areas may be comprised of only one to several tax lots, they frequently encompass significant stretches of road frontage in areas that will benefit significantly from street lighting. Notice of the time and place of the hearing was mailed by first class mail to the current addresses as listed by the Clackamas County Assessment office. The notice specifically noted that a public hearing was scheduled for October 13, 2016, to hear objections or file a remonstrance to approval of the new assessment area. Pursuant to statute, a minimum of 50% of the affected property owners must remonstrate to deny the formation of the new assessment area.

RECOMMENDATION:

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

Respectfully submitted,

Wendi Coryell, Service District Specialist, CCSD#5

In the Matter of the Formation
of an Assessment Area 64-15
(Three Lot Partition) Within
Clackamas County Service District
No. 5, Clackamas County, Oregon

ORDER NO.
Page 1 of 2

This matter coming before the Board of County Commissioners, acting as the governing body of Clackamas County Service District No. 5 "District" and it appearing to the "Board", that the properties within Assessment Area 64-15, Three Lot Partition, 5724 SE Oetkin Rd., have requested street light service, and that the formation of new assessment areas within the District is necessary for the installation of street lights; and

It further appearing to the Board that the method of financing construction, operation, and maintenance of service facilities is to be assessments against property benefited by street light facilities; and

It further appearing to the Board that rates for street lighting as established by Order No. 2015-71 and subsequent rate change Orders shall be applied to Assessment Area 64-15, Three Lot Partition, with fractional year assessments pro-rated from the date of installation and in accordance with Order Number 94-1368 pursuant to ORS 451.495 as follows:

Rate Schedule B: \$51.03 per tax lot each year, applied to residential properties; and

It further appearing to the Board that the lots in the rate schedules receive an equal benefit for street lighting services; and

It further appearing to the Board that the Department of Transportation and Development has given notice of public hearing as required by Order Number 94-1368 and ORS 451.495, and that said public hearing was duly held on the 13th day of October, 2016, and that the District did not receive written objections prior to the conclusion of the hearing from more than 50% of the property owners representing more than 50% of the affected property, now therefore:

In the Matter of the Formation
of an Assessment Area 64-15
(Three Lot Partition) Within
Clackamas County Service District
No. 5, Clackamas County, Oregon

ORDER NO.
Page 2 of 2

IT IS HEREBY ORDERED that properties in the
Assessment Area as described below be subject to an assessment for street lighting:

Assessment Area 64-15 All lots in the Three Lot Partition development,
22E07AD03000; and

IT IS FURTHER ORDERED that an assessment
roll be prepared by the Department of Transportation and Development for Clackamas
County showing the amount of each yearly assessment, the property against which it has
been assessed, the owner thereof, and such additional information as is required to keep a
complete and permanent record of the assessment; and

IT IS FURTHER ORDERED that the Department
of Transportation and Development proceed to construct the street lighting facilities in
accordance with District rules and guidelines.

Dated this ____ day of _____, 2016.

CLACKAMAS COUNTY BOARD OF COMMISSIONERS
Acting as the governing body of
Clackamas County Service District No. 5

Chair

Recording Secretary



M. BARBARA CARTMILL
DIRECTOR

DEPARTMENT OF TRANSPORTATION AND DEVELOPMENT

DEVELOPMENT SERVICES BUILDING

150 BEAVERCREEK ROAD OREGON CITY, OR 97045

October 13, 2016

Board of County Commissioners
Clackamas County

Members of the Board:

Board Order and Public Hearing Forming a 6-Lot Assessment Area
Within Clackamas County Service District No. 5, Assessment
15-16 Oakmont 6-Lot Subdivision

Purpose/Outcomes	Approval of this Board Order will create a new assessment area in Clackamas County Service District No. 5. This process is necessary and customary with new development to allow for the installation of adequate street lights.
Dollar Amount and Fiscal Impact	Operational costs for street lighting is paid by direct assessment against benefited property. As a result of the signing of this Board Order, Clackamas County Service District No. 5 will add the attached area to the assessment rolls for the District. This area falls under rate schedule C; the current rate for this schedule is \$71.55 per tax lot each year.
Funding Source	Assessments for street lighting will be levied against the properties within this area effective on the installation date furnished to the district by Portland General Electric Company as the official date that the properties within this area began receiving service.
Duration	N/A
Previous Board Contact	None
Strategic Plan Alignment	Promotes a safe, healthy and secure community through the enhanced nighttime visibility created with new street lighting.
Contact Person	Wendi Coryell, Service District Specialist - DTD Engineering 503-742-4657 (Phone) wendicor@clackamas.us
Contract No.	None

BACKGROUND:

Street lighting is a condition of approval for new developments within Service District No. 5. As such, it has been included as a condition of approval for this development. Even though commercial/multi-family assessment areas may be comprised of only one to several tax lots, they frequently encompass significant stretches of road frontage in areas that will benefit significantly from street lighting. Notice of the time and place of the hearing was mailed by first class mail to the current addresses as listed by the Clackamas County Assessment office. The notice specifically noted that a public hearing was scheduled for October 13, 2016, to hear objections or file a remonstrance to approval of the new assessment area. Pursuant to statute, a minimum of 50% of the affected property owners must remonstrate to deny the formation of the new assessment area.

RECOMMENDATION:

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

Respectfully submitted,

Wendi Coryell, Service District Specialist, CCSD#5

In the Matter of the Formation
of an Assessment Area 15-16
(Oakmont 6-Lot Subdivision) Within
Clackamas County Service District
No. 5, Clackamas County, Oregon

ORDER NO.
Page 1 of 2

This matter coming before the Board of County Commissioners, acting as the governing body of Clackamas County Service District No. 5 "District" and it appearing to the "Board", that the properties within Assessment Area 15-16, Oakmont 6-Lot Subdivision, 5210 SE Roethe Rd., have requested street light service, and that the formation of new assessment areas within the District is necessary for the installation of street lights; and

It further appearing to the Board that the method of financing construction, operation, and maintenance of service facilities is to be assessments against property benefited by street light facilities; and

It further appearing to the Board that rates for street lighting as established by Order No. 2015-71 and subsequent rate change Orders shall be applied to Assessment Area 15-16, Oakmont 6-Lot Subdivision, with fractional year assessments pro-rated from the date of installation and in accordance with Order Number 94-1368 pursuant to ORS 451.495 as follows:

Rate Schedule C: \$71.55 per tax lot each year, applied to residential properties; and

It further appearing to the Board that the lots in the rate schedules receive an equal benefit for street lighting services; and

It further appearing to the Board that the Department of Transportation and Development has given notice of public hearing as required by Order Number 94-1368 and ORS 451.495, and that said public hearing was duly held on the 13th day of October, 2016, and that the District did not receive written objections prior to the conclusion of the hearing from more than 50% of the property owners representing more than 50% of the affected property, now therefore:

In the Matter of the Formation
of an Assessment Area 15-16
(Oakmont 6-Lot Subdivision) Within
Clackamas County Service District
No. 5, Clackamas County, Oregon

ORDER NO.
Page 2 of 2

IT IS HEREBY ORDERED that properties in the
Assessment Area as described below be subject to an assessment for street lighting:

Assessment Area 15-16 All lots in the Oakmont 6-Lot Subdivision development,
22E07DC01400; and

IT IS FURTHER ORDERED that an assessment
roll be prepared by the Department of Transportation and Development for Clackamas
County showing the amount of each yearly assessment, the property against which it has
been assessed, the owner thereof, and such additional information as is required to keep a
complete and permanent record of the assessment; and

IT IS FURTHER ORDERED that the Department
of Transportation and Development proceed to construct the street lighting facilities in
accordance with District rules and guidelines.

Dated this ____ day of _____, 2016.

CLACKAMAS COUNTY BOARD OF COMMISSIONERS
Acting as the governing body of
Clackamas County Service District No. 5

Chair

Recording Secretary



M. BARBARA CARTMILL
DIRECTOR

DEPARTMENT OF TRANSPORTATION AND DEVELOPMENT

DEVELOPMENT SERVICES BUILDING

150 BEAVERCREEK ROAD OREGON CITY, OR 97045

October 13, 2016

Board of County Commissioners
Clackamas County

Members of the Board:

Board Order and Public Hearing Forming a Three Lot Assessment Area
Within Clackamas County Service District No. 5, Assessment
28-16 Three Lot Partition

Purpose/Outcomes	Approval of this Board Order will create a new assessment area in Clackamas County Service District No. 5. This process is necessary and customary with new development to allow for the installation of adequate street lights.
Dollar Amount and Fiscal Impact	Operational costs for street lighting is paid by direct assessment against benefited property. As a result of the signing of this Board Order, Clackamas County Service District No. 5 will add the attached area to the assessment rolls for the District. This area falls under rate schedule B; the current rate for this schedule is \$51.03 per tax lot each year.
Funding Source	Assessments for street lighting will be levied against the properties within this area effective on the installation date furnished to the district by Portland General Electric Company as the official date that the properties within this area began receiving service.
Duration	N/A
Previous Board Contact	None
Strategic Plan Alignment	Promotes a safe, healthy and secure community through the enhanced nighttime visibility created with new street lighting.
Contact Person	Wendi Coryell, Service District Specialist - DTD Engineering 503-742-4657 (Phone) wendicor@clackamas.us
Contract No.	None

BACKGROUND:

Street lighting is a condition of approval for new developments within Service District No. 5. As such, it has been included as a condition of approval for this development. Even though commercial/multi-family assessment areas may be comprised of only one to several tax lots, they frequently encompass significant stretches of road frontage in areas that will benefit significantly from street lighting. Notice of the time and place of the hearing was mailed by first class mail to the current addresses as listed by the Clackamas County Assessment office. The notice specifically noted that a public hearing was scheduled for October 13, 2016, to hear objections or file a remonstrance to approval of the new assessment area. Pursuant to statute, a minimum of 50% of the affected property owners must remonstrate to deny the formation of the new assessment area.

RECOMMENDATION:

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

Respectfully submitted,

Wendi Coryell, Service District Specialist, CCSD#5

In the Matter of the Formation
of an Assessment Area 28-16
(Three Lot Partition) Within
Clackamas County Service District
No. 5, Clackamas County, Oregon

ORDER NO.
Page 1 of 2

This matter coming before the Board of County Commissioners, acting as the governing body of Clackamas County Service District No. 5 "District" and it appearing to the "Board", that the properties within Assessment Area 28-16, Three Lot Partition, 12E29CD01500, have requested street light service, and that the formation of new assessment areas within the District is necessary for the installation of street lights; and

It further appearing to the Board that the method of financing construction, operation, and maintenance of service facilities is to be assessments against property benefited by street light facilities; and

It further appearing to the Board that rates for street lighting as established by Order No. 2015-71 and subsequent rate change Orders shall be applied to Assessment Area 28-16, Three Lot Partition, with fractional year assessments pro-rated from the date of installation and in accordance with Order Number 94-1368 pursuant to ORS 451.495 as follows:

Rate Schedule B: \$51.03 per tax lot each year, applied to residential properties; and

It further appearing to the Board that the lots in the rate schedules receive an equal benefit for street lighting services; and

It further appearing to the Board that the Department of Transportation and Development has given notice of public hearing as required by Order Number 94-1368 and ORS 451.495, and that said public hearing was duly held on the 13th day of October, 2016, and that the District did not receive written objections prior to the conclusion of the hearing from more than 50% of the property owners representing more than 50% of the affected property, now therefore:

In the Matter of the Formation
of an Assessment Area 28-16
(Three Lot Partition) Within
Clackamas County Service District
No. 5, Clackamas County, Oregon

ORDER NO.
Page 2 of 2

IT IS HEREBY ORDERED that properties in the
Assessment Area as described below be subject to an assessment for street lighting:

Assessment Area 28-16 All lots in the Three Lot Partition development,
12E29CD01500; and

IT IS FURTHER ORDERED that an assessment
roll be prepared by the Department of Transportation and Development for Clackamas
County showing the amount of each yearly assessment, the property against which it has
been assessed, the owner thereof, and such additional information as is required to keep a
complete and permanent record of the assessment; and

IT IS FURTHER ORDERED that the Department
of Transportation and Development proceed to construct the street lighting facilities in
accordance with District rules and guidelines.

Dated this ____ day of _____, 2016.

CLACKAMAS COUNTY BOARD OF COMMISSIONERS
Acting as the governing body of
Clackamas County Service District No. 5

Chair

Recording Secretary



M. BARBARA CARTMILL
DIRECTOR

DEPARTMENT OF TRANSPORTATION AND DEVELOPMENT

DEVELOPMENT SERVICES BUILDING

150 BEAVERCREEK ROAD OREGON CITY, OR 97045

October 13, 2016

Board of County Commissioners
Clackamas County

Members of the Board:

Board Order and Public Hearing Forming a Three Lot Assessment Area
Within Clackamas County Service District No. 5, Assessment
31-16 Three Lot Partition

Purpose/Outcomes	Approval of this Board Order will create a new assessment area in Clackamas County Service District No. 5. This process is necessary and customary with new development to allow for the installation of adequate street lights.
Dollar Amount and Fiscal Impact	Operational costs for street lighting is paid by direct assessment against benefited property. As a result of the signing of this Board Order, Clackamas County Service District No. 5 will add the attached area to the assessment rolls for the District. This area falls under rate schedule B; the current rate for this schedule is \$51.03 per tax lot each year.
Funding Source	Assessments for street lighting will be levied against the properties within this area effective on the installation date furnished to the district by Portland General Electric Company as the official date that the properties within this area began receiving service.
Duration	N/A
Previous Board Contact	None
Strategic Plan Alignment	Promotes a safe, healthy and secure community through the enhanced nighttime visibility created with new street lighting.
Contact Person	Wendi Coryell, Service District Specialist - DTD Engineering 503-742-4657 (Phone) wendicor@clackamas.us
Contract No.	None

BACKGROUND:

Street lighting is a condition of approval for new developments within Service District No. 5. As such, it has been included as a condition of approval for this development. Even though commercial/multi-family assessment areas may be comprised of only one to several tax lots, they frequently encompass significant stretches of road frontage in areas that will benefit significantly from street lighting. Notice of the time and place of the hearing was mailed by first class mail to the current addresses as listed by the Clackamas County Assessment office. The notice specifically noted that a public hearing was scheduled for October 13, 2016, to hear objections or file a remonstrance to approval of the new assessment area. Pursuant to statute, a minimum of 50% of the affected property owners must remonstrate to deny the formation of the new assessment area.

RECOMMENDATION:

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

Respectfully submitted,

Wendi Coryell, Service District Specialist, CCSD#5

In the Matter of the Formation
of an Assessment Area 31-16
(Three Lot Partition) Within
Clackamas County Service District
No. 5, Clackamas County, Oregon

ORDER NO.
Page 1 of 2

This matter coming before the Board of County Commissioners, acting as the governing body of Clackamas County Service District No. 5 "District" and it appearing to the "Board", that the properties within Assessment Area 31-16, Three Lot Partition, 4115 SE Vineyard Rd., have requested street light service, and that the formation of new assessment areas within the District is necessary for the installation of street lights; and

It further appearing to the Board that the method of financing construction, operation, and maintenance of service facilities is to be assessments against property benefited by street light facilities; and

It further appearing to the Board that rates for street lighting as established by Order No. 2015-71 and subsequent rate change Orders shall be applied to Assessment Area 31-16, Three Lot Partition, with fractional year assessments pro-rated from the date of installation and in accordance with Order Number 94-1368 pursuant to ORS 451.495 as follows:

Rate Schedule B: \$51.03 per tax lot each year, applied to residential properties; and

It further appearing to the Board that the lots in the rate schedules receive an equal benefit for street lighting services; and

It further appearing to the Board that the Department of Transportation and Development has given notice of public hearing as required by Order Number 94-1368 and ORS 451.495, and that said public hearing was duly held on the 13th day of October, 2016, and that the District did not receive written objections prior to the conclusion of the hearing from more than 50% of the property owners representing more than 50% of the affected property, now therefore:

In the Matter of the Formation
of an Assessment Area 31-16
(Three Lot Partition) Within
Clackamas County Service District
No. 5, Clackamas County, Oregon

ORDER NO.
Page 2 of 2

IT IS HEREBY ORDERED that properties in the
Assessment Area as described below be subject to an assessment for street lighting:

Assessment Area 31-16 All lots in the Three Lot Partition development,
21E12DD00400; and

IT IS FURTHER ORDERED that an assessment
roll be prepared by the Department of Transportation and Development for Clackamas
County showing the amount of each yearly assessment, the property against which it has
been assessed, the owner thereof, and such additional information as is required to keep a
complete and permanent record of the assessment; and

IT IS FURTHER ORDERED that the Department
of Transportation and Development proceed to construct the street lighting facilities in
accordance with District rules and guidelines.

Dated this ____ day of _____, 2016.

CLACKAMAS COUNTY BOARD OF COMMISSIONERS
Acting as the governing body of
Clackamas County Service District No. 5

Chair

Recording Secretary

October 13, 2016

Board of County Commissioner
Clackamas County

Members of the Board:

Approval of an Agency Services Contract with
ColumbiaCare Services, Inc. for rental assistance services

Purpose/Outcomes	This contractor provides rental assistance services that will assist eligible residents in Clackamas County to secure permanent housing.
Dollar Amount and Fiscal Impact	The contract maximum is \$72,000
Funding Source	Oregon Health Authority 2015-2017 Community Mental Health Program (CMHP) Intergovernmental Agreement #147783 No County general funds are involved.
Duration	Effective upon signature and terminates on June 30, 2017
Previous Board Action	N/A
Strategic Plan Alignment	1. Individuals and families in need are healthy and safe. 2. Ensure safe, healthy and secure communities.
Contact Person	Mary Rumbaugh, Director–Behavioral Health Division (503) 742-5305
Contract No.	7673

BACKGROUND:

The Behavioral Health Division of the Health, Housing & Human Services Department requests the approval of an Agency Service Contract with ColumbiaCare Services, Inc to provide Rental Assistance Services to residents of Clackamas County. The Behavioral Health Division has held contracts with ColumbiaCare Services, Inc. for several years. This contract is for a new program that will provide services that focus on securing permanent housing and supporting the landlord-tenant relationship.

This contract is effective upon signature and continues through June 30, 2017. This contract was reviewed and approved by County Counsel on August 9, 2016.

RECOMMENDATION:

Staff recommends the Board approval of this contract and authorizes Richard Swift, H3S Director to sign on behalf of Clackamas County.

Respectfully submitted,

Richard Swift, Director
Health, Housing and Human Services Department

AGENCY SERVICE CONTRACT

Contract # 7673

This Agency Service Contract is between Clackamas County acting by and through its Health, Housing and Human Services Department, Behavioral Health Division, hereinafter called "COUNTY," and COLUMBIA CARE, INC., hereinafter called "AGENCY". Throughout this contract and all exhibits, the term "DEPARTMENT" shall refer to and mean the State of Oregon, Oregon Health Authority, and "this agreement" means Contract #7673 and all exhibits.

CONTRACT

1.0 Engagement

COUNTY hereby engages AGENCY to provide *rental assistance services* as more fully described in Exhibit B, Scope of Work, attached hereto and incorporated herein.

2.0 Term

Services provided under the terms of this contract shall commence **upon signature** and shall terminate **June 30, 2017** unless terminated by one or both parties as provided for in paragraph 6.0 below.

Compensation and Fiscal Records

3.1 Compensation. COUNTY shall compensate AGENCY as specified in Exhibit C, Compensation. The payment shall be full compensation for work performed, for services rendered, and for all labor, materials, supplies, equipment, mileage, and incidentals necessary to perform the work and services.

Maximum payment to AGENCY shall not exceed **\$72,000.00**

3.2 Withholding of Contract Payments. Notwithstanding any other payment provision of this contract, should AGENCY fail to submit required reports when due, or submit reports which appear patently inaccurate or inadequate on their face, or fail to perform or document the performance of contracted services, COUNTY shall immediately withhold payments hereunder. Such withholding of payment for cause may continue until AGENCY submits required reports, performs required services, or establishes to COUNTY's satisfaction that such failure arose out of causes beyond the control, and without the fault or negligence, of AGENCY.

3.3 Financial Records. AGENCY and its subcontractors shall maintain complete and legible financial records pertaining in whole or in part to this contract. Such records shall be maintained in accordance with Generally Accepted Accounting Principles and/or other applicable accounting guidelines. Financial records and supporting documents shall be retained for at least six (6) years or such period as may be required by applicable law, following final payment is made under this agreement or until all pending matters are resolved, whichever period is longer. If an audit of financial records discloses that payments to AGENCY were in excess of the amount to which AGENCY was entitled, AGENCY shall repay the amount of the excess to COUNTY.

3.4 Access to Records and Facilities. COUNTY, DEPARTMENT, the Secretary of State's Office of the State of Oregon, the Federal Government, and their duly authorized representatives shall have access to the books, documents, papers and records of AGENCY that are directly related to this contract, the funds paid to AGENCY hereunder, or any services delivered hereunder for the purpose of making audits, examinations, excerpts, and transcripts. In addition, AGENCY shall permit authorized representatives of COUNTY and DEPARTMENT to perform site reviews of all services delivered by AGENCY hereunder.

3.4.1 AGENCY shall maintain up-to-date accounting records that accurately reflect all revenue by source, all expenses by object of expense, and all assets, liabilities and equities consistent with Generally Accepted

COLUMBIA CARE SERVICES, INC

Agency Services Contract #7673-Rental Assistance

Page 2 of 20

Accounting Principles and Oregon Administrative Rules. AGENCY shall make reports and fiscal data generated under and for this agreement available to COUNTY upon request.

3.4.2 COUNTY may conduct a fiscal compliance review of AGENCY as part of compliance monitoring of this agreement. AGENCY agrees to provide, upon reasonable notice, access to all financial books, documents, papers and records of AGENCY which are pertinent to this agreement to ensure appropriate expenditure of funds under this agreement. COUNTY shall monitor compliance with COUNTY's financial reporting and accounting requirements.

3.4.3 AGENCY may be subject to audit requirements. AGENCY agrees that audits must be conducted by Certified Public Accountants who satisfy the independence requirement outlined in the rules of the American Institute of Certified Public Accountants (Rule 101 of the AICPA Code of Professional Conduct), the Oregon State Board of Accountancy, the independence rules contained within Governmental Auditing Standards (1994 Revision), and rules promulgated by other federal, state and local government agencies with jurisdiction over AGENCY.

3.4.4 AGENCY shall establish and maintain systematic written procedures to assure timely and appropriate resolution of review or audit findings and recommendations. AGENCY shall make such procedures and documentation of resolution of audit findings available to COUNTY upon request.

4.0 Manner of Performance

4.1 Compliance with Applicable Laws and Regulations and Special Federal Requirements. AGENCY shall comply with all Federal, State, local laws, rules, and regulations applicable to the work to be performed under this contract, including, but not limited to, all applicable Federal and State civil rights and rehabilitation statutes, rules and regulations, and as listed in Exhibit D, paragraph 9. Compliance with Applicable Law, attached hereto and incorporated herein by this reference. AGENCY shall comply with Oregon Administrative Rule (OAR) 410-120-1380, which establishes the requirements for compliance with Section 4751 of Omnibus Budget Reconciliation Act (OBRA) 1991 and ORS 127-649, Patient Self-Determination Act.

4.1.1 AGENCY must, throughout the duration of this Contract and any extensions, comply with all tax laws of this state and all applicable tax laws of any political subdivision of this state. Any violation of this section shall constitute a material breach of this Contract. Further, any violation of AGENCY'S warranty, in this Contract that AGENCY has complied with the tax laws of this state and the applicable tax laws of any political subdivision of this state also shall constitute a material breach of this Contract. Any violation shall entitle AGENCY to terminate this Contract, to pursue and recover any and all damages that arise from the breach and the termination of this Contract, and to pursue any or all of the remedies available under this Contract, at law, or in equity, including but not limited to:

- (i) Termination of this Contract, in whole or in part;
- (ii) Exercise of the right of setoff, and withholding of amounts otherwise due and owing to AGENCY, in an amount equal to COUNTY'S setoff right, without penalty; and
- (iii) Initiation of an action or proceeding for damages, specific performance, declaratory or injunctive relief. COUNTY shall be entitled to recover any and all damages suffered as the result of AGENCY'S breach of this Contract, including but not limited to direct, indirect, incidental and consequential damages, costs of cure, and costs incurred in securing replacement performance.
- (iv) These remedies are cumulative to the extent the remedies are not inconsistent, and COUNTY may pursue any remedy or remedies singly, collectively, successively, or in any order whatsoever.

4.2 Precedence. Where a requirement is listed both in the main boilerplate of this contract and in an exhibit, the exhibit shall take precedence.

COLUMBIA CARE SERVICES, INC

Agency Services Contract #7673-Rental Assistance

Page 3 of 20

4.3 Subcontracts. AGENCY shall not enter into any subcontracts for any of the work scheduled under this contract without obtaining prior written approval from COUNTY.

4.4 Independent Contractor. AGENCY certifies that it is an independent contractor and not an employee or agent of COUNTY, State, or Federal Government as those terms are used in ORS 30.265. Responsibility for all taxes, assessments, and any other charges imposed upon employers shall be the sole responsibility of AGENCY.

4.5. Tax Laws. The AGENCY represents and warrants that, for a period of no fewer than six calendar years preceding the effective date of this Contract, has faithfully complied with:

- (i) All tax laws of this state, including but not limited to ORS 305.620 and ORS chapters 316, 317, and 318;
- (ii) Any tax provisions imposed by a political subdivision of this state that applied to AGENCY, to AGENCY'S property, operations, receipts, or income, or to AGENCY'S performance of or compensation for any work performed by AGENCY;
- (iii) Any tax provisions imposed by a political subdivision of this state that applied to AGENCY, or to goods, services, or property, whether tangible or intangible, provided by AGENCY; and
- (iv) Any rules, regulations, charter provisions, or ordinances that implemented or enforced any of the foregoing tax laws or provisions.

5.0 General Conditions

5.1 Indemnification. AGENCY agrees to indemnify, save, hold harmless, and defend COUNTY, its officers, commissioners and employees from and against all claims and actions, and all expenses incidental to the investigation and defense thereof, arising out of actions, suits, claims or demand attributable in whole or in part to the acts or omissions of AGENCY, and AGENCY's officers, agents, and employees, in performance of this contract.

AGENCY shall defend, save, hold harmless and indemnify the State of Oregon, AMH and their officers, agents and employees from and against all claims, suits, actions, damages, liabilities, costs and expenses of whatsoever nature resulting from, arising out of, or relating to the activities or omissions of AGENCY, or its agents or employees under this contract.

If AGENCY is a public body, AGENCY's liability under this contract is subject to the limitations of the Oregon Tort Claims Act.

5.2 Insurance. During the term of this agreement, AGENCY shall maintain in force, at its own expense, each insurance noted below:

5.2.1 Commercial General Liability

Required by COUNTY Not required by COUNTY

AGENCY shall obtain, at AGENCY's expense, and keep in effect during the term of this Agreement, Commercial General Liability Insurance covering bodily injury and property damage on an "occurrence" form in the amount of not less than \$1,000,000 per occurrence/\$3,000,000 general aggregate for the protection of COUNTY, its officers, commissioners, and employees. This coverage shall include Contractual Liability insurance for the indemnity provided under this Agreement. This policy(s) shall be primary insurance as respects to the COUNTY. Any insurance or self-insurance maintained by COUNTY shall be excess and shall not contribute it.

5.2.2 Commercial Automobile Liability

COLUMBIA CARE SERVICES, INC

Agency Services Contract #7673-Rental Assistance

Page 4 of 20

Required by COUNTY Not required by COUNTY AGENCY shall also obtain at AGENCY's expense, and keep in effect during the term of the Agreement, Commercial Automobile Liability coverage including coverage for all owned, hired, and non-owned vehicles. The combined single limit per occurrence shall not be less than \$2,000,000, or AGENCY shall obtain at AGENCY expense, and keep in effect during the term of the contract, Personal auto coverage. The limits shall be no less than \$250,000/occurrence, \$500,000/aggregate, and \$100,000 property damage.

5.2.3 Professional Liability

Required by COUNTY Not required by COUNTY

AGENCY agrees to furnish COUNTY evidence of professional liability insurance in the amount of not less than \$1,000,000 combined single limit per occurrence/\$3,000,000 general annual aggregate for malpractice or errors and omissions coverage for the protection of COUNTY, its officers, commissioners and employees against liability for damages because of personal injury, bodily injury, death, or damage to property, including loss of use thereof, and damages because of negligent acts, errors and omissions in any way related to this Agreement. COUNTY, at its option, may require a complete copy of the above policy.

5.2.4 Tail Coverage. If liability insurance is arranged on a "claims made" basis, "tail" coverage will be required at the completion of this contract for a duration of thirty-six (36) months or the maximum time period the AGENCY's insurer will provide "tail" coverage as subscribed, or continuous "claims made" liability coverage for thirty-six (36) months following the contract completion. Continuous "claims made" coverage will be acceptable in lieu of "tail" coverage provided its retroactive date is on or before the effective date of this contract.

5.2.5 Additional Insured Provisions. The insurance, other than the professional liability insurance, Workers' Compensation, and Personal Automobile Liability insurance, shall include "Clackamas County, its commissioners, agents, officers, and employees" as an additional insured.

5.2.6 Notice of Cancellation. There shall be no cancellation, material change, exhaustion of aggregate limits or intent not to renew insurance coverage without 60 days written notice to COUNTY. Any failure to comply with this provision will not affect the insurance coverage provided to COUNTY. The 60 days' notice of cancellation provision shall be physically endorsed on to the policy.

5.2.7 Insurance Carrier Rating. Coverages provided by AGENCY must be underwritten by an insurance company deemed acceptable by COUNTY. Insurance coverage shall be provided by companies admitted to do business in Oregon or, in the alternative, rated A- or better by Best's Insurance Rating. COUNTY reserves the right to reject all or any insurance carrier(s) with an unacceptable financial rating.

5.2.8 Certificates of Insurance. As evidence of the insurance coverage required by this contract, AGENCY shall furnish a Certificate of Insurance to COUNTY. No contract shall be in effect until the required certificates have been received, approved and accepted by COUNTY. A renewal certificate will be sent to COUNTY 10 days prior to coverage expiration.

5.2.9 Primary Coverage Clarification. AGENCY's coverage will be primary in the event of a loss and will not seek contribution from any insurance or self-insurance maintained by, or provided to, the additional insureds listed above..

5.2.10 Cross Liability Clause. A cross-liability or separation of insureds condition will be included in all general liability, professional liability, and errors and omissions policies required by this contract.

5.2.11 Waiver of Subrogation. AGENCY agrees to waive their rights of subrogation arising from the work performed under this contract.

5.3 Governing Law; Consent to Jurisdiction. This agreement shall be governed by and construed in accordance with the laws of the State of Oregon. Any claim, action, or suit between COUNTY and AGENCY that arises out of or relates to performance under this agreement shall be brought and conducted solely and exclusively within the Circuit Court for Clackamas County, State of Oregon. Provided, however,

COLUMBIA CARE SERVICES, INC

Agency Services Contract #7673-Rental Assistance

Page 5 of 20

that if any such claim, action or suit may be brought only in a federal forum, it shall be brought and conducted solely and exclusively within the United States District Court for the District of Oregon. AGENCY by execution of this agreement consents to the in personal jurisdiction of said courts.

5.4 Amendments. The terms of this contract shall not be waived, altered, modified, supplemented or amended, in any manner whatsoever, except by written instrument signed by AGENCY and COUNTY.

5.5 Severability. If any term or provision of this contract is declared by a court of competent jurisdiction to be illegal or in conflict with any law, the validity of the remaining terms or provisions shall not be affected, and the rights and obligations of the parties shall be construed and enforced as if the contract did not contain the particular term or provision held to be invalid.

5.6 Waiver. The failure of either party to enforce any provision of this contract shall not constitute a waiver of that or any other provision.

5.7 Future Support. COUNTY makes no commitment of future support and assumes no obligation for future support of the activity contracted herein except as set forth in this contract.

5.8 Oregon Constitutional Limitations. This contract is expressly subject to the debt limitation of Oregon counties set forth in Article XI, Section 10 of the Oregon Constitution, and is contingent upon funds being appropriated therefore. Any provision herein, which would conflict with such law, is deemed inoperative to that extent.

5.9 Oregon Public Contracting Requirements. Pursuant to the requirements of ORS 279B.020 and ORS 279B.220 through 279B.235 the following terms and conditions are made a part of this contract:

5.9.1 AGENCY shall:

- (i) Make payments promptly, as due, to all persons supplying to AGENCY labor or materials for the prosecution of the work provided for in this contract.
- (ii) Pay all contributions or amounts due the Industrial Accident Fund from such agency or subcontractor incurred in performance of this contract.
- (iii) Not permit any lien or claim to be filed or prosecuted against COUNTY on account of any labor or material furnished.
- (iv) Pay to the Department of Revenue all sums withheld from employees pursuant to ORS 316.167.

5.9.2 If AGENCY fails, neglects, or refuses to make prompt payment of any claim for labor or services furnished to AGENCY or a subcontractor by any person in connection with this contract as such claim becomes due, the proper officer representing COUNTY may pay such claim to the person furnishing the labor or services and charge the amount of the payment against funds due or to become due AGENCY by reason of this contract.

5.9.3 No person shall be employed for more than ten (10) hours in any one day, or more than forty (40) hours in any one week, except in cases of necessity, emergency or where the public policy absolutely requires it, and in such cases, except in cases of contracts for personal services as defined in ORS 279A.055, the employee shall be paid at least time and one-half pay:

- (i) for all overtime in excess of eight (8) hours a day or 40 hours in any one week when the work week is five consecutive days, Monday through Friday;
- (ii) for all overtime in excess of 10 hours in any one day or 40 hours in any one week when the work week is four consecutive days, Monday through Friday; and
- (iii) for all work performed on Saturday and on any legal holiday specified in ORS 279B.020.

COLUMBIA CARE SERVICES, INC

Agency Services Contract #7673-Rental Assistance

Page 6 of 20

5.9.4 AGENCY shall pay employees at least time and a half for all overtime work performed under this agreement in excess of 40 hours in any one week, except for individuals under person services contracts who are excluded under ORS 653.010 to 653.261 and the Fair Labor Standards Act of 1938 (29 U.S.C. 201 to 209) from receiving overtime.

5.9.5 As required by ORS 279B.230, AGENCY shall promptly, as due, make payment to any person, copartnership, association, or corporation furnishing medical, surgical, and hospital care services or other needed care and attention, incident to sickness or injury, to the employees of AGENCY, of all sums that AGENCY agrees to pay for the services and all moneys and sums that AGENCY collected or deducted from the wages of its employees under any law, contract or agreement for the purpose of providing or paying for the services.

5.9.6 Workers' Compensation. All subject employers working under this agreement must either maintain workers' compensation insurance as required by ORS 656.017, or qualify for an exemption under ORS 656.126. AGENCY shall maintain employer's liability insurance with limits of \$500,000 each accident, \$500,000 disease each employee, and \$500,000 each policy limit.

5.10 Ownership of Work Product. All work products of the AGENCY which result from this contract are the exclusive property of COUNTY.

5.11 Integration. This contract contains the entire agreement between COUNTY and AGENCY and supersedes all prior written or oral discussions or agreements.

5.12 Successors in Interest. The provisions of this contract shall not be binding upon or inure to the benefit of AGENCY's successors in interest without COUNTY's explicit written consent.

6.0 Termination

6.1 Termination Without Cause. This contract may be terminated by mutual consent of both parties, or by either party, upon ninety (90) days' notice, in writing delivered by certified mail or in person.

6.2 Termination With Cause. COUNTY may terminate this contract effective upon delivery of written notice to AGENCY, or at such later date as may be established by COUNTY, under any of the following conditions:

6.2.1 Terms of the HealthShare Risk Accepting Entity Agreement are modified, changed or interpreted in such a way that the services are no longer allowable or appropriate for purchase under this contract or are no longer eligible for the funding authorized by this contract.

6.2.2 The termination, suspension or expiration of the HealthShare Risk Accepting Entity Agreement.

6.2.3 COUNTY funding from Federal, State, or other sources is not obtained and continued at levels sufficient to allow for purchase of the indicated quantity of services. The contract may be modified to accommodate a reduction in funds.

6.2.4 COUNTY has evidence that AGENCY has endangered or is endangering the health or safety of clients, staff or the public. AGENCY shall ensure the orderly and reasonable transfer of care in progress with consumers and shall work with COUNTY staff to accomplish the same.

6.2.5 The lapse, relinquishment, suspension, expiration, cancellation or termination of any required license, certification or qualification of AGENCY, or the lapse relinquishment, suspension, expiration, cancellation or termination of AGENCY's insurance as required in this contract.

6.2.6 AGENCY's filing for protection under United States Bankruptcy Code, the appointment of a receiver to manage AGENCY's affairs, or the judicial declaration that AGENCY is insolvent.

COLUMBIA CARE SERVICES, INC

Agency Services Contract #7673-Rental Assistance

Page 7 of 20

6.2.7 AGENCY fails to perform any of the other provisions of this contract, or fails to pursue the work of this contract in accordance with its terms, and after written notice from the COUNTY, fails to correct such failures within ten (10) business days or such longer period as COUNTY may authorize.

6.2.8 Debarment and Suspension. COUNTY shall not permit any person or entity to be an AGENCY if the person or entity is listed on the non-procurement portion of the General Service Administration's "List of Parties Excluded from Federal Procurement or Non-procurement Programs" in accordance with Executive Orders No. 12,549 and No. 12,689, "Debarment and Suspension". (See 45 CFR part 76). This list contains the names of parties debarred, suspended, or otherwise excluded by agencies, and contractors declared ineligible under statutory authority other than Executive Order No. 12549. COUNTY shall require all AGENCYS with awards that exceed the simplified acquisition threshold to provide the required certification regarding their exclusion status and that of their principals prior to award.

6.3 Notice of Default. COUNTY may also issue a written notice of default (including breach of contract) to AGENCY and terminate the whole or any part of this contract if AGENCY substantially fails to perform the specific provisions of this contract. The rights and remedies of COUNTY related to default (including breach of contract) by AGENCY shall not be exclusive and are in addition to any other rights and remedies provided by law or under this contract.

6.4 Transition. Any such termination of this contract shall be without prejudice to any obligations or liabilities of either party already accrued prior to such termination.

COLUMBIA CARE SERVICES, INC

Agency Services Contract #7673-Rental Assistance
Page 8 of 20

7.0 Notices

If to AGENCY:

Columbia Care Services, Inc.
3587 Heathrow Way
Medford, OR 97504

If to COUNTY:

Clackamas County Behavioral Health Division
Attention: Contract Administration
2051 Kaen Road, Suite 154
Oregon City, OR 97045

This contract consists of seven (7) sections plus the following exhibits and attachments which by this reference are incorporated herein:

Exhibit A	Definitions
Exhibit B	Scope of Work
Exhibit C	Compensation and Payment
Exhibit D	General Terms and Conditions
Exhibit E	Special Terms and Conditions
Attachment 1	Invoice Template
Attachment 2	Report Template

IN WITNESS WHEREOF, the parties hereto have caused this agreement to be executed by their duly authorized officers.

COLUMBIA CARE SERVICES, INC.

By: 
Robert Beckett, Executive Director

Date 9/28/16
3587 Heathrow Way
Street Address
Medford, Oregon 97504
City/State/Zip
(541)858-8170 (541)858-8167
Phone / Fax

CLACKAMAS COUNTY

Commissioner: John Ludlow, Chair
Commissioner: Jim Bernard
Commissioner: Paul Savas
Commissioner: Martha Schrader
Commissioner: Tootie Smith

Signing on Behalf of the Board:

Richard Swift, Director
Health, Housing and Human Services

Date

October 13, 2016

Board of Commissioners
Clackamas County

Members of the Board:

Approval of Intergovernmental Revenue Agreement with Oregon Dept of Education, Early Learning Division for Preschool Promise Start Up and Capacity Building

Purpose/Outcomes	Start Up Funds for Preschool Promise (materials, supplies, furniture etc)
Dollar Amount and Fiscal Impact	\$46,300 No County General Funds are involved
Funding Source	Oregon Dept of Education, Early Learning Division State Gen Fund
Duration	From July 1, 2016 through June 30, 2017
Previous Board Action	N/A
Strategic Plan Alignment	<ul style="list-style-type: none"> • Individuals and families in need are healthy and safe • Ensure safe, healthy and secure communities
Contact Person	Rodney A. Cook, 503-650-5677
Contract No.	Contract database # 7965

BACKGROUND:

The Children, Youth & Families Division of the Health, Housing and Human Services Department requests the approval of an Intergovernmental Agreement with Oregon Dept of Education, Early Learning Division for Preschool Promise Start Up funds. Start Up Funds are available for advertisement, curriculum materials, books and furniture etc. Preschool Promise creates quality childcare slots for disadvantaged families. Clackamas County was awarded 28 childcare slots.

No County General Funds are involved in this contract/agreement. It has been reviewed and approved by County Counsel. It becomes effective July 1, 2016 and terminates June 30, 2017. This contract/agreement \$46,300.

RECOMMENDATION:

Staff recommends the Board approval of this Agreement and authorizes Richard Swift, H3S Director to sign on behalf of Clackamas County.

Respectfully submitted,

Richard Swift, Director
Health, Housing & Human Services



Early Learning Division | 775 Summer St NE, Suite 300, Salem, OR 97301

Phone: 503-373-0066 | Fax: 503-947-1955

Grant Award Letter

for

Preschool Promise Start Up and Capacity Building

Grantor: Oregon Department of Education, Early Learning Division (ELD)

Grantee: Clackamas County, Clackamas Early Learning Hub

Grant Amount: \$46,300.00

I. GRANT TERM

All grant related activities must occur between July 1, 2016 and June 30, 2017. Grant fund claims must be submitted as outlined in section V. below. ELD must review, accept and approve each reimbursement claim submitted prior to funds release. The Request for Funding form is considered a reimbursement claim.

II. KEY ACTIVITIES

The Early Learning Hub (Hub) agrees to conduct the following Preschool Promise implementation related key activity:

- The Early Learning Hub will utilize and distribute the funds awarded as described in their Request for Funding Form, which is a separate form from this Grant Award Letter.

III. GRANT MANAGERS AND KEY CONTACTS

Clackamas Early Learning Hub
Rod Cook
Children, Youth and Families
Division
503-650-5677
rodcoo@co.clackamas.or.us

Early Learning Division
Gwyn Bachtle
Preschool Promise Program
Coordinator
503-947-0991
gwyn.bachtle@ode.state.or.us

IV. OWNERSHIP OF MATERIALS OR WORK PRODUCT - RECOVERY

All materials purchased specifically for the purpose of implementing a Preschool Promise program are owned by the State of Oregon.

OREGON DEPARTMENT OF EDUCATION

Kate Brown, Governor

- a. If a Preschool Promise program ceases to offer services to eligible families at any time during the 2016-17 program year (July 1, 2016 to June 30, 2017), the State of Oregon may recover classroom supplies, equipment, and other durable goods purchased with State funding. Recovery of these items will be made on a case-by-case discussion between ELD, the Hub and the Preschool Promise provider.
- b. Should a Preschool Promise provider cease operations at the end of any program year, recovery of all durable goods purchased with State funding will be made on a case-by-case discussion between the ELD, the Hub and the Preschool Promise provider.

V. DELIVERABLES

a.

Activities	Deliverables	Due Dates	Amount
Early Learning Hub will distribute funds in accordance with the Request for Funding Form.	1. Submit quarterly financial documents to the ELD that align with expenditures.	1. First report due by November 1, 2016. Second report by February 1, 2017. Third report by May 1, 2017. Fourth report by August 1, 2017.	Up to \$46,300.00
	2. Maintain Inventory List of materials purchased with this grant award.	2. Final inventory due August 1, 2017.	
Total Grant Award Amount			Up to \$46,300.00

- b. Hub shall maintain documentation of all expenditures and provide a quarterly expenditure report of amounts spent by each Preschool Promise provider.
- c. Hubs shall ensure that an inventory of all items purchased with State funds is maintained by the Preschool Promise program provider and is available for review at any time by the Hub fiscal agent and the ELD.
- d. Hub shall notify the ELD Key Contact by March 31, 2017 of a plan for expenditure of all State funds for the Preschool Promise program or unexpended balance for redistribution to other Early Learning Hubs.

VI. REIMBURSEMENT; GRANT DRAW DOWN; DOCUMENTATION

All invoices received from the Grantee must include a description of the deliverables in Section V and all required documentation to support the reimbursement claim. The Grantee must request funds on a monthly or quarterly basis using the Oregon Department of Education's Electronic Grant Management System (EGMS).

VII. OTHER CONDITIONS

The Grantee shall use the funds for the purposes described in this Grant Agreement and understands that any alternative use of funds must be authorized in advance in writing by the ELD Grant Manager.

Any significant changes in project or organizational leadership must be reported to the ELD Grant Manager within ten (10) calendar days of the change. Any changes that may have significant impact on grant activities and proposed outcomes must be negotiated with the ELD Grant Manager in writing in advance.

VIII. AUTHORIZED SIGNATURES

The undersigned, agree to all of the above terms and conditions related to this Grant Award Letter.

Kim Parker, Chief of Staff

Oregon Department of Education, Early Learning Division

Signature: _____ Date: _____

Clackamas County, Board of County Commssioners for

Clackamas Early Learning Hub

Signature: _____ Date: _____

(Has legal fiscal authority to sign)

October 13, 2016

Board of County Commissioner
Clackamas County

Members of the Board:

Approval to apply for the Service Area Competition (SAC), Section 330 Grant with Health Resources and Services Administration (HRSA) to continue providing Services as a Federally Qualified Health Center (FQHC)

Purpose/Outcomes	Improve the health of the underserved communities and vulnerable populations
Dollar Amount	Grant award of \$4,877,481.
Funding Source	No County General Funds are involved.
Duration	Effective May 1, 2017 and terminates on April 30, 2020
Previous Board Action	The Board last reviewed and approved this agreement on December 8, 2011, Agenda item 120811-A7
Strategic Plan Alignment	<ol style="list-style-type: none"> 1. Individuals and families in need are healthy and safe 2. Ensure safe, healthy and secure communities
Contact Person	Deborah Cockrell, Health Centers Director – 503-742-5495

BACKGROUND:

The Health Centers Division of the Health, Housing & Human Services Department requests the approval to apply for the Service Area Competition (SAC), Section 330 Grant with Health Resources and Services Administration (HRSA).

The purpose of this grant program is to improve the health of the underserved communities and vulnerable populations by assuring continued access to comprehensive, culturally competent, quality primary health care services. These grant funds will continue to support costs such as salaries, fringe, supplies, equipment, continuing education, office space, utilities, travel expenses, and Division/County indirect charges associated with delivering primary care and related services.

County Counsel reviewed this document on October 13, 2016. No County General Funds are involved. It is effective May 1, 2017 and terminates on April 30, 2020.

RECOMMENDATION:

Staff recommends the approval to apply for this HRSA SAC 330 Grant and further recommend that Richard Swift, H3S Director be authorized to sign on behalf of Clackamas County.

Respectfully submitted,

Richard Swift, Director
Health, Housing & Human Services

October 13, 2016

Board of County Commissioners
Clackamas County

Members of the Board:

Approval of the Proposed 2017-2021 Assessment of Fair Housing Plan

Purpose/Outcomes	Approval of the proposed 2017 – 2021 Assessment of Fair Housing Plan.
Dollar Amount and Fiscal Impact	600 hours of staff time to prepare and submit plan to HUD.
Funding Source	U.S. Department of Housing and Urban Development No County General Funds are involved.
Duration	Effective July 1, 2017 and terminates on June 30, 2021
Previous Board Action	A Public Hearing to review of the proposed Fair Housing Plan goals and to accept public testimony was held on September 15, 2016.
Strategic Plan Alignment	H3S – Sustainable and affordable housing County - Ensure safe, healthy and secure communities.
Contact Person	Chuck Robbins, Community Development Director - (503) 655-8591
Contract No.	N/A

BACKGROUND:

The Housing and Community Development Division of the Health, Housing and Human Services Department requests the approval of the 2017-2021 Assessment of Fair Housing Plan. As a recipient of Federal Community Development Block Grant, HOME investment Partnerships Program, and Emergency Solutions Grant funds from the U.S. Department of Housing and Urban Development (HUD) the County is required to comply with Federal Fair Housing Regulations. The Housing and Community Development Division (HCD) and the Housing Authority of Clackamas County (HACC) have completed the data analysis and extensive collaboration process to develop the 2017 – 2021 Assessment of Fair Housing Plan (AFH).

The completed AFH must be submitted to HUD for review 270 days prior to the start of the fiscal year which begins the 5-Year Consolidated Planning cycle. Approval of the AFH is required before HUD will release any of the federal funds covered by the Consolidated Plan.

The AFH has the following goals in priority order:

1. Develop new housing units with long-term affordability for a broad range of low-income households with an emphasis on dispersal of affordable housing.
2. Increase accessibility to affordable housing for persons with disabilities and single parent familial status households.

Healthy Families. Strong Communities.

3. Improve access to housing and services for all protected classes.
4. Enforce Fair Housing laws and Increase public understanding of Fair Housing laws.
5. Coordinate Fair Housing Advocacy and Enforcement efforts among regional partners
6. Ensure that all housing in Clackamas County is healthy and habitable.

The proposed AFH was available to the public for review and comment for 45 days from August 22 through October 10, 2016. All comments have been accepted and included in the AFH.

RECOMMENDATION:

Staff recommends that the Board of County Commissioners take the following actions:

- 1) Place approval of the 2017 – 2021 Assessment of Fair Housing Plan (AFH) on the Board of County Commissioners' consent agenda for adoption at the October 13, 2016 meeting.
- 2) Authorize the Director of the Housing and Community Development Division, Chuck Robbins to sign on behalf of Clackamas County all documents necessary for submitting, amending and reporting on the Assessment of Fair Housing Plan.

Respectfully submitted,

Richard Swift, Director
Health, Housing & Human Services

Attachments:

- Proposed 2017-2021 Assessment of Fair Housing Plan
- Appendices A, B, C and D.
- AFH Executive Summary

Clackamas County

2017 – 2021 Assessment of Fair Housing Report

Housing Authority of Clackamas County and
Housing and Community Development Division



Visit www.hud.gov/fairhousing or call the HUD Hotline
1-800-669-9777 (English/Español) 1-800-927-9275 (TTY)



Fair Housing Council of Oregon Website: www.FHCO.org



Assessment of Fair Housing Tool

Table of Contents

I.	Cover Sheet	
II.	Executive Summary.....	4
III.	Community Participation Process.....	6
IV.	Assessment of Past Goals and Actions.....	11
V.	Fair Housing Analysis.....	14
	A. Demographic Summary.....	16
	B. General Issues.....	17
	i. Segregation/Integration.....	17
	ii. Racially or Ethnically Concentrated Areas of Poverty (R/ECAPs)...	21
	iii. Disparities in Access to Opportunity.....	25
	iv. Disproportionate Housing Needs.....	35
	C. Publicly Supported Housing Analysis.....	39
	D. Disability and Access Analysis.....	48
	E. Fair Housing Enforcement, Outreach Capacity, and Resources Analysis...	53
VI.	Fair Housing Goals and Priorities.....	59
VII.	Appendices	
	Appendix A – HUD-Provided Maps	
	Appendix B – HUD-Provided Tables	
	Appendix C – List of Local Data Sources	
	Appendix D – Public Comments	

I. Cover Sheet

1. Submission date: **10/14/2016**
2. Submitter name: **Clackamas County Housing and Community Development Division**
3. Type of submission: **Joint Submission**
4. Type of program participant(s): **Consolidated plan participant and PHA**
5. For PHAs, Jurisdiction in which the program participant is located: **Clackamas County, Oregon**
6. Submitter members (if applicable): **NA**
7. Sole or lead submitter contact information:
 - a. Name: **Mark Sirois, MPA**
 - b. Title: **Project Coordinator**
 - c. Department: **Health, Housing and Human Services Department,
Housing and Community Development Division**
 - d. Street address: **2051 Kaen Road #245**
 - e. City: **Oregon City**
 - f. State: **Oregon**
 - g. Zip code: **97045**
8. Period covered by this assessment: **July 1, 2017 to June 30, 2021**
9. Initial, amended, or renewal AFH: **Initial AFH**
10. To the best of its knowledge and belief, the statements and information contained herein are true, accurate, and complete and the program participant has developed this AFH in compliance with the requirements of 24 C.F.R. §§ 5.150-5.180 or comparable replacement regulations of the Department of Housing and Urban Development;
11. The program participant will take meaningful actions to further the goals identified in its AFH conducted in accordance with the requirements in §§ 5.150 through 5.180 and 24 C.F.R. §§ 91.225(a)(1), 91.325(a)(1), 91.425(a)(1), 570.487(b)(1), 570.601, 903.7(o), and 903.15(d), as applicable.

All Joint and Regional Participants are bound by the certification, except that some of the analysis, goals or priorities included in the AFH may only apply to an individual program participant as expressly stated in the AFH.

(Signature) (date)

(Signature) (date)

12. Departmental acceptance or non-acceptance:

(Signature) (date)

II. Executive Summary

The Fair Housing Act was enacted in 1968. Recent changes to the Affirmatively Furthering Fair Housing Rule 24 CFR 5.150-5.180 were finalized by HUD on July 8, 2015. The 2016 Assessment of Fair Housing (AFH) in Clackamas County relied on census data provided by the U.S. Department of Housing and Urban Development (HUD), local information and community feedback through surveys and public meetings. The AFH was conducted jointly by the Housing Authority of Clackamas County and the Housing and Community Development Division.

HUD's newly developed AFH process has four nation-wide fair housing goals:

- 1) Reduce segregation, and build on the nation's increasing racial, geographic and economic diversity.
- 2) Eliminate racially and ethnically concentrated areas of poverty.
- 3) Reduce disparities in access to important community assets such as quality schools, job centers, and transit.
- 4) Narrow gaps that leave families with children, people with disabilities, and people of different races, colors, and national origins with more severe housing problems, aka., disproportionate housing needs.

The community participation process for selecting Clackamas County's fair housing goals included 10 public meetings, three separate surveys during April, May and June and consultations with 23 community agencies. A total of 310 people responded to a community survey, a public housing resident survey and a Spanish language survey. Some surveys were mailed to groups and all surveys were available on paper and online. A public notice was published in community newspapers notifying interested persons that a draft of the AFH document, AFH Goals and an executive summary was posted for a 30-day comment period that was extended to 45 days. The public notice also included an invitation to attend a public hearing on September 15th to provide testimony on the proposed AFH goals.

Community meeting discussions in April and May included a review of past fair housing goals, a review of some of the 2010 census data demographics provided by HUD, a comparison of county data to regional housing data and, a review of maps of the county areas that have high concentrations of minorities and concentrations low income households.

Contributing factors to the fair housing conditions were identified after a review of HUD data, comments during public meetings, community survey data and local housing data. Representatives of the Legal Aid Services of Oregon, the Fair Housing Council of Oregon, the Housing Authority of Clackamas County, the Social Services Division and the Housing and Community Development Division formed a work group to results of surveys, community meetings and HUD provided data to select the contributing factors listed below:

Contributing Factors to fair housing conditions listed in priority order include:

1. Lack of affordable, accessible housing in a range of unit sizes.
2. Availability of affordable units in a range of sizes.
3. Displacement of residents due to economic pressures.
4. Community Opposition.
5. Site selection policies, practices and decisions for publicly supported housing.
6. Lack of assistance for housing accessibility modifications.
7. Private Discrimination.
8. Lack of public fair housing enforcement.
9. Lack of resources for fair housing agencies and organizations.
10. Land Use and Zoning Laws.
11. Inaccessible sidewalks, pedestrian crossings, or other infrastructure.

The Contributing Factors listed above are similar to the fair housing choice impediments identified in 2012 which are listed here:

1. Violations of fair housing laws in renting and purchasing property
2. Lack of knowledge of fair housing laws, including confusion about ADA and fair housing laws
3. Patterns of disadvantage for minorities and other protected classes – location, income, education
4. Lack of suitable affordable (including subsidized) housing in general, and lack of choice by quality, accessibility, location, type of units and access to opportunities
5. Land use and other public policies may be barriers to developing affordable housing

The process of analysis to select the 2017-2021 AFH Goals for the jurisdiction was a series of meetings and discussions by the work group. Workgroup members reviewed past fair housing efforts, clarified the contributing factors in the jurisdiction and in the Portland metro region and discussed the HUD provided census maps and data. After review of the available data and discussion of what data was not available, work group members agreed to the following goals in priority order:

1. Develop new housing units with long-term affordability for a broad range of low-income households with an emphasis on dispersal of affordable housing.
2. Increase accessibility to affordable housing for persons with disabilities and single parent familial status households. (households with children under 18 yrs.).
3. Improve access to housing and services for all protected classes.
4. Enforce Fair Housing laws and Increase public understanding of Fair Housing laws.
5. Coordinate Fair Housing Advocacy and Enforcement Efforts among regional partners

6. Ensure that all housing in Clackamas County is healthy and habitable.

These AFH goals will become part of planning and performance reporting documents for the Housing Authority and the Housing and Community Development Division for the 2017 through 2021 program years. These AFH goals are similar to fair housing goals selected in 2012 listed here:

- Goal I: Fair housing laws are enforced
- Goal II: People and agencies/institutions know about fair housing
- Goal III: Integrative patterns are promoted
- Goal IV: Fair housing is attained regionally
- Goal V: All rental housing is habitable
- Goal VI: Actions are guided by local and regional data

Since 2012 the significant changes that have impacted Clackamas County include a sharp increase in housing demand due to the number of new residents moving to the Portland metro area including Clackamas County. Another significant change has occurred in in fair housing enforcement at the Oregon State Bureau of Labor and Industry (BOLI). BOLI legislative changes to the state law made Oregon state fair housing laws no longer substantially equivalent to federal fair housing laws. As a result HUD terminated its contract/partnership with BOLI as of April 3, 2016. This means that now all federal claims of fair housing violations will have to be filed directly with HUD. HUD has limited capacity to handle the additional workload. Fair Housing advocates are anticipating a backlog of complaints to be filed and investigated.

The 45-day public comment period on the draft AFH and AFH goals ended on October 10, 2016. Only two comments were submitted and both were accepted. Legal Aid Services of Oregon provided public testimony at the September 15th public hearing in favor of the AFH process and the AFH Goals. Housing Land Advocates (www.housingLandAdvocates.org) provided written testimony expressing concern on the lack of housing opportunities for Hispanic households due to land use and zoning policies in some communities that have limited multifamily housing projects.

III. Community Participation Process

- 1. Describe outreach activities undertaken to encourage and broaden meaningful community participation in the AFH process, including the types of outreach activities and dates of public hearings or meetings. Identify media outlets used and include a description of efforts made to reach the public, including those representing populations that are typically underrepresented in the planning process such as persons who reside in areas identified as R/ECAPs, persons who are limited English proficient (LEP), and persons with disabilities. Briefly explain how these communications were designed to reach the broadest audience possible. For PHAs, identify your meetings with the Resident Advisory Board.**

The Assessment of Fair Housing survey in English and Spanish was developed in March 2016 by Housing and Community Development (HCD) staff with input from the local HUD field office. The Community AFH online survey was open for 12 weeks from April 7 to June 30, 2016.

AFH Outreach was conducted to every County household through a fair housing article with English and Spanish explanation in the Citizen News distributed in April 2016. The article was in English and Spanish directing readers to the Housing and Community Development (HCD) website and a link to the survey. Citizen News is a quarterly newspaper-style publication that covers the news, events and issues in which Clackamas County is involved. Citizen News is distributed to 178,000 households in Clackamas County and is found online at www.Clackamas.us.

Housing Authority staff also developed a survey and distributed notices to all public housing residents and households with Housing Choice Vouchers (Section 8). HCD staff also contacted numerous community organizations (listed below) to solicit survey input and offer to meet with community groups.

The HACC Resident Advisory Board was provided a presentation of the AFH process and data on May 11, 2016 and encouraged to complete the Fair Housing surveys. The HACC Resident Advisory Board was also provided an AFH Executive Summary and provided an opportunity to comment on the AFH goals on Tuesday September 20th.

A Notice of Comment Period and a Notice of Public Hearing was published on August 17 and 18, 2016 in the newspapers of record. The combined notice provided the website address and the date of the Public Hearing as September 15, 2016. Email notices were sent to the Citizen Participation list and the homeless Continuum of Care list on August 24th. An additional Notice was published in newspapers of record to extend the comment period to 45-days with a new closing date of October 10th. The Draft AFH Plan was posted on the Community Development website on August 22, 2016.

A draft of the AFH was posted to the Housing Authority of Clackamas County website on September 15th and all residents were notified that the AFH draft plan had been posted on the same date.

2. Provide a list of organizations consulted during the community participation process.

HCD staff sent email solicitations to participate in the survey to the 75 member Citizen Participation list, the 100 member Continuum of Care list, the Housing Authority of Clackamas County residents, and to county and community Hispanic outreach workers. Paper surveys with postage paid return envelopes were also provided to Todos Juntos, Sandy Community Action, the Clackamas Service Center, National Alliance for Mental Illness (NAMI), and the Disability Resource Advisory Council.

HCD staff contacted several community groups directly to inquire about presenting assessment of fair housing information, request that people take the survey and to solicit comments about fair housing in Clackamas County.

Groups contacted include:

- Adventist Health
- Aging and Disability Resource Center (ARDC)
- Antfarm
- Folktime
- Wichita Family Resources Center
- Housing Authority of Clackamas County
- Continuum of Care
- Clackamas Service Center
- The Canby Center
- The City of Canby
- Clackamas Womens Services
- National Alliance for Mental Illness (NAMI)
- Oregon Department of Human Services
- Office of Children and Families (Hispanic outreach coordinator)
- North Clackamas School District
- Familias en Accion (Families in Action)
- Todos Juntos
- Casa Verde farmer worker housing in Canby
- Disability Services Advisory Council (DSAC)
- Sandy Helping Hands
- Sandy Community Action Center
- Oregon Food Bank
- OHSPP Oregon Head Start

Outreach to Housing Authority of Clackamas County public housing residents and Housing Choice Voucher households included a survey specific to public housing residents and a meeting with the Resident Advisory Board. 133 public housing residents responded to the PHA survey.

**3. How successful were the efforts at eliciting meaningful community participation?
If there was low participation, provide the reasons.**

The AFH Community Survey resulted in 171 responses with the largest resident groups being living in Oregon City (17.5%), 17% living in Milwaukie area, 17% living outside of Clackamas County and 8.2% living in the unincorporated Clackamas area between Milwaukie and Happy Valley. The respondent households were 39.2% 2 person

households, 20% were in 1 person households, 17% had 3 persons in their households and 12.3% had 4 persons.

The Household income for 48% of respondents was below \$50,000 per year, 36.4% made less than 30,000 per year and 22.8% made less than \$15,000 per year. The racial makeup of respondents was 82.4% white, 3% Black, 2.4% Alaska Native/American Indian, 4.8% were more than 1 race and 5.5% identified as “Other”. 13.9% of respondents were Hispanic, 23.9% had a disabled household member and Female head of households were 44.6% of respondents.

The Housing Authority of Clackamas County (HACC) also conducted an online PHA survey and distributed paper surveys between 5/1/16 and 6/30/16. The PHA survey was sent to all Public Housing Residents, Scattered site residents and Housing Choice Vouchers which resulted in 133 responses. Most respondents lived in Milwaukie (32.8%), Clackamas (12.2%), Oregon City (19.85%) and 10.7% lived outside of Clackamas County. 64% of the household family size was 1 or 2 people. 13.7% had 3 people in the households, 12.21% had 4 people. 9% of respondents had 5-7 people in their household. The family income for 86 households was less than \$15,000 per year (65.6% of respondents). 36 households earned \$15,000 to \$29,000 per year (27.48%) and 7 households made 30 to 49,999 per year (5.34%).

The PHA survey respondent racial makeup was 81.6% white, 3.82% Black, 2.29% Asian, 1.53% Alaska Native/American Indian and, 9% listed their race as “more than 1” or other. 13.85% of respondents were Hispanic, 56.15% of households had a disabled family member and 81.68% were female-headed households.

10 Meetings attended in April and May:

- April 7 – Sandy Connect Luncheon – 25 people
- April 13 – HACC (PHA) Staff meeting – 30 people
- April 21 – Clackamas Service Center – 12 people
- May 10 – Adult Protective Services – 10 people
- May 11 – HACC (PHA) Resident Advisory Board – 20 people
- May 17 – Disability Services Advisory Council – 12 members
- May 19 – Casa Verde community meeting in Canby, Oregon – 10 people
- May 25 – Continuum of Care presentation – 40 members
- May 26 – Information and Referral meeting presentation – 30 people
- September 15 – Public Hearing

4. Summarize all comments obtained in the community participation process. Include a summary of any comments or views not accepted and the reasons why.

Most people participating in community meetings wanted to know how to access more affordable housing. Attendees at Fair Housing presentations commented on the

increasing demand for housing units and the overall lack of housing options for low-income and vulnerable populations. Most comments also encouraged the jurisdiction/County to build more affordable housing and more accessible housing.

Hispanic residents at Casa Verde in Canby which is located in an area of “High Concentration of ethnicity and low-income” households expressed satisfaction with their community and housing. Attendees stated that they had moved to the community for work and liked the safety of the community. Attendees said that their children were having success in school and wanted more community parks and activities for children.

Continuum of Care members commented that veterans should be included in any planning for new housing projects. Social services agency staff mentioned that many persons in affordable housing including Hispanic populations do not want to file complaints because they fear losing their housing.

During the May 11th meeting, Public Housing Resident Advisory Board (RAB) members expressed their desire for housing that is closer to services and good school services. Residents living in Oregon City expressed that more school services were available to them when they lived in a larger school district.

Providing an effective referral system for victims of housing discrimination or Fair Housing violations was the top ranked change requested by respondents of the Community AFH survey. Reducing discrimination in renting and/or purchasing a home was the second highest ranked suggested change. Reducing barriers to Fair Housing Choice due to zoning, land use ordinances, and other public policies was the third highest priority suggestion. Reducing concentrations of minorities and poverty by providing greater access to affordable housing for lower income persons, minorities throughout the County was 4th most important priority selected by respondents. Providing greater housing options by increasing the number, quality and location of housing that is affordable to low and very-low income households was the 5th most important change suggested.

Although the Spanish language survey had only 6 participants, comments included suggestions to build affordable housing throughout the county not just in low income neighborhoods.

The 45-day public comment period on the draft AFH and AFH goals ended on October 10, 2016. Only two comments were submitted and both were accepted. Legal Aid Services of Oregon provided public testimony at the September 15th public hearing in favor of the AFH process and the AFH Goals. Housing Land Advocates (www.housingLandAdvocates.org) provided written testimony expressing concern on the lack of housing opportunities for Hispanic households due to land use and zoning policies in some communities that have limited multifamily housing projects.

IV. Assessment of Past Goals, Actions and Strategies

1. Indicate what fair housing goals were selected by program participant(s) in recent Analyses of Impediments, Assessments of Fair Housing, or other relevant planning documents:

a. Discuss what progress has been made toward their achievement;

Clackamas County's 2012 Analysis of Impediments (AI) to Fair Housing Choice identified five broad impediment areas. The impediment areas were identified based on analysis of existing data and broad public input. The impediment areas are also consistent with conclusions about areas of impediments to fair housing choice drawn in the Clackamas County 2005 AI and those identified in neighboring counties and cities.

The 2012 AI impediments and identification of goals reflect the complexity and the benefit of a regional approach to solutions.

6. Violations of fair housing laws in renting and purchasing property
7. Lack of knowledge of fair housing laws, including confusion about ADA and fair housing laws
8. Patterns of disadvantage for minorities and other protected classes – location, income, education
9. Lack of suitable affordable (including subsidized) housing in general, and lack of choice by quality, accessibility, location, type of units and access to opportunities
10. Land use and other public policies may be barriers to developing affordable housing

The Housing and Community Development Division (HCD) assembled a Fair Housing Partners group to identify goals and strategies to improve housing choices. HCD's Fair Housing local partners include; the cities, towns and hamlets in Clackamas County, Clackamas County Social Services Division (SSD), Housing Authority of Clackamas County (HACC), Clackamas County Department of Transportation and Development (DTD), the Fair Housing Council of Oregon (FHCO) and, Legal Aid Services of Oregon (LASO).

Six (6) fair housing goals were identified in preparation of the 2012 AI plan:

- Goal I: Fair housing laws are enforced
- Goal II: People and agencies/institutions know about fair housing
- Goal III: Integrative patterns are promoted
- Goal IV: Fair housing is attained regionally
- Goal V: All rental housing is habitable
- Goal VI: Actions are guided by local and regional data

- b. Discuss how you have been successful in achieving past goals, and/or how you have fallen short of achieving those goals (including potentially harmful unintended consequences); and**

Housing Rights and Resources Program (Goals 1 and 2):

HCD provides funding to operate a Housing Rights and Resources (HRR) program in Clackamas County. The HRR program provides information and referral services for persons seeking assistance with fair housing issues, information about affordable housing, homeless prevention services, landlord/tenant disputes rental assistance, and emergency housing needs.

The HRR program develops and distributes documents related to fair housing laws and issues, landlord/tenant disputes, and the eviction process, in English and various translations for use by non-English speakers. The HRR program also works with tenants and landlords to provide information and training on fair housing laws to avoid unlawful evictions. HRR program staff work with the social service agencies, in-house housing programs and shelters in Clackamas County to assure that clients with fair housing questions are referred for information and assistance. Bilingual HRR staff provide fair housing information and services to Spanish speaking residents of Clackamas County.

The HRR program subcontracts with the Fair Housing Council of Oregon (FHCO) and Legal Aid Services of Oregon (LASO) to provide or secure fair housing services that includes:

- legal representation for persons whose housing rights have been violated,
- development of any additional fair housing collateral materials to be used to educate professionals in housing-related professions and,
- training sessions for professionals in housing-related arenas.

This program has been effective in achieving Goals I and II of the 2012 Analysis of Impediments.

Integrative Patterns are promoted (Goal III)

Since 2012 some progress has been made with local governments/communities regarding the need for a range of housing options for persons and families with a range of income levels, however, this goal has not yet been achieved. The County Housing and Community Development Division (HCD) has limited staffing and resources to promote integrative housing patterns in the 16 cities and towns in the jurisdiction. The County will continue to work with partners to explain the need for a range of housing options particularly for elderly and disabled persons living on fixed incomes.

The potentially harmful unintended consequences for lack of progress on this goal has been that communities have not had the housing options available for their residents and as such residents needed to move to find housing.

All rental housing is habitable (Goal V)

This goal was not achieved. The County considered the feasibility of establishing a habitability standard in multi-family housing units over a certain number of units similar to a neighboring jurisdiction's rental housing habitability standard. This initiative has since been dropped by County due to lack of funding, lack of support from the general public and other priorities such as roads, current housing demands and the current rapid growth of new housing market. The areas identified as having "High Concentrations" of low-income persons and ethnicities do contain a large number of rental units and mobile home parks.

The potentially harmful unintended consequences for not attaining this goal has been the possibility of low-income and vulnerable populations living in substandard or unhealthy housing due to lack of housing availability and lack of resources to address rental unit habitability issues. This goal has been re-examined and added to the next 5 year plan.

REGIONAL EFFORTS (Goals 4 and 6)

Clackamas County meets quarterly with regional partners to coordinate fair housing efforts, data collection, training and events. Regional partners include: Multnomah County, Washington County, Clark County (WA), City of Portland, City of Gresham, and the City of Beaverton.

Regional partners intend to move to a regional Analysis of Impediments to Fair Housing study and regional data collection in order to plan more effective training events and strategies to reduce housing discrimination and increase housing choice for residents in the Portland metropolitan area housing market. Regional partners also hope to align their fair housing efforts with the public housing authorities plans to increase access to housing.

Some of the strategies suggested in the Clackamas County 2012 AI such as coordinating fair housing education and training efforts have been adopted by the Regional Fair Housing Partners group.

The potentially harmful unintended consequences for not attaining this Integration goal has been the possibility of low-income, protected classes and, vulnerable populations limited access to housing choices in the Portland metro area. Limitations may be due to varying levels of information and training in different communities based on different contract requirements, different expectations and different types of services provided.

c. Discuss any additional policies, actions, or steps that you could take to achieve past goals, or mitigate the problems you have experienced.

Clackamas County staff meet quarterly with regional partners on an in-formal basis to coordinate fair housing efforts, data collection, training and events. Regional partners include: the State of Oregon, Multnomah County, Washington County, Clark County (WA), Clackamas County, City of Portland, City of Gresham, and the City of Beaverton.

Regional partners intend to move to a regional Assessment of Fair Housing and regional data collection in order to plan more effective training events and strategies to reduce housing discrimination and increase housing choice for residents in the Portland metropolitan area housing market. Regional partners also hope to align their fair housing efforts with the public housing authority plans to increase access to housing.

Some of the strategies suggested in the Clackamas County 2012 AI such as coordinating fair housing education and training efforts have been adopted by the Regional Fair Housing Partners group. Clackamas County will continue to coordinate with state and regional partners to strengthen fair housing education and enforcement efforts. The Fair Housing Council of Oregon (FHCO) will continue as a key organization in our regional fair housing education and enforcement efforts.

d. Discuss how the experience of program participant(s) with past goals has influenced the selection of current goals.

The Clackamas County jurisdiction has a continued need for fair housing information and training for tenants and landlords as the tenants and landlords transition in an out of residential properties. The jurisdiction and regional partners acknowledge that the Portland metro area is one housing market and that our efforts must be coordinated in order to be effective. Our regional fair housing organization is the Fair Housing Council of Oregon (FHCO). The organization continues to expand and improve on its training and services. A recent Oregon state law now forbidding discrimination by income source (Section 8) has provided a new opportunity for FHCO to promote fair housing and educate the area landlords and property managers.

Fair Housing Education, Training and enforcement will continue as a goal for our jurisdiction and the region. Fair Housing Education is an ongoing process for both tenants and landlords. Recent data on the types of complaints processed by FHCO indicate that persons with disabilities have filed 46% of all complaints. This complaint data indicated that persons with disabilities specifically need to be included in our Fair Housing goals.

The jurisdiction will continue to work with tenants, property managers and landlords to clarify rights and responsibilities of both renters and landlords. The jurisdiction will continue to support the efforts of the Fair Housing Council of Oregon to promote fair housing and to clarify the state and federal fair housing laws for the general public.

The jurisdiction will also continue to work with regional partners to provide coordinated training and enforcement of fair housing laws. Regional partners will continue to support the Fair Housing Council of Oregon to collect and report on housing discrimination issues as well as conduct fair housing testing.

V. Fair Housing Analysis

A. Demographic Summary

1. Describe demographic patterns in the jurisdiction and region, and describe trends over time (since 1990).

A review of HUD Table 1 data indicates that Clackamas County's population demographics compared to the Portland metro region represented in the HUD Tables as the Census Bureau Statistical Area (CBSA) reveals that in 2010 Clackamas County was 8% more white than the region, about 3% less Hispanic, 2% less Black, 4% less foreign born and 2.7% less LEP than the Portland metro region.

As shown in Table 2, the population of less than 300,000 people in Clackamas County in 1990 was 95% White, less than 1% Black, 2.5% were Hispanic, 4% were foreign born and less than 2% were of Limited English Proficiency (LEP). About 62% of the 1990 population was between the ages of 18 and 64. The Portland metro region in 1990 was just over 1.5 million people 90% of which were white, 3.3% were Hispanic, 2.6% Black, 5.8% were foreign born and 3% were LEP. In 1990, Clackamas County's population was more white by 5%, with fewer foreign born (1.8% less) and fewer LEP (1% less) than the Portland metro region.

The 2010 census results show that in twenty years, Clackamas County has increased the overall population by 65,000 people. The County has become less white (85%), more Hispanic (from 2% to 7.7%), the percentage of foreign born persons has double from 4.1% to 8.4% and the percentage of LEP persons has more than doubled from 1.8% to 4.5%. The Black population has remained below 1% of Clackamas County since 1990. During the same 20-year period the Portland metro region has seen a population increase of 630,000 to a total of over 2.1 million people. The white population in the Portland metro region decreased from 90% to 76% while the Black population remained at 2.7%. The Portland CBSA regional Hispanic population increased by just under 200,000 people from 3.3% to 10.8% of the population. The foreign born population increased from 5.8% to 12.6% and the LEP population increased to over 160,000 people from 3% to 7.2% of the population in the Portland CBSA region.

Persons with disabilities are represented proportionally in Clackamas County in comparison to the Portland CBSA according to HUD Table 1. Persons with hearing difficulties are 4% of the County while represented regionally at 3.69%. Persons with vision difficulties are 1.6% of the County while regionally the percentage is 1.99. Persons with cognitive difficulty are 4.6% of the County while the region has 5.27% with cognitive difficulty. Persons with ambulatory difficulty in the County are 6.1% of the population while 5.99% of the region has ambulatory difficulty. Persons with self-care difficulty are 2.56% of the County and 2.47% of the region. Persons with independent living difficulty are 4.1% of the County and 4.35% of the region. The examination of the HUD Table 1 by disability type reveals that there is no significant difference between the County and the Portland CBSA region by any particular disability type.

2. Describe the location of homeowners and renters in the jurisdiction and region, and describe trends over time.

Most of the 16 cities and towns in Clackamas County are primarily comprised of homeowners in single family homes with some areas zoned for multi-family or mixed use housing developments. The unincorporated portions of Clackamas County that are in urban areas are also mostly comprised of single family homes. Most of the jurisdiction's multi-family housing renter-occupied properties are located in the Northwest corner of Clackamas County neighboring on the City of Portland to the North and Washington County cities of Beaverton and Tigard to the west.

Clackamas County has 16 cities and towns that are primarily comprised single family homes and large un-incorporated areas that are considered urban areas. The area known as Jennings Lodge/Oak Grove is an un-incorporated area that is estimated to contain a population of 36,000 people. Based on 2007-2011 CHAS data, 69% (108,137 units) of the residential properties in Clackamas County are 1 unit detached structures. 4% of residential properties are single unit attached structures. 4% are in 2-4 unit structures, 10% (15,289 units) are in 5-19 unit structures and 7% (11,174 units) of residential properties are in developments of 20 or more units. Mobile homes, boats, Recreational Vehicles and vans are 4% of residential properties.

Areas zoned as High Density Residential (HDR) are located in areas that have also been identified as having concentrations of poverty and ethnicity.

A review of single and multi-family housing building permits from January 2006 to June 2016 reveals that 3,435 permits were issued for single family homes throughout the jurisdiction while 220 permits were issued for multi-family homes of duplexes, 3 or 4 family unit developments and developments with 5 or more units. 47.7% of the multi-family permits (105 permits) were issued in the Clackamas zip code which is an area South of Happy Valley, east of Hwy 205 and north of the Clackamas River. 11.4% of multi-family permits (25 permits) were issued in Molalla and another 11.4% (25 permits) were issued in Milwaukie.

Of the 3,435 single family permits issued in ten years, 16.51% were issued in the Clackamas zip code (567 permits). 408 permits were issued in Oak Grove/Jennings lodge zip code (11.9% of single family permits). Oregon City had 298 permits issued or 8.68% of the total, Canby had 282 permits issued 8.21% of the total and, Molalla had 246 permits issued 7.16% of all single family permits. The communities with over 100 single family permits each included: Sandy (187), Estacada (167), Boring (146), Happy Valley (125), West Linn (109), and Damascus (110). The housing permits data provided by the county transportation and planning department.

Regionally, as detailed in Metro's Equitable Report January 2016 most of the housing units since 1998 have been built in urban centers of Portland, Hillsboro, Beaverton and Tigard.

B. General Issues

i. Segregation/Integration

1. Analysis

- a. Describe and compare segregation levels in the jurisdiction and region. Identify the racial/ethnic groups that experience the highest levels of segregation.**

Table 3 Racial/Ethnic Dissimilarity Trends demonstrates that the segregation levels for all races and ethnicities in Clackamas County have remained low over the 20-year period between 1990 and 2010. Any dissimilarity level that is below 40 represents a low level of segregation. Dissimilarity levels between 40 and 54 represent a moderate level of segregation and levels over 55 indicate a high level of segregation. The highest level of segregation is between Asian or Pacific Islanders and Whites at 39.65. The second highest level of segregation is between Blacks and Whites at 35.35. The third highest level of segregation is between Hispanic and Whites at 31.03.

In the Portland metro region the Black population had a high level of segregation at 63.52 in 1990. All other races and ethnicities in the Portland metro region had low levels of segregation in 1990. Dissimilarity trends between 1990 and 2010 on Table 3 indicate that the segregation in Clackamas County has remained low for all ethnicities and races at levels less than 40. The highest level of segregation in 1990 was between Blacks and Whites at 29.56. This level of segregation has increased to 35.35 but has been surpassed by the segregation level between Asians or Pacific Islanders and whites with a level of 39.65.

- b. Explain how these segregation levels have changed over time (since 1990).**

Dissimilarity trends between 1990 and 2010 on Table 3 indicate that the segregation in Clackamas County has remained low for all ethnicities and races at levels less than 40. The dissimilarity index levels in Clackamas County appear to have an upward trend. The dissimilarity between Non-white and White persons has almost doubled from 13.49 in 1990 to 26.23 in 2010. In the region the same index has only increased by 3 points from 28.76 in 1990 to 31.79 in 2010. The index between Black and white persons has moved from 29.56 in 1990, dropped to 25.5 in 2000 then back up to 35.35 in 2010. In the region the index has dropped from 63.52 in 1990 to 48.59 in 2010. The dissimilarity between Hispanics and whites has almost doubled between 18.82 in 1990 to 31.03 in 2010. In the region the Hispanic/white index has increased from 25.72 in 1990 to 37.13 in 2010. The Hispanic population has increased as a percentage of the County population to 7.73% and as a percentage of the region increased to 10.86%.

- c. Identify areas with relatively high segregation and integration by race/ethnicity, national origin, or LEP group, and indicate the predominant groups living in each area.**

HUD data for this AFH analysis has not identified any HUD-defined RE/CAP areas in the Clackamas County jurisdiction. HUD Maps and Data indicate that Clackamas County has a low level of segregation compared to the region. Clackamas County Housing and Community Development Division has identified six (6) census tracts that have “High Concentrations” of poverty and ethnicity. Census tracts 212.00, 216.01, 216.02, 222.01, 229.04, 229.07 and 9800 are clustered in 4 populated areas including Oak Grove, North Clackamas, Canby and, the Hwy 212 and Hwy 205 intersection. The concentrations of ethnicity are Hispanic in all of the census tracts identified as having concentrations. Census tract 9800 is located in a national forest populated by less than 300 people. Clackamas County also identified an area of higher Asian concentration in Happy Valley but this area was not identified as a low income area.

- d. **Consider and describe the location of owner and renter occupied housing in determining whether such housing is located in segregated or integrated areas.**

The HUD data reveals that segregation is low throughout Clackamas County. The six census tracts that were identified as having “High Concentrations” of poverty and ethnicity are clustered in 3 communities. The areas of concentrated poverty and ethnicity do contain areas that are zoned high density residential and contain large multifamily housing developments. The City of Canby although having two census tracts that are considered concentrations of low-income households and ethnicity also contains a census tract that is a high concentration of Hispanic ethnicity that is not identified as low income.

- e. **Discuss how patterns of segregation have changed over time (since 1990).**

Between 1990 and 2015 Clackamas County has experienced population growth of approximately 100,000 people. The Hispanic population has quadrupled from 7,000 to over 30,000 people. The North Clackamas County area neighboring on the City of Portland has consistently remained low income due to the numerous low-rent houses, apartments, trailer parks and older single family housing units along the 82nd Avenue/highway 213 corridor. This area is considered a concentrated area of poverty and ethnicity however many resources have been applied to the area and the area has employment options, transportation and services.

The Clackamas County jurisdiction has had low segregation levels since 1990 as indicated in HUD Table 3 and continues to have segregation levels that are considered low by the Table 3 Racial/Ethnic Dissimilarity Trends index.

- f. **Discuss whether there are any demographic trends, policies, or practices that could lead to higher segregation in the jurisdiction in the future.**

Urbanized areas contain land that is zoned high density residential (HDR) where multi-family housing projects can be built. The limited number of areas zoned as high density may further concentrate poverty however these areas are also considered high opportunity areas due to the proximity to employment options, public transit options, services and schools.

Increasing cost of housing in the Portland metropolitan area will continue to make it difficult for low-income persons to purchase homes in the jurisdiction and the region. Low-income persons may be limited to living in rental properties and limited to living in multi-family housing unless more areas of the county jurisdiction are re-zoned to allow for more high density residential units and other types of housing, including specialized housing, shared housing ownership options and smaller single family lot sizes.

Economic segregation may be occurring in the jurisdiction. The communities of Lake Oswego, West Linn and Happy Valley are regularly mentioned as the highest income communities in the state. The average value of owner-occupied homes when these communities are aggregated is \$415,567 while the average value of owner-occupied homes in the jurisdiction is \$297,983, a difference of over \$100,000. When the high income community data is removed, the average home value drops further to \$258,789.

The average household income in 2014 dollars was \$89,538 for these three communities combined while the average household income for the jurisdiction was \$20,000 less at \$68,005 per year. When the census income data from these high income communities is removed from the county data the average household income drops to \$60,827 almost \$30,000 less than the average income of the 3 high income communities combined. The jurisdiction's poverty rate also increases from 9.6% to 11% when the income data from the 3 high income communities is removed from the county data. The poverty rate in these 3 communities combined is 5.63% which about half the rate of the county poverty rate of 11% with these high income communities removed.

2. Additional Information

- a. Beyond the HUD-provided data, provide additional relevant information, if any, about segregation in the jurisdiction and region affecting groups with other protected characteristics.**

The State of Oregon and City of Portland has a history of segregation of African Americans (Blacks) and Japanese Americans. The City of Portland had segregated Blacks to North or Northeast Portland before 1960. During World War II (1940s) Japanese Americans were required to live in Federal Internment Camps in Oregon, Washington, Idaho and California. Many families lost their personal assets and were not able to quickly regain their assets after being released from Internment Camps.

The jurisdiction's Asian population is the most segregated based on HUD Table 3 with the Low Segregation rate of 39.65 (almost in the Moderate Segregation range of 40 to 54). It may be that the jurisdiction has a city that is attracting Asian home buyers. Census data examination of the City of Happy Valley has a total 2010 population estimate of 14,252 and a 2015 estimate of 18,493 people or a 29.8% increase. The Happy Valley median household income (in 2014 dollars), 2010-2014 is \$100,438 which is well above the jurisdiction's area median income of \$73,500.

In 2010 Happy Valley had a white population of 76.2%, an Asian population of 17.5% (2,494 people), a Hispanic or Latino population of 4% and, a population with 15.5% foreign born persons. If the 2010 Asian % is applied the 2015 population estimate of 18,243, number of Asian persons in Happy Valley is 3,236 which would represent 17.2% of all Asians in the jurisdiction living in this community.

Total jurisdiction 2010 Asian population was 14,485 (3.84% of total). The 17.2% rate of Asians living in Happy Valley which is almost 5 times the jurisdictional rate may explain the jurisdiction Asian segregation rate of 39.65.

Source: <https://www.census.gov/quickfacts/table/PST045215/4132050>

b. The program participant may also describe other information relevant to its assessment of segregation, including activities such as place-based investments and mobility options for protected class groups.

The jurisdiction has no place based investments and mobility options for specific protected class groups other than for persons who live in public housing or have a Housing Choice Voucher who are trying to move. The jurisdiction does have the Clackamas County Development Agency that oversees 4 urban renewal areas in un-incorporated Clackamas County. The urban renewal area plans are designed to increase jobs, improve economic vitality and, improve opportunities for development and re-development. The 4 urban renewal areas are Government Camp, the Clackamas Industrial Area, the Clackamas Town Center Area and the North Clackamas Renewal Area. The Clackamas Town Center Area and the North Clackamas Renewal Area are located either within or adjacent to areas that are identified as "High Concentrations" of ethnicity and low-mod income households.

3. Contributing Factors of Segregation

Consider the listed factors and any other factors affecting the jurisdiction and region. Identify factors that significantly create, contribute to, perpetuate, or increase the severity of segregation.

- Community Opposition
- **Displacement of residents due to economic pressures**

- Lack of community revitalization strategies
- Lack of private investments in specific neighborhoods
- Lack of public investments in specific neighborhoods, including services or amenities
- Lack of regional cooperation
- Land use and zoning laws
- Lending Discrimination
- Location and type of affordable housing
- Occupancy codes and restrictions
- **Private discrimination**
- Other

Segregation in Clackamas County remains low based on the census HUD provided tables and maps. The areas that have high concentrations of both low-income and ethnicity appear to be located where the cost of rental housing has remained lower (location and type of affordable housing). Affordable housing units are also located in areas that do not have concentrations of poverty or ethnicity. Each of the high concentration areas contains multi-family housing and mobile home parks. The North Clackamas Area has received a consistent public investment (community revitalization funds) in infrastructure and public facilities in an effort to improve this un-incorporated urban area. Low-income families live where they can afford to live. Based on discrimination complaint data, private discrimination continues to occur in the jurisdiction and the region.

Some economic segregation may be occurring as low-income persons are push out of high rent high income communities in the jurisdiction.

ii. R/ECAPs

1. Analysis

a. Identify any R/ECAPs or groupings of R/ECAP tracts within the jurisdiction.

HUD data including Maps 1, 3, 4 and Table 4 for this AFH analysis has not identified any HUD-defined RE/CAP areas in the Clackamas County jurisdiction.

Clackamas County has 218 Census Tract Block Groups. Of those 218 block groups, ten percent (10%) or 22 block groups have a population that is more than 56% low and moderate income (LMI).

According to the Census Bureau 7.7% of Clackamas County residents identified their ethnicity as Hispanic or Latino in the 2010 census.

2010 Census data on ethnicity of County residents indicates that of the more populated cities, Canby and Molalla had the highest percentages of Hispanic/Latino residents (21% and 14% respectively). Among the cities with populations above 10,000 people, Canby, Happy Valley and Wilsonville had greater than 20% minority populations.

Clackamas County Housing and Community Development Division reviewed both race and ethnic information from the 2010 Census Bureau to determine minority ranking. The 22 block groups with the highest minority ranking represent 10 percent of all the block groups in Clackamas County.

Nine (9) block groups rank in the top 22 for both minority and LMI, and represent the block groups with the highest concentrations (HC) of poverty and minorities. Five (5) of the high LMI concentration (HC) block groups are located in the North Clackamas Area along HWY 205. One (1) of the HC block groups is in Milwaukie and two (2) of the HC block groups are in Canby. A total of 13, 855 people live in these areas of High Concentrations (HC) of minority and low income persons.

b. Which protected classes disproportionately reside in R/ECAPs compared to the jurisdiction and region?

HUD Maps 1, 3, 4 and Table 4 indicate that Clackamas County has no HUD identified R/ECAP areas. In the region, 10,587 households live in RE/CAP areas. HUD Table 4 regional data reveals that Hispanic households are 53.64% of all households in regional RE/CAP areas, white-non-Hispanic households are 34.83%, Asian or Pacific Islander households are 4.36%, Black households are 3.69% and Native American and Other, Non-Hispanic households are less than 1%. In comparison with the jurisdiction of Clackamas County “High Concentration” areas, 70.30% are white, non-Hispanic households, 21.40% are Hispanic households and all others are less than 3% of the total “High Concentrations” households.

Mexico is the #1 country of origin for 26% of families living in regional R/ECAPS, 2.45% are from Guatemala, 1.89% are from the Ukraine, 1.1% from Laos and all other countries of origin being less than 1% per country.

c. Describe how R/ECAPs have changed over time (since 1990).

Clackamas County has no HUD identified R/ECAP areas. One of the regional R/ECAP areas is located within the city boundaries of Portland in the North Portland area, an area that has been a historically Black neighborhood although the current R/ECAP data has only 3.69% Black or 391 people living in R/ECAP areas. The R/ECAP areas in Portland have remained mostly occupied by Black families. The second R/ECAP area is located south of Main Street in the City of Hillsboro and contains a concentration of Hispanic persons. HUD Table 4 with R/ECAP demographics indicates that 5,679 persons of Hispanic ethnicity representing 53% of all persons live in the R/ECAPs. HUD Maps 1, 2, 3 for 1990 and 2000 demonstrate that regional R/ECAPS in the region have disappeared in North Portland and moved to NE Portland within the City of Portland however in the City of Hillsboro which had no R/ECAP areas until 2010. The City of Beaverton has experienced a dramatic population growth in the last 20 years. The

Clackamas County jurisdiction has had no HUD identified R/ECAPs in the past and has no R/ECAPs based on current HUD data.

2. Additional Information

- a. **Beyond the HUD-provided data, provide additional relevant information, if any, about R/ECAPs in the jurisdiction and region affecting groups with other protected characteristics.**

The jurisdiction of Clackamas County has no HUD identified R/ECAP areas.

The regional cities of Hillsboro and Portland contain R/ECAP areas. R/ECAP areas in Portland have moved east within city limits in the last 20 years but have remained mostly occupied by African American/Black families. Hillsboro had no R/ECAP areas until 2010 but now has a R/ECAP area populated mostly by Hispanic families. HUD Table 4 details that a total population of 10,587 people reside in the RE/CAP areas. 53.6% of the total population or 5,679 people are Hispanic and 3,687 people or 34.83% of the regional R/ECAP population is white, non-Hispanic. 4.36% of the total population is Asian or Pacific Islander and 3.69% of the RE/CAP population is Black, non-Hispanic.

- b. **The program participant may also describe other information relevant to its assessment of R/ECAPs, including activities such as place-based investments and mobility options for protected class groups.**

Clackamas County has no HUD identified R/ECAP areas. The jurisdiction of Clackamas County has been investing in areas identified as having High Concentrations of ethnicity and low-income persons particularly in the North Clackamas Area since 1980.

The Clackamas Town Center Area was formed in 1980 contains one area considered a high concentration of low-income households and ethnicity (Hispanic). The Clackamas Town Center area is the region's fastest growing business center. In the last 30 years many high quality office, retail and multifamily projects have been built. Long-term success depends on achieving a balance of access and amenities that attract residents, businesses and future development. The biggest challenges have been funding transportation projects and providing enough parks, open space and public places.

A group of local business leaders, government officials and community members, the Clackamas Regional Center Working Group, was asked by the Board of County Commissioners to evaluate potential projects in the district and recommend which projects to implement. The Working Group developed a work program that prioritized projects and

presented it to the Commission for consideration including several transportation infrastructure projects to improve economic development and employment opportunities for area residents.

The North Clackamas Renewal Area (NCRA) formed in 2006 has established neighborhoods that are among the more affordable places to live in the County, but there are long-term infrastructure problems that need to be resolved. The current NCRA plan includes projects in a number of areas to improve the livability of the area, including:

- public utilities
- public parks and open spaces
- public buildings and facilities
- street, curb and sidewalk improvements
- streetscape and neighborhood beautification
- preservation and rehabilitation of housing and commercial property
- development and redevelopment of housing and commercial property

3. Contributing Factors of R/ECAPs

Consider the listed factors and any other factors affecting the jurisdiction and region. Identify factors that significantly create, contribute to, perpetuate, or increase the severity of R/ECAPs.

- Community Opposition
- Deteriorated and abandoned properties
- **Displacement of residents due to economic pressures**
- Lack of community revitalization strategies
- Lack of private investments in specific neighborhoods
- Lack of public investments in specific neighborhoods, including services or amenities
- Lack of regional cooperation
- **Land use and zoning laws**
- Location and type of affordable housing
- Occupancy codes and restrictions
- **Private discrimination**
- Other

Clackamas County has no HUD identified R/ECAP areas. Regionally, gentrification, land use and zoning laws and private discrimination continue to put pressure on protected classes and vulnerable populations' ability to choose housing that is affordable and in high opportunity areas. Gentrification caused by the high demand for housing in the region and in the jurisdiction is causing displacement of low-income persons including protected classes of residents due to economic pressures. Land use and zoning laws prevent multi-family affordable housing units from being built in many areas where communities have been traditionally single family homes.

The region has a new R/ECAP area in 2010 in the City of Hillsboro which has grown dramatically in 20 years. The Hillsboro R/ECAP areas has a large Hispanic population. R/ECAP areas in north Portland have been populated by African American/Black families however these areas have now gentrified resulting in a new R/ECAP area in Northeast Portland which is also populated by a majority of Black families. As the largest city in our region, the City of Portland's 2012 Fair Housing plan will have an impact on the housing market in the region and in the jurisdiction.

The City of Portland's plan has 7 action areas:

1. End Discrimination in Rental Housing
2. Create a Fair Housing Advocacy Committee
3. Strengthen Public Awareness of Fair Housing Laws
4. Improve Access to Housing Opportunity
5. Expand Fair Housing testing
6. Expand the Supply of Accessible, Affordable Homes
7. Mitigate the unintended Consequences of Gentrification.

iii. Disparities in Access to Opportunity

1. Analysis

a. Educational Opportunities

- i. Describe any disparities in access to proficient schools based on race/ethnicity, national origin, and family status.**

Clackamas County contains ten (10) school districts. Although Clackamas County is considered an "urban" county there are five (5) large rural area school districts including Molalla River School District (SD), Colton SD, Canby SD, Estacada SD and the Oregon Trail SD. The five school districts in "urban" areas are Gladstone SD, Lake Oswego SD, West Linn SD, North Clackamas SD and Oregon City SD. The cities of West Linn and Lake Oswego are considered to be the wealthiest communities in Oregon with well-funded school programs. HUD Map 9 indicates that schools on West Linn and Lake Oswego west of the Willamette River have higher school proficiency indices than schools east of the Willamette River. The City of Happy Valley is also considered a high-income community however Happy Valley is served by the North Clackamas School District which contains two areas that are "High Concentrations" of Hispanic ethnicity and low-income populations.

School proficiency measurements are based on test scores of 4th grade students. A review of HUD Table 12 reveals that the Clackamas County total population school proficiency index has all races above 55 with a high of 68.03 for Asian or Pacific Islanders and the Hispanic index at 55.62. Regionally the highest proficiency indicator is 52.61 for Asian or Pacific Islanders with a low of 36.19 for the Black population and the Hispanic index at 40.13. All races have higher proficiency in Clackamas County than in the region.

For the population living below the poverty line all races have higher proficiency in Clackamas than the region. The lowest school proficiency index is 48.08 for the Black population in Clackamas County which is above the index regionally for the Black population below the poverty line at 32.04. The Hispanic population proficiency is 56.42 in Clackamas County and 36.30 in the region.

- ii. Describe the relationship between the residency patterns of racial/ethnic, national origin, and family status groups and their proximity to proficient schools.**

As indicated by the higher proficiency by all races in Clackamas County than all races in the region, all races including those living below the federal poverty line have access to proficient schools. Map 9 also shows that all races in Clackamas County live in close proximity to proficient schools.

- iii. Describe how school-related policies, such as school enrollment policies, affect a student's ability to attend a proficient school. Which protected class groups are least successful in accessing proficient schools?**

As stated above, all races in Clackamas County above and below the poverty line have higher performance indices than all races regionally. Although a survey of school-related policies was not conducted for this analysis, based on Table 12 measurements the Black population below the federal poverty line scores lowest in school proficiency at 48.08, Native Americans are the next lowest scoring race at 53.39. The Black population which is less than 1% of the total jurisdiction population scores 62.08 which is better than the Hispanic population scoring 55.62. Based on the Table 12 School Proficiency Index scores, it appears that all protected classes are able to access proficient schools in the jurisdiction.

b. Employment Opportunities

- i. Describe any disparities in access to jobs and labor markets by protected class groups.**

The Labor Market Engagement Index provides a measure of the unemployment rate, labor force participation rate and the percent of the population age 25 and above with at least a bachelor's degree, by neighborhood. The Labor Market Index in Table 12 for the total population demonstrates slightly better labor market engagement in the jurisdiction than in the region for all protected classes but not for white households. Black households have a jurisdictional index of 55.73 while in the region the index is 54.33. Hispanic households have a jurisdictional index of 49.99 while the regional index is 47.74. Asian or Pacific Islander households have a jurisdictional index of 66.21 and a regional index of 61.12. Native American, non-Hispanic households have a jurisdictional index of 50.62 and a regional index of 48.94. White, non-Hispanic households have a jurisdictional Labor Market Index of 55.61 and a regional index of 57.05.

For households below the poverty line, protected class households also all have a higher Labor Market Index in the jurisdiction than in the region by 3 to 7 points. White households below the poverty line score almost equally between the jurisdictional index of 50.63 and the regional index of 50.65.

The Jobs Proximity Index in Table 12 for the total population demonstrates slightly better proximity to jobs in the jurisdiction than in the region for all protected classes and white households. Black households have a jurisdictional index of 55.81 while in the region the index is 51.50. Hispanic households have a jurisdictional index of 55.44 while the regional index is 51.38. Asian or Pacific Islander households have a jurisdictional index of 48.99 and a regional index of 45.61. Native American, non-Hispanic households have a jurisdictional index of 50.93 and a regional index of 50.21. White, non-Hispanic households have a jurisdictional Jobs Proximity Index of 48.74 and a regional index of 47.93.

The Job Proximity Index for households below the poverty line white, non-Hispanic and Native American, Non-Hispanic households have a lower index in the jurisdiction than in the region. The protected classes of Black, Hispanic and Asian households have higher jurisdictional indices.

ii. How does a person's place of residence affect their ability to obtain a job?

Distance from a potential employer can limit options for persons applying for jobs. Reliable transportation in the form of a personal vehicle or reliable public transit options often is a determining factor as to whether a person will apply for a job at all. Travel time to work using a personal vehicle or public transportation requires time and money. For low income families less time and money directly impacts the quality of life for all family members.

iii. Which racial/ethnic, national origin, or family status groups are least successful in accessing employment?

The Table 12 Jobs Proximity Index jurisdictional scores reveal that in the total population, white, non-Hispanic persons have the lowest job proximity index of 48.74. Asian or Pacific Islander persons have the next lowest index of 48.99. Regionally, the job proximity index for white, non-Hispanic persons is lower at 47.93 and for Asian Pacific Islander persons the index is 45.61. Based on the Table 12 Jobs Proximity Index scores, it appears that all protected classes are able to access jobs at a higher rate in the jurisdiction than in the region, except for Asian or Pacific Islanders who score 48.99 in the jurisdiction but only 45.61 in the region. Interestingly, Asian or Pacific Islanders living below the federal poverty line have greater proximity to jobs regionally at 54.09 than the same class in the region at only 46.53. The opposite appears to be true for the Native American, non-Hispanic below poverty population that scores 52.10 on a regional basis but only 48.73 in the jurisdiction. It appears that the Native American population living below the poverty level score about the same as white, non-Hispanic in the total population of the jurisdiction at 48.74.

c. Transportation Opportunities

i. Describe any disparities in access to transportation based on place of residence, cost, or other transportation related factors.

The Low Transportation Cost Index in HUD Table 12 measures cost of transport and proximity to public transportation by neighborhood. The higher the index the lower the cost. The Transit Trips Index measures how often low-income families in a neighborhood use public transportation. The higher the index the more likely residents of a neighborhood will access public transportation.

In Clackamas County urban areas, Metro oversees the regional transportation systems including: the public bus services, light rail lines, street cars and the Port of Portland airport and ship yards. Clackamas County's rural areas have limited transportation services due to the lower population in general. A majority of the population lives in urban areas and a minority of the population lives in more rural areas.

A review of the Clackamas County jurisdiction Table 12 Low Transportation Cost Index for the total population indicates that white, non-Hispanic households have the lowest index (highest cost) at 46.26. Of the population below the poverty line, white, non-Hispanic households have the highest transportation costs and the lowest index of 49.88. Native American, non-Hispanic households have the next lowest index (highest cost) at 47.01. Maps 12 and 13 confirm that households that are closer to urban areas and the associated transit options have lower transportation costs.

The Transit Index tells a slightly different story. The Native American, non-Hispanic households have the lowest transit index (less likely to use) at 67.55, white households at 68.07, Hispanic households at 72.38, Asians or Pacific Islander households at 72.49 and, Black, non-Hispanic households at (most likely to use) 74.04. It appears that whites are least likely to use public transit and Black households are most likely to use public transit in the jurisdiction.

The population below the poverty line in the jurisdiction, maintains the pattern of whites least likely to use transit having the lowest score at 69.83, however Hispanic households are most likely to use transit. The second group least likely to use transit are Black, non-Hispanic households at 71.03, then Native American households at 71.19 and Asian or Pacific Islander households at 74.16.

In the region, the population below poverty the group least likely to use transit continues to be the white, non-Hispanic households at 78.41. The second least likely to use transit are Hispanic households at 81.92, third, Asian or Pacific Islander households at a score of 82.37, fourth least likely are Native America, non-Hispanic households. Black, non-Hispanic households are most likely to use transit with a score of 85.01.

ii. Which racial/ethnic, national origin or family status groups are most affected by the lack of a reliable, affordable transportation connection between their place of residence and opportunities?

White, non-Hispanic households have the lowest Low Transportation Cost index (highest cost) at 46.26 which is lower in the jurisdiction than the regional index of 53.63 for white households. Native American, non-Hispanic households have the next lowest index (highest cost) at 47.01 with a regional measure of 54.56. The population of Asian or Pacific Islanders are at 50.19 in the jurisdiction and 58.51 regionally. Hispanic households are at 51.04 in the jurisdiction and 58.43 in the region. Black non-Hispanic households have the highest index (lowest cost) with a 54.44 index, having lowest cost transportation in both the jurisdiction and in the region at 64.05.

For population below the poverty line, white, non-Hispanic have the lowest score (highest cost) at 49.88 in the jurisdiction and 59.18 in the region. The next lowest index (highest cost) is the Black, non-Hispanic population at 53.10 in the jurisdiction and 67.10 in the region. The Asian or Pacific Islanders population has a higher transportation cost in the jurisdiction than in the region with an index of 54.28 in the jurisdiction and 62.68 in the region. Hispanic households below poverty have the lowest cost (highest index) with a 56.79 in the jurisdiction and 61.67 in the region.

The combination of Transit Index and Low Transportation Cost Index indicates that white, Non-Hispanic and Native American, non-Hispanic households have the lowest scores and would be most impacted by a lack of a reliable, affordable transportation connection between their place of residence and opportunities in both the jurisdiction and the region.

For the population below poverty, Black, non-Hispanic and white, non-Hispanic households in the jurisdiction have the lowest scores and would be most impacted by a lack of a reliable, affordable transportation connection between their place of residence and opportunities. In the region, white, non-Hispanic and Hispanic households score lowest and would be most impacted by a lack of transportation options.

iii. Describe how the jurisdiction's and region's policies, such as public transportation routes or transportation systems designed for use personal vehicles, affect the ability of protected class groups to access transportation.

The Jurisdiction does well in urbanized areas since Metro (a regional planning body) plans transportation services for the Oregon side of the region (the region contains 2 counties in Washington state). Six transits systems operate within the jurisdiction. Two rural communities in the jurisdiction (City of Sandy and City of Canby) operate their own small bus services to connect residents to the larger transportation services. The Clackamas County Transportation Consortium includes 9 senior centers plus the Transportation Reaching People program. The jurisdiction also has a Medicaid medical transportation program as well as private providers: taxis, medical transportation contractors and, transportation services offered by facilities.

The jurisdiction's Clackamas County Social Services Division operates several transportation programs, and, through a partnership called the Clackamas County

Transportation Consortium, provides coordination and funding for transportation needs at the ten senior and community centers operating in Clackamas County.

1. The Transportation Reaching People (TRP) Program serves Clackamas County seniors and people with disabilities who need transportation to medical appointments, personal business, and shopping. Door to door transportation is provided by volunteer drivers using their private auto. TRP staff drive wheelchair accessible vans. The goal of the program is to assist individuals by promoting independent living and preventing unnecessary institutionalization.

2. The Ride Together program empowers riders to recruit their own volunteer drivers (i.e. family, neighbors, and friends) and, as an incentive, the drivers are reimbursed for their mileage costs. This program allows customers to schedule their rides directly with their drivers at times that work for both parties.

3. The Catch-A-Ride (CAR) Program serves Clackamas County residents referred by partner agencies who need transportation to employment related services, school, and workshops. The goal of the program is to assist individuals by promoting self-sufficiency and reduce the need for public assistance.

4. The Travel Trainer (TT) Program teaches Clackamas County residents on how to use public transportation. The main goal of the program is to empower residents to use public transit to gain and retain their employment.

d. Low Poverty Exposure Opportunities

i. Describe any disparities in exposure to poverty by protected class groups.

The Low Poverty Index in HUD Table 12 uses rates of family poverty by household (based on the federal poverty line) to measure exposure to poverty by neighborhood. A higher score generally indicates less exposure to poverty at the neighborhood level. In the Clackamas County jurisdiction, Hispanic households have the most exposure to poverty based on the lowest index score of 55.29, followed by Native American, non-Hispanic households with a score of 59.63. The next protected class with the 3rd highest exposure to poverty is the Black, non-Hispanic class with a score of 60.97. White, non-Hispanic households have the 4th highest exposure to poverty with a score of 64.60. Asian or Pacific Islander households have the least exposure to poverty in the jurisdiction with a score of 70.65. The same order of highest to lowest is maintained for the population living below poverty in the jurisdiction: Native American, non-Hispanic (40.51), Hispanic (44.08), Black (54.78), White (57.09) and Asian or Pacific Islander (63.98) populations with the least exposure to poverty.

ii. What role does a person’s place of residence play in their exposure to poverty?

Map 14 is limited in demonstrating the role of residency in exposure to poverty. Large rural tracts of land in Clackamas County that are darker on the map indicate that people living in rural areas are more exposed to poverty. However, areas that have been identified as having “High Concentrations” of ethnicity and poverty are located in urbanized areas with large housing developments, apartments and manufactured housing/trailer parks. Clackamas County contains no R/ECAPs areas.

iii. Which racial/ethnic, national origin or family status groups are most affected by these poverty indicators?

In the region, Black, non-Hispanic households have the most exposure to poverty reflected in the lowest total population index of 41.25 followed by Hispanic households with 43.14. For the population below poverty, Native American, non-Hispanic households have the most exposure to poverty with a score of 32.63 followed by Black households with an index score of 33.43. The white, non-Hispanic population and the Asian or Pacific Islander, non-Hispanic have the least exposure to poverty with scores of 56.42 and 56.13 respectively. The white, non-Hispanic and Asian populations below the poverty also have the least exposure to poverty with index scores of 45.52 and 43.73, respectively.

In the Clackamas County jurisdiction, Hispanic households have the most exposure to poverty based on the lowest index score of 55.29, followed by Native American, non-Hispanic households with a score of 59.63. The next protected class with the 3rd highest exposure to poverty is the Black, non-Hispanic class with a score of 60.97. White, non-Hispanic households have the 4th highest exposure to poverty with a score of 64.60. Asian or Pacific Islander households have the least exposure to poverty in the jurisdiction with a score of 70.65.

iv. Describe how the jurisdiction’s and region’s policies affect the ability of protected class groups to access low poverty areas.

Clackamas County has identified areas with “high concentrations” of Hispanic ethnicity and low moderate income. The jurisdiction has also compiled opportunity maps that indicate that the areas of high concentration are located within or next to areas of opportunity. There are some local areas that do not support the building of multi-family housing developments or affordable housing developments. The lack of availability of affordable and accessible housing units in these communities may affect the ability of protected class groups to access low poverty areas. However, other protected groups with high incomes are able to buy into these communities of most expensive homes.

e. Environmentally Healthy Neighborhood Opportunities

- i. Describe any disparities in access to environmentally healthy neighborhoods by protected class groups.**

The environmental health index listed in HUD Table 12 indicates the health of a neighborhood based on exposure to air pollution. The Environmental Health Index measures exposure based on EPA estimates of air quality carcinogenic, respiratory and neurological toxins by neighborhood. Map 15 shows residency patterns of racial/ethnic and national origin groups and families with children overlaid by shading showing the level of exposure to environmental health hazards for the jurisdiction and the region. The higher the Environmental Health Index indicates a better environmental health level or less exposure to toxins harmful to human health.

Clackamas County populations may have more exposure to air pollution the closer they are to urban areas and highways. Most of the population, industry and highways are in the northwest corner of the jurisdiction/county.

- ii. Which racial/ethnic, national origin or family status groups have the least access to environmentally healthy neighborhoods?**

In the Clackamas County jurisdiction, Asian or Pacific Islander populations have the lowest index at 9.69 followed by Black, non-Hispanic households at 9.99, however the same protected classes that live below the poverty line have better access to health environments at 11.16 and 19.26 respectively. Native American, non-Hispanic households have the best level of environmental health at 19.39 in the jurisdiction followed by white, non-Hispanic households at 17.82 and Hispanic households at 16.89.

All protected class households and white, non-Hispanic households in the jurisdiction have higher (better) environmental Health indices than the same classes in the region.

f. Patterns in Disparities in Access to Opportunity

- i. Identify and discuss any overarching patterns of access to opportunity and exposure to adverse community factors based on race/ethnicity, national origin or familial status. Identify areas that experience an aggregate of poor access to opportunity and high exposure to adverse factors. Include how these patterns compare to patterns of segregation and R/ECAPs.**

The jurisdiction has no identifiable overarching patterns of access to opportunity and exposure to adverse community factors based on race/ethnicity, national origin or familial status. The jurisdiction has no readily identifiable areas that experience an aggregate of poor access to opportunity and high exposure to adverse factors. The jurisdiction has no HUD identified R/ECAPs and no protected classes that are either Moderately Segregated or Highly Segregated. Areas that are identified as having “high concentrations” of ethnicity

and concentrations of low to moderate income households are located either within or in close proximity to areas of high opportunity including transportation services, jobs and proficient schools.

All protected class households and white, non-Hispanic households in the jurisdiction have higher (better) environmental Health indices than the same classes in the region.

2. Additional Information

a. Beyond the HUD-provided data, provide additional relevant information, if any, about disparities in access to opportunity in the jurisdiction and region affecting groups with other protected characteristics.

The Clackamas County jurisdiction has identified “Transportation Disadvantaged Populations” in the process of developing a Transportation System Plan Update 2035. One of the Transportation System Plan Update objectives was to identify existing gaps and deficiencies in the transportation system including missing connections in sidewalks, bicycle paths, roadway conditions and densely populated areas without transit service. Goal 5 of the Transportation System Plan Update is to provide an equitable transportation system.

Regionally, the Healthy Columbia Willamette Collaborative is a large public private collaborative comprised of 15 hospitals, four local public health departments, and two Coordinated Care Organizations in Clackamas, Multnomah, and Washington counties in Oregon and Clark County, Washington. It is one of the most complex collaborations in the country convened to conduct a community health needs assessment. It includes four counties in two states; three sectors--hospitals, public health departments, and Medicaid payers; large hospital systems and community hospitals; and urban and rural populations.

A regional community health needs assessment that was conducted in Summer 2013 informed by the following sources across Clark County, Washington, and Clackamas, Multnomah, and Washington counties in Oregon: 38,000 participants in community engagement projects conducted since 2009; 202 community members participating in 14 community listening sessions; 126 interviews and surveys with community health stakeholders; and more than 100 population-health indicators in each of the four counties. The second community health needs assessment will be completed in July 2016. This assessment will include the health indicators involved in the first assessment and will be expanded to examine social determinants of health, as well as hospital and Coordinated Care Organization data. Community engagement activities will be expanded to include a community survey in addition to community listening sessions and stakeholder interviews. Website: <https://multco.us/healthy-columbia-willamette-collaborative/reports>

- b. **The program participant may also describe other information relevant to its assessment of disparities in access to opportunity, including any activities aimed at improving access to opportunities for areas that may lack such access, or in promoting access to opportunity (e.g., proficient schools, employment opportunities, and transportation).**

The Clackamas County jurisdiction has identified “Transportation Disadvantaged Populations” in the process of developing a Transportation System Plan Update 2035. Transportation Disadvantaged Populations are defined as “groups of people who have historically had unmet transportation needs or have experienced disproportionate negative impacts from the transportation system such as the elderly, youth, low income, and low vehicle ownership populations, and those living within 500 feet of a freeway or highway.”

Each of the High Concentration of ethnicity and low-income areas identified by the jurisdiction are included as areas that contain “Transportation Disadvantaged Populations” that will be considered in future county jurisdiction transportation planning and projects.

3. Contributing Factors of Disparities in Access to Opportunity

Consider the listed factors and any other factors affecting the jurisdiction and region. Identify factors that significantly create, contribute to, perpetuate, or increase the severity of disparities in access to opportunity.

- Access to financial services
- The availability, type, frequency, and reliability of public transportation
- Lack of private investments in specific neighborhoods
- Lack of public investments in specific neighborhoods, including services or amenities
- **Lack of regional cooperation**
- **Land use and zoning laws**
- Lending Discrimination
- Location of employers
- Location of environmental health hazards
- Location of proficient schools and school assignment policies
- Location and type of affordable housing
- Occupancy codes and restrictions
- Private discrimination
- Other

The only Contributing Factors of Disparities in Access to Opportunity for protected classes may be the general lack of affordable housing for low income households in the jurisdiction and in the region. The Lack of Regional Cooperation on affordable

housing and the Land Use Zoning laws may be the contributing factor to the lack of affordable housing options thereby limiting access to opportunity. The rapid increase in housing demand in the private housing market will continue to gentrify some low income neighborhoods and push low-income families further from high opportunity areas.

A recent regional Metro Housing Equity 2016 Report detailed the lack of affordable housing units referenced as “missing middle” housing units. “There are currently approximately 30,000 income-restricted units of housing regulated to remain affordable to households making less than 60 percent of median income, and approximately 73,000 units of market-rate housing that are affordable at this level (although rising rents will cause this number to diminish) in the four-county metro region. With over 185,000 households making less than 60 percent of median income, that leaves a shortage of more than 80,000 units of affordable housing.” *Metro Opportunities and challenges for equitable housing, January 2016* website: oregonmetro.gov/equitablehousing.

All these requirements of multifamily housing projects increase the initial cost and result in affordable housing that is expensive to build and maintain. The State of Oregon has a land use plan (Goal 10) that requires all communities to allocate land for multifamily developments however some communities are more compliant than others. State and regional housing advocates are beginning to challenge communities to meet the Goal 10 requirements to provide land for multi-family housing developments. In 2015 Housing Land Advocates joined the Coalition for Affordable and Safe Housing to repeal Oregon’s ban on inclusionary zoning, and allow Oregon communities access to this important tool for creating affordable housing in areas of opportunity. The ban was lifted in 2016 with the passage of HB1533 which became effective June 2, 2016.

iv. Disproportionate Housing Needs

1. Analysis

- a. Which groups (by race/ethnicity and family status) experience higher rates of housing cost burden, overcrowding, or substandard housing when compared to other groups? Which groups also experience higher rates of severe housing burdens when compared to other groups?**

An initial review of HUD Table 9 data when compared to similar data for neighboring jurisdictions of similar size and composition indicated that data for the Clackamas County jurisdiction was inaccurate or extremely low. HUD has since provided a revised HUD Table 9. The following analysis is based on the revised HUD Table 9 as of 9/21/16 and attached to this analysis.

In the jurisdiction, 56.02% of Hispanic households are experiencing any of the 4 housing problems at the highest rate by racial/ethnic group, the second highest rate is for Native American, Non-Hispanics with a 53.49% rate and the third highest rate is for Black, Non-Hispanic households at 49.16% which is actually 410 of all 834 Black households in the jurisdiction. The Asian or Pacific Islander group has a 43.65% rate of housing problems. The rate for Other, Non-Hispanic households is 39.78% and the rate for all households experiencing housing problems for the jurisdiction is 39.02% or 57,230 of the total 146,665 households. The white, non-Hispanic group has the lowest rate 37.82% representing 49,570 households from a total of 131,065.

Severe Housing Problems in the jurisdiction follows a similar pattern of being highest among the Hispanic households at 34.03% of 6,890 households, then Native American, non-Hispanic households at 28.23% of 673 households and Black, Non-Hispanic at 25.78% of 834 total Black households in the jurisdiction.

Disproportionate Housing needs in the jurisdiction by household type and size are highest for family households with children (5+ people) at 51.28% or 7,020 of a total of 13,689 total households in this category. The second highest rate is for non-family households at 46.76%. Family households with less than 5 people had the lowest rate of 33.13% of households experiencing housing problems from a total of 87,884 households in this category.

In the region, the group with the highest rate of housing problems is the Hispanic group with 58.75%, the second highest group is the Black, non-Hispanic group with 55.34% reporting housing problems or 12,342 of 22,301 total Black households in the region. The third highest rate of housing problems is the Native American, non-Hispanic households group with a rate of 46.24% or 2,271 of a total 4,911 total Native households. The rate for all 864,545 households in the region is 39.89% with housing problems and 19.66% with severe housing problems.

Severe Housing problems for the region effect the same 3 groups with the highest severe housing problems rate of 36.32% for Hispanic households, 34.05% for Black, non-Hispanic households and 24.13% of Native American, Non-Hispanic households reporting severe housing problems.

Disproportionate Housing needs in the region by household type and size are similar to the jurisdiction in that the need is highest for family households with children (5+ people) at 54.02% or 41,790 of a total of 77,100 total households in this category. The second highest rate is for non-family households at 46.75%. Family households with less than 5 people had the lowest rate of 33.03% of households experiencing housing problems from a total of 473,864 households in this category.

b. Which areas in the jurisdiction and region experience the greatest housing burdens? Which of these areas align with segregated areas, integrated areas,

or R/ECAPs and what are the predominant race/ethnicity or national origin groups in such areas?

HUD Maps 7 and 8 for the jurisdiction reveal that the region is mostly populated by white households. As stated earlier, a majority of the jurisdiction's population resides in the northwestern corner of the county which is shaded mostly light (less housing burden) on Maps 7 and 8. The darkest areas representing those areas with the highest housing burden are located on the eastern side of the county which include a national park and national forest land that is sparsely populated. The five most predominant races with housing burdens by national origin are persons from Mexico, China, Canada, Vietnam and Ukraine. According to HUD Table 1, persons from Mexico are 2.57% of the jurisdiction's population, China 0.48%, Canada 0.42%, Vietnam 0.40% and Ukraine 0.38% of the jurisdiction.

c. Compare the needs of families with children for housing units with two, and three or more bedrooms with the available existing housing stock in each category of publicly supported housing.

HUD Table 9 indicates that 33.13% of family households in the jurisdiction with housing problems have less than 5 people and 46.76% of households are non-family households. In the region, 33.03% of family households with housing problems have less than 5 people, 54.20% have more than 5 people and 46.75% of households with problems have no children (non-family households).

Publicly Supported Housing Table 11 indicates that in Public Housing units, 41.73% of households have children. Of all public housing units, 29.70% of the units are 2 bedroom and 35.53% of the units are 3 or more bedrooms in size.

Table 11 also shows that Project-based Section 8 units are 31.36% occupied by households with children. Section 8 units are comprised of 34.46% 2 bedroom units and 8.19% 3 or more bedroom units.

The Other multi-family units listed in Table 11 show that less than 1% of households have children and all units are 0-1 bedrooms.

Table 11 also shows that of all the HCV program participating households, 39.07% have children. HCV households rent family size units at a rate of 27.07% for units of 3 or more bedrooms and 44.27% of households rent 2 bedroom units.

d. Describe the differences in rates of renter and owner occupied housing by race/ethnicity in the jurisdiction and region.

The jurisdiction has no current data on the rates of renter and owner occupied housing by race/ethnicity. The U.S. Census Bureau Quickfacts website has an Owner occupied (2010-

2014) housing unit rate of 68.5% for Clackamas County. The remainder of the households 31.5% (100%-68.5 = 31.5%) could be considered renter occupied households unless those households are living in institutions or elsewhere. According to HUD Table 5 there were a total of 157,887 housing units in the jurisdiction in 2010. 31.5% of the 157,887 housing units equals 49,734 housing units occupied by renters.

2. Additional Information

- a. Beyond the HUD-provided data, provide additional relevant information, if any, about disproportionate housing needs in the jurisdiction and region affecting groups with other protected characteristics.**

The State of Oregon Housing and Community Services (OHCS) published a housing needs Assessment in 2013 using various sources of data including American Community Survey data. The OHCS Housing Needs for Clackamas County identified that 44 housing units were needed for persons in need of drug and alcohol rehabilitation, 169 units were needed for persons who are chronically mentally ill, 85 units were needed for persons who have a developmental disability, 78 units for persons who are physically disabled, 891 units were needed for elderly persons, 248 units were needed for frail elderly persons, 8 units were needed for persons with HIV/AIDS and, 143 units were needed for farm workers. Source: www.oregon.gov/OHCS/ISD/RA/housing-profiles/counties/Clackamas

- b. The program participant may also describe other information relevant to its assessment of disproportionate housing needs. For PHAs, such information may include a PHA's overriding housing needs analysis.**

The PHA housing needs analysis is based on the Housing Authority of Clackamas County (HACC) public housing Waiting List data from the 2015 Annual Plan. 4,109 Households requested Housing Choice Vouchers and Public Housing. 86% of households (3,528 households) were extremely low income households with incomes of less than 30% of the Area Median Income. 28% of households on the wait list had a disabled family member. 28% of households on the wait list (754 households) were requesting a one-bedroom unit, 21% requested a two-bedroom unit, 862 households or 32% requested a three bedroom unit and, 20% requested a unit with at least 4 bedrooms.

3. Contributing Factors of Disproportionate Housing Needs

Consider the listed factors and any other factors affecting the jurisdiction and region. Identify factors that significantly create, contribute to, perpetuate, or increase the severity of disproportionate housing needs.

- **The availability of affordable units in a range of sizes**
- **Displacement of residents due to economic pressures**
- **Lack of private investments in specific neighborhoods**

- Lack of public investments in specific neighborhoods, including services or amenities
- Land use and zoning laws
- Lending Discrimination
- Other

The only Contributing Factors of Disparities in Access to Opportunity for protected classes may be the general lack of affordable housing for low income households in the jurisdiction and in the region. The Lack of Regional Cooperation on affordable housing and the Land Use Zoning laws may be the contributing factor to the lack of affordable housing options thereby limiting access to opportunity. The rapid increasing in housing demand in the private housing market will continue to gentrify some low income neighborhoods and push low-income families further from high opportunity areas.

A recent regional Metro Housing Equity 2016 Report detailed the lack of affordable housing units referenced as “missing middle” housing units. “There are currently approximately 30,000 income-restricted units of housing regulated to remain affordable to households making less than 60 percent of median income, and approximately 73,000 units of market-rate housing that are affordable at this level (although rising rents will cause this number to diminish) in the four-county metro region. With over 185,000 households making less than 60 percent of median income, that leaves a shortage of more than 80,000 units of affordable housing.” *Metro Opportunities and challenges for equitable housing, January 2016 website: oregonmetro.gov/equitablehousing.*

C. Publicly Supported Housing Analysis

1. Analysis

a. Publicly Supported Housing Demographics

- i. **Are certain racial/ethnic groups more likely to be residing in one category of publicly supported housing than other categories (public housing, project-based Section 8, Other HUD Multifamily Assisted developments, and Housing Choice Voucher (HCV))?**

A review of 2010 Census HUD Table 6 data indicated that the Black population residing in Public Housing (4.43%) and using the Housing Choice Voucher (3.71%) program at more than 4 times the Black percentage of the general population (0.74%). The Black population appears to be over represented in Public Housing and in the HCV programs yet under-represented in the Project Based Section 8 program (0.30%) and the Other Multifamily Programs (0.0%).

The Hispanic population in Public Housing (5.78%), Project-Based Section 8 (4.14%) and the HCV program (4.76%) is at least 2% below the current Hispanic population in the jurisdiction (7.73%). The Other Multifamily publicly supported housing has less

than 1% Hispanic participation. The Hispanic population appears to be under-represented in Publicly Supported Housing however this may be due to the rapid growth of this population from 2.54% in 1990 to 7.73% in 2010.

The Asian population in Clackamas County was 3.84% of the general population. Public Housing units are occupied by 1.16% Asians, Project-Based Section 8 have 2.66% and Other Multifamily and HCV program were less than 1% (0.96 and 0.63) Asian. This data reflects that the Asian population is underrepresented in Publicly Supported Housing.

Table 7 has no data on R/ECAP areas since no R/ECAPS have been identified in Clackamas County.

- ii. Compare the demographics, in terms of protected class, of residents of each category of publicly supported housing (public housing, project-based Section 8, Other HUD Multifamily Assisted developments, and HCV) to the population in general, and persons who meet the income eligibility requirements for the relevant category of publicly supported housing. Include in the comparison, a description of whether there is a higher or lower proportion of groups based on protected class.**

As stated above, the Black population appears to be over represented in Public Housing and in the HCV programs yet under-represented in the Project Based Section 8 program (0.30%) and the Other Multifamily Programs (0.0%). Table 6 has no income data in regarding the Black population.

The Hispanic population appears to be over-represented in the very low income category as 19.23% of the 0-30% of AMI category compared to 7.73 % of the general population. This over-representation may be due to the recent PHA requirements to offer any new PHA vouchers to extremely low-income persons.

The Asian population has no representation in the 0-30% AMI eligibility category, 3.28% in the 0-50% AMI eligibility category and 4.76% in the 080% AMI eligibility category. Since the Census data indicated that 3.84% of the jurisdiction is Asian, it appears that Asians are over represented in the 0-80% AMI eligibility category.

b. Publicly Supported Housing Location and Occupancy

- i. Describe patterns in the geographic location of publicly supported housing by program category (public housing, project-based Section 8, Other HUD Multifamily Assisted developments, HCV, and LIHTC) in relation to previously discussed segregated areas and R/ECAPs.**

Clackamas County has no HUD identified R/ECAP areas and low segregation according to HUD Table 3. Maps 5 and 6 indicate that publicly supported housing in all categories is distributed throughout the populated areas of the county.

Areas that have been identified as High Concentrations of ethnicity and poverty also include both private market and publicly supported multi-family housing units. There are no discernable patterns between segregated areas, R/ECAP areas or areas of High Concentrations of ethnicity/poverty and the location of publically supported housing.

ii. Describe patterns in the geographic location for publicly supported housing that primarily serves families with children, elderly persons, or persons with disabilities in relation to previously discussed segregated areas or R/ECAPs?

Clackamas County has no HUD identified R/ECAP areas and low segregation according to Table 3. Maps 5 and 6 indicate that publicly supported housing in all categories is distributed throughout the populated areas of the county jurisdiction and the region. The communities of Lake Oswego, West Linn and Happy Valley have been difficult for public housing residents to move to build affordable housing units in due to some community opposition to affordable housing. Another factor affecting the difficulty of moving to these communities has been the higher rent levels than other areas according to some the Public Housing residents, Section 8 voucher holders and affordable housing developers. However, Section 8 Housing Choice Voucher are currently renting units in these communities.

iii. How does the demographic composition of occupants of publicly supported housing in R/ECAPS compare to the demographic composition of occupants of publicly supported housing outside of R/ECAPs?

Table 7 has no data on R/ECAP areas since no R/ECAPS have been identified in Clackamas County.

Table 7 data on Non R/ECAP area Demographics indicates that all the data is equal to the data of the publically supported housing since no areas of the jurisdiction are R/ECAP.

A tally of the demographic data on the four (4) locally identified areas of High Concentrations indicate that High Concentration areas are over-represented by the Hispanic population with 21.40% Hispanic, 70.3% White, 1.6% Black, 3% Asian and 3% Other non-white. These areas were identified as high concentrations (more than 20%) due to the over-representation of the Hispanic population which is only 8% of the general population in the jurisdiction.

- iv. (A) Do any developments of public housing, properties converted under the RAD, and LIHTC developments have a significantly different demographic composition, in terms of protected class, than other developments of the same category? Describe how these developments differ.**

A review of HUD Table 8 Public Housing Race/Ethnicity indicated that there are some differences among the composition of protected class households in public housing units.

The Housing Authority of Clackamas County (HACC) maintains five (5) Public Housing (PH) developments. One of the developments, Hillside Manor, has no children, 93% of the residents are white, 5% are Black, 2% Hispanic and no Asians. In the four (4) other HACC Public Housing developments the range of the white population is from 87 to 82%. The Hispanic population ranges from 11% to 2% with 2 developments having well above the jurisdictional Hispanic population of 7.73%. Oregon City View Manor has a Hispanic population of 9% and Clackamas County HA (scattered sites) has a population of 11% Hispanic. The Clackamas Heights PH has a Black population of 9% which is well above (10 times) the jurisdictional Black population of 0.74%.

The twelve (12) Project-Based Section 8 Developments in the jurisdiction have a White population range of 100 to 77%, a Hispanic population range of 0 to 15%, an Asian population range of 0 to 11% and only three developments have a Black population of 2 to 3%. The 28 one-bedroom units at Hollyfield Village for elderly and disabled persons has a 100% white population. The 31 family units at Seneca Terrace has an 11% Asian population. The Ridings Terrace I and II (34 family units) has a population of 11% and 15% Hispanic families.

The seven (7) Other Multi-family developments, have a white population range of 100% to 86%, no Black population, a Hispanic population range of 0 to 7% and an Asian population range of 0 to 5%. Two (2) developments Meadowlark and Creekside Woods have a 100% white population although these demographics may have changed in the 5 years since the census data was collected for 2010. However these units may have relatively low resident turnover since Meadowlark is housing for seriously mental ill persons and Creekside Woods is senior housing.

(B) Provide additional relevant information, if any, about occupancy, by protected class, in other types of publicly supported housing.

No additional relevant data.

- v. Compare the demographics of occupants of developments, for each category of publicly supported housing (public housing, project-based Section 8, Other HUD Multifamily Assisted developments, properties converted under RAD, and LIHTC) to the demographic composition of the areas in which they are located. Describe whether developments that are primarily occupied by one race/ethnicity are located in areas occupied largely by the same race/ethnicity. Describe any differences for housing that primarily serves families with children, elderly persons, or persons with disabilities.**

Public Housing units are located in the Oregon City and in the City of Milwaukie and Housing Choice Voucher participants are located throughout the county. The race and ethnicity percentages for Housing Choice Vouchers match with the race/ethnicity percentages in the county. 82% of the voucher households have children. The data in HUD table 8 is rounded to the nearest whole number percentage which may have some effect on the following analysis.

When comparing the race/ethnicity data at the Oregon City View Manor public housing units to data in the census tract, there are fewer white persons by 7%, more Black persons by 4.5%, more Hispanic persons by 4.19% and fewer Asian persons by 0.19%. Families with children are 43% of all housings at the Oregon City View Manor.

Comparing the race/ethnicity data at Hillside Manor units to data in the census tract (in Milwaukie), there are more white persons by 6.85%, more Black persons by 2.95%, fewer Hispanic persons by 3.98% and fewer Asian persons by 1.61%. Hillside Manor has no households with children and no Asian households.

Hillside Park has 27% of households with children and is located next to Hillside Manor. Comparing the race/ethnicity data at Hillside Park to data in the census tract, there are more white persons by 0.85%, more Black persons by 2.95%, fewer Hispanic persons by 1.98% and fewer Asian persons by 0.61%.

The Clackamas Heights public housing units are located in Oregon City. Comparing the race/ethnicity data at Clackamas Heights to data in the census tract, there are fewer white persons by 3.98%, more Black persons by 8.51%, fewer Hispanic persons by 1.81% and fewer Asian persons by 0.19%.

There are 12 Project Based Section 8 developments listed in HUD Table 8. The Our Apartment development has no data listed which may be due to the Section 8 contract expiring in 2012. Five of the Section 8 projects; Ikoï So, Carriage Court, 300 Main, Hollyfield Village and Cascade Meadows are senior housing units with no children. The remaining six are for low-income families.

Ridings Terrace I and II are in Molalla with 85% and 54% of households having children. Ridings Terrace I has 0.86% more white persons than the census tract, no black persons and only 0.36% in the census tract, 2.19% less Hispanic persons than in the census tract and no Asian persons and 0.73% in the census tract. Ridings Terrace II has 6.17% less white persons than the census tract, no Black persons and only 0.36% in the census tract, 1.81% more Hispanic persons than in the census tract and no Asian persons with 0.73% in the census tract.

Rosewood Terrace and Oregon City Terrace are both in Oregon City with 73% and 62% of households with children. Rosewood has 5.24% more white persons than in the census tract, no Black persons, no Asian persons and the same percentage of Hispanic persons as in the census tract (8% and 7.96%). Oregon City Terrace has 0.76% less white persons than the census tract, 1.64% more Black persons, 0.96% less Hispanic persons and 1.06% more Asian persons than the census tract.

The Willamalane apartments are in Milwaukie with 42% of households having children. Willamalane has 11.88% more white persons than the census tract, 1.72% more Black persons, 7.28% less Hispanic persons than the census tract and no Asian persons with 2.02% in the census tract.

Seneca Terrace is also in Milwaukie with 69% of households having children. Seneca has 10.78% more white persons than the census tract, no Black persons with 1.81% in the tract, 11.27% less Hispanic persons than in the tract and 7.89% more Asian persons than in the tract.

Only one of the seven (7) Other Multi-family housing developments listed in HUD Table 8 is for families: Charleston Apartments in Wilsonville. Three are for seniors only: Whispering Pines in Estacada, Oakridge Apartments in Lake Oswego and Creekside Woods in Wilsonville. The remaining three are for mentally ill and seriously mentally ill persons: Meadowlark Apartments and Oakridge Apartments in Oregon City and Renaissance Court in Wilsonville.

The Charleston Apartments have 14% of households with children and only white and Hispanic persons, no Black or Asian persons. The Charleston has 3.52% more white persons than in the census tract, 1.89% less Hispanic persons than in the tract, no Black persons with 0.68% in the tract and no Asian persons with 3.81% in the tract.

The data compared between the housing occupied and the census tracts is from the 2010 census data which at the time of this analysis is 5 years out of date. The actual demographics may be changed.

c. Disparities in Access to Opportunity

- i. Describe any disparities in access to opportunity for residents of publicly supported housing, including within different program categories (public housing, project-based Section 8, Other HUD Multifamily Assisted Developments, HCV, and LIHTC) and between types (housing primarily serving families with children, elderly persons, and persons with disabilities) of publicly supported housing.**

Publically supported housing is located throughout the jurisdiction. As state earlier, the jurisdiction has no readily identifiable areas that experience poor access to opportunity and high exposure to adverse factors. The jurisdiction has no HUD identified R/ECAPs and no protected classes that are either Moderately Segregated or Highly Segregated. Areas that are identified as having “high concentrations” of ethnicity and concentrations of low to moderate income households are located either within or in close proximity to areas of high opportunity including transportation services, jobs and proficient schools.

A review of HUD Table 12 indicates that all protected class households and white, non-Hispanic households in the jurisdiction including residents of publically supported housing have higher (better) access to opportunity than the same classes in the region.

2. Additional Information

- a. **Beyond the HUD-provided data, provide additional relevant information, if any, about publicly supported housing in the jurisdiction and region, particularly information about groups with other protected characteristics and about housing not captured in the HUD-provided data.**

The region and jurisdiction is experiencing an increase in demand for housing due to an influx of new residents. By some estimates over 100,000 people are moving to the Portland Metro area every year. This current demand for housing is causing rapid rent increases and forcing low-income households to look for housing in other parts of the region including Clackamas County. A regional report: the Metro Housing Equity 2016 Report concluded that there is currently a shortage of 80,000 “missing middle” housing units in the region: “There are currently approximately 30,000 income-restricted units of housing regulated to remain affordable to households making less than 60 percent of median income, and approximately 73,000 units of market-rate housing that are affordable at this level (although rising rents will cause this number to diminish) in the four-county metro region. With over 185,000 households making less than 60 percent of median income, that leaves a shortage of more than 80,000 units of affordable housing.”

- b. **The program participant may also describe other information relevant to its assessment of publicly supported housing. Information may include relevant programs, actions, or activities, such as tenant self-sufficiency, place-based investments, or mobility programs.**

HACC does provide mobility counseling in the form of an educational video and pamphlets. HACC requires all clients to participate in this counseling whenever moving. This training is offered during our Orientation classes.

HACC does allow exception payment standards for families with disabilities called Reasonable Accommodation Payment Standards and allows families with disabilities to use a rent standard at 120% of the FMR which is 20% higher than the regular payment standard. HACC used to provide an exception payment standard for West Linn and Lake Oswego, but after 3 years and no changes in the leasing in these areas, HACC discontinued this program.

In an effort to increase the stock of affordable housing in areas of opportunity, HACC has opened Request for Proposals to encourage development by offering Project Based Vouchers (PBVs) and financial support for development. The most recent proposal resulted in 60 new units constructed with 21 Project Based Vouchers. HACC also provided PBVs to an affordable housing project to sustain it as affordable.

HACC continues to increase the number of participating landlords by dispelling misconceptions about Section 8 through Quarterly free Landlord Trainings. HACC landlord training events have had an average of 60 landlords attending per session.

An HACC Section 8 Program Manager provides outreach and training at local Landlord Associations and offers training and guidance on renting to Section 8 families.

The HACC website has a Landlord education page which includes videos on Fair Housing protections for Section 8 families.

HACC has recently been awarded \$25,000 from Meyer Memorial Trust to start a Deposit Assistance loan program to help families get into housing that would otherwise experience a barrier as they could not afford the rental deposit in the area they desire.

3. Contributing Factors-of Publicly Supported Housing Location and Occupancy

Consider the listed factors and any other factors affecting the jurisdiction and region. Identify factors that significantly create, contribute to, perpetuate, or increase the severity of fair housing issues related to publicly supported housing, including Segregation, RECAPs, Disparities in Access to Opportunity, and Disproportionate Housing Needs. For each contributing factor that is significant, note which fair housing issue(s) the selected contributing factor relates to.

- Admissions and occupancy policies and procedures, including preferences in publicly supported housing
- **Land use and zoning laws #1**
- **Community opposition #3**
- Impediments to mobility
- Lack of private investment in specific neighborhoods
- Lack of public investment in specific neighborhoods, including services and amenities
- Lack of regional cooperation
- Occupancy codes and restrictions
- Quality of affordable housing information programs
- **Siting selection policies, practices and decisions for publicly supported housing, including discretionary aspects of Qualified Allocation Plans and other programs**
- **Source of income discrimination#2**
- Other

Clackamas County has no HUD identified RE/CAP areas and low segregation according to Table 3. Maps 5 and 6 indicate that publicly supported housing in all categories is distributed throughout the populated areas of the county. The County and the Portland

Metro region are currently experiencing a housing crisis due to high demands for housing units. The current high housing demand is increasing the cost of purchasing homes and increasing the cost of rental housing.

Fair Housing Issues and Contributing Factors:

1. Siting selection policies, practices and decisions for publicly supported housing, including discretionary aspects of Qualified Allocation Plans and other programs. Placement of new public housing developments. Oregon's Housing and Community Services administers the low Income Housing Tax Credit (LIHTC) program. In the Clackamas County jurisdiction there is only one census tract that is considered either a Qualified Census Tract (QCT) or a Difficult Development Area (DDA). The QCT and the DDA designations allow for more tax credits to be included (up to 30% more) in the project which increases the financial viability of those housing projects. Without more qualified census tracts for LIHTC credits the jurisdiction will continue to struggle with financing options for affordable housing projects. The one Qualified Census Tract in the jurisdiction is located in North Clackamas which is an area of high concentration of ethnicity and low-income households.

2. Land Use and Zoning Laws. Multi-family housing developments are typically restricted to areas in each community and throughout the jurisdiction that are zoned as high or medium density residential. Communities have many requirements for multifamily housing including: amenities such as onsite parking, fire access, buildings that "match" the character of the neighborhood and traffic impact studies, etc. All these requirements of multifamily housing projects increase the initial cost and result in housing that expensive to build and maintain. The state of Oregon has a land use plan (Goal 10) that requires all communities to allocate land for multifamily developments however some communities are more compliant than others. Housing advocates are beginning to challenge communities to meet the Goal 10 requirements.

3. Source of income discrimination, Segregation: Public housing residents report much difficulty in finding affordable rental units in general and in some communities in particular. 20% of all complaints filed with the Fair Housing Council of Oregon from July 1, 2014 to June 30, 2015 were in relation to Source of Income. The Fair Housing Council of Oregon continues process complaints regarding source of income discrimination. The Oregon State legislature recently passed legislation that landlords and property managers could not discriminate against persons with Section 8 or Housing Choice Vouchers as a source of rent, however, violations may still occur.

4. Community Opposition, segregation to specialized multifamily housing: some communities are resistant to change, particularly those communities that are primarily single family home communities with very few multifamily housing developments. More public relations and advocacy will need to occur in these communities to demonstrate the benefits of a range of housing choices for all residents in each community, particularly persons with disabilities, elderly persons and persons with

diverse ethnic backgrounds. Respondents to the AFH community survey continue to express opposition to “Section 8 housing” due to fears that affordable housing somehow degrades the value of neighborhoods.

The public housing in the jurisdiction and in the region is competing with private market housing for land and for tax base dollars to each community. So far private single family housing is winning because homeowners bring property tax revenue to each community. Multifamily housing that is affordable to low-income tenants is typically run by a non-profit does not create much tax revenue other than the initial cost of building permits and system development charges. The jurisdiction is also continuing to encourage siting multifamily developments in high opportunity areas encouraging density in areas such as the Clackamas Town Center and in North Clackamas.

D. Disability and Access Analysis

1. Population Profile

- a. How are persons with disabilities geographically dispersed or concentrated in the jurisdiction and region, including R/ECAPs and other segregated areas identified in previous sections?**

Map 16 by disability type reveals that persons with disabilities live throughout the jurisdiction with no particular concentration areas. In the region, concentrations of persons with disabilities appear to be in urban centers including the cities of Portland, Beaverton and Vancouver, Washington.

Table 13 Disability by type presents data that persons with disabilities in the jurisdiction as a percentage of the population are similar to the percentages in the region. Persons with hearing difficulty are 4% of the jurisdiction and 3.69% of the region, Vision difficulty 1.64/1.99, Cognitive difficulty 4.64/5.27, Ambulatory difficulty 6.10/5.99, Self-care difficulty 2.56/2.47 and Independent living difficulty 4.11/4.35%. The difference between the jurisdiction and the region on Table 13 for each type of disability is never more than 0.63%.

- b. Describe whether these geographic patterns vary for persons with each type of disability or for persons with disabilities in different age ranges.**

Map 16 by disability type reveals that persons with disabilities live throughout the jurisdiction with no particular concentration areas. In the region, concentrations of persons with disabilities appear to be in densely populated urban centers including the cities of Portland, Beaverton and Vancouver, Washington.

2. Housing Accessibility

- a. Describe whether the jurisdiction and region have sufficient affordable, accessible housing in a range of unit sizes.**

HUD has provided no data for this question at the time of this analysis. Map 5 reveals that Publicly Supported Housing is distributed throughout the region and in populated areas of the jurisdiction. A regional housing equity report has concluded that the Portland metro region has a shortage of 80,000 affordable housing units.

b. Describe the areas where affordable accessible housing units are located. Do they align with R/ECAPs or other areas that are segregated?

HUD has not provided any data for this question at the time of this analysis. The jurisdiction has no HUD identified R/ECAPs. Areas that have been identified by the jurisdiction as having “High Concentrations” of ethnic and low-income persons are located in populated areas that include several multi-family housing developments and manufactured housing parks.

c. To what extent are persons with different disabilities able to access and live in the different categories of publicly supported housing?

Table 15 indicates that persons with disabilities are able to access publicly supported housing in the jurisdiction and in the region. In Public Housing 34.77% of residents in the jurisdiction have a disability while 34.55% of residents in the region for a minimal difference of 0.22%. Projected based Section 8 - 29.38/29.97% a difference of 0.59%. In other multi-family housing 32.71/34.86% a difference of 2.15%. In the Housing Choice Voucher (HVC) program 26.2/32.23% a 6.03% difference. In the region, Other Multi-family housing has 2.15% more persons with disabilities than the jurisdiction and in the HCV program the region has 6.03% more persons with disabilities participating. The region may have more people who transition in and out of publicly supported housing than in the jurisdiction which has a more stable population. The November 2014 wait list for HACC public housing units in the jurisdiction had over 6,000 households requesting access to housing. 29% or 1,796 households included someone with a disability.

3. Integration of Persons with Disabilities Living in Institutions and Other Segregated Settings

a. To what extent do persons with disabilities in or from the jurisdiction or region reside in segregated or integrated settings?

HUD Map 5 reveals that Publicly Supported Housing is distributed through the region and in populated areas of the jurisdiction. Based on the limited data it appears that persons with disabilities are resided in integrated areas of the jurisdiction and the region.

The Clackamas County jurisdiction was home to a state mental health hospital that closed in 1995. Twenty-three years after the closing of Oregon's Dammasch State Hospital, a celebration was held to acknowledge the creation of new housing for persons with mental illness at the site of the former mental institution. The Villebois Community in Wilsonville has integrated 73 units of housing for the seriously mentally ill into a diverse village of 7,000 people. Most of the homes in this housing development have been built, rented and/or sold to private owners.

Source:

http://www.oregonlive.com/wilsonville/index.ssf/2013/10/wilsonvilles_villebois_com_muni.html

The jurisdiction's Housing Authority owns and manages: 10 group homes for persons with developmental disabilities; 2 triplexes for persons with developmental disabilities; 4 group homes for persons with psychiatric disabilities; and a 21-unit apartment house for persons with psychiatric disabilities.

b. Describe the range of options for persons with disabilities to access affordable housing and supportive services.

The range of affordable housing options for persons with disabilities is limited based on the lack of availability of affordable housing units in general in the jurisdiction and the region. A recent regional Metro Housing Equity 2016 Report detailed the lack of affordable housing units referenced as "missing middle" housing units. "There are currently approximately 30,000 income-restricted units of housing regulated to remain affordable to households making less than 60 percent of median income, and approximately 73,000 units of market-rate housing that are affordable at this level (although rising rents will cause this number to diminish) in the four-county metro region. With over 185,000 households making less than 60 percent of median income, that leaves a shortage of more than 80,000 units of affordable housing." *Metro Opportunities and challenges for equitable housing, January 2016* website: oregonmetro.gov/equitablehousing.

4. Disparities in Access to Opportunity

a. To what extent are persons with disabilities able to access the following? Identify major barriers faced concerning:

- i. Government services and facilities
- ii. Public infrastructure (e.g., sidewalks, pedestrian crossings, pedestrian signals)
- iii. Transportation
- iv. Proficient schools and educational programs
- v. Jobs

HUD is unable to provide data for this disability-related data for the jurisdiction or for the region.

b. Describe the processes that exist in the jurisdiction and region for persons with disabilities to request and obtain reasonable accommodations and accessibility modifications to address the barriers discussed above.

In the jurisdiction, persons with disabilities who face an access barrier can contact the particular public entity by phone or email to request an accommodation to access the jurisdiction's 16 government services, facilities and infrastructure. An inventory of all 16 government processes to request access to services, facilities and infrastructure is not currently available. The Clackamas County jurisdiction's 2 primary buildings where services are offered and public meetings occur, was audited by HUD for accessibility in 2010. The buildings and entrances were found to have a few accessibility issues including ramp slopes, height of service counters and bathroom stall grab bars and height of elevator buttons. These issues have been corrected accordingly.

Transportation services in the region are offered by TriMet which provides bus, light rail and commuter rail transit services in the Portland, Oregon, metro area. Each of the buses, light rail and commuter rail cars have individual accessibility features. More information is available here: <https://trimet.org/access/index.htm>, <https://trimet.org>, CUSTOMER SERVICE 503-238-7433. The jurisdiction has some city and county operated transportation services which are accessible to persons with disabilities.

Proficient schools and educational programs. The process for requesting and obtaining reasonable accommodations to proficient schools, educational programs may vary by school district. The jurisdiction has 10 public school districts which are serviced by the Clackamas Service District office: website: <https://www.clackesd.org/>.

The state Civil Rights Division (CRD), part of Oregon's Bureau of Labor and Industries (BOLI), is tasked with defending the rights of all Oregonians to equal opportunity in employment, housing, public accommodations and career schools. The investigators, managers and support staff that make up CRD are a crucial part of BOLI's mission: to protect employment rights, advance employment opportunities, and protect access to housing and public accommodations free from discrimination.

Oregon Bureau of Labor and Industry (BOLI) website: <http://www.oregon.gov/BOLI/CRD/>

c. Describe any difficulties in achieving homeownership experienced by persons with disabilities and by persons with different types of disabilities.

No data on difficulties in achieving home ownership by persons with disabilities is available for this question at this time.

5. Disproportionate Housing Needs

a. Describe any disproportionate housing needs experienced by persons with disabilities and by persons with certain types of disabilities.

HUD Tables 9, 10 and 11 and HUD Maps 7 and 8 detail disproportionate housing needs in the jurisdiction and the region however the data is not specific to persons with disabilities. Housing

staff in the jurisdiction conclude that disproportionate housing needs are experienced by persons with certain types of disabilities in the jurisdiction and the region at a similar rate to all low income persons in the jurisdiction and region. The greatest contributing factor is the general lack of affordable and accessible housing units for persons with disabilities and low-income households.

6. Additional Information

- a. Beyond the HUD-provided data, provide additional relevant information, if any, about disability and access issues in the jurisdiction and region affecting groups with other protected characteristics.**

The Clackamas County Development Disabilities Program provides case management services, to 2,165 developmentally disabled persons in the jurisdiction. County staff guide persons with disabilities to resources and services that support the person, based on assessed needs and types of services requested. County staff may also assist persons with disabilities to enter into Foster Care or Group Home if needed. Some of the 2,165 people may receive their case management from one of the five Support Service Brokerages that operate in the jurisdiction.

Of the persons served by the County Developmental Disabilities program, 16.4% are Hispanic, Hispanic-Mexican or Other Hispanic, 2.1% are Asian and 1.5% are Black. 77.3% of the total developmentally disabled persons provided with services are white.

- b. The program participant may also describe other information relevant to its assessment of disability and access issues.**

No other relevant data assessment of disability and access issues is available for this question at this time.

7. Disability and Access Issues Contributing Factors

Consider the listed factors and any other factors affecting the jurisdiction and region. Identify factors that significantly create, contribute to, perpetuate, or increase the severity of disability and access issues and the fair housing issues, which are Segregation, RECAPs, Disparities in Access to Opportunity, and Disproportionate Housing Needs. For each contributing factor, note which fair housing issue(s) the selected contributing factor relates to.

- Access to proficient schools for persons with disabilities
- Access to publicly supported housing for persons with disabilities
- Access to transportation for persons with disabilities
- Inaccessible government facilities or services
- **Inaccessible sidewalks, pedestrian crossings, or other infrastructure**
- Lack of affordable in-home or community-based supportive services
- **Lack of affordable, accessible housing in range of unit sizes**
- Lack of affordable, integrated housing for individuals who need supportive services

- Lack of assistance for housing accessibility modifications
- Lack of assistance for transitioning from institutional settings to integrated housing
- Land use and zoning laws
- Lending Discrimination
- Location of accessible housing
- Occupancy codes and restrictions
- Regulatory barriers to providing housing and supportive services for persons with disabilities
- State or local laws, policies, or practices that discourage individuals with disabilities from being placed in or living in apartments, family homes, and other integrated settings
- Other

The greatest contributing factor for persons with disabilities and access to housing is the overall lack of affordable, accessible housing in range of unit sizes. As referenced earlier in this assessment, a housing equity report found that the housing availability shortfall was over 80,000 housing units in the region.

The second greatest contributing factor is a lack of access to publicly supported housing for persons with disabilities due to the lack of available units. This factor is detailed in the PHA November 2014 waiting list of over 6,000 households with 29% of households including a person with a disability.

The third contributing factor is Inaccessible sidewalks, pedestrian crossings, or other infrastructure in rural and low-income communities in the jurisdiction due to a lack of resources for sidewalks, pedestrian crossings and public infrastructure facilities. Clackamas County does fund some infrastructure projects including installation of accessible sidewalks in low-income rural areas in the jurisdiction on a limited basis. Cities in urban areas of the jurisdiction are also re-building streets and sidewalks to include accessible sidewalks and crosswalks.

E. Fair Housing Enforcement, Outreach Capacity, and Resources Analysis

1. **List and summarize any of the following that have not been resolved: a charge or letter of finding from HUD concerning a violation of a civil rights-related law, a cause determination from a substantially equivalent state or local fair housing agency concerning a violation of a state or local fair housing law, a letter of findings issued by or lawsuit filed or joined by the Department of Justice alleging a pattern or practice or systemic violation of a fair housing or civil rights law, or a claim under the False Claims Act related to fair housing, nondiscrimination, or civil rights generally, including an alleged failure to affirmatively further fair housing.**

The jurisdiction has no unresolved HUD civil rights violations, no letters of findings, claims or lawsuits by the Department of Justice and no False Claims Act allegations.

2. Describe any state or local fair housing laws. What characteristics are protected under each law?

The jurisdiction (unincorporated Clackamas County) has housing policies but not specific fair housing ordinances. The Clackamas County Comprehensive Plan (COMP Plan) updated in 2015 identified a number of housing issues including a forecast that 26 percent of the new dwelling units built in the next 20 years in the County, and 32 percent of the new units built in the northwest urban area, will be multifamily. Another housing issue identified in the Comp Plan was a Lack of affordable housing continues to be a problem, especially severe for households headed by the young, elderly, single parents, or handicapped individuals. A third housing issue identified for the County was a shortage of special living environments for the developmentally disabled and chronically mentally ill persons.

The Comp Plan's Chapter 6 contains Housing policies on: 6.A. Housing Choice Policies, 6.B. Affordable Housing Policies, Neighborhood Quality Policies, 6.D. Urban Infill Policies, 6.E. Multifamily Residential Policies, 6.F. Common-Wall Units Policies, 6.G. Manufactured Dwelling Policies and, 6.H. Density Bonus Policy. These policies are in effect in unincorporated areas of Clackamas County only. In some cases the County sets policy for a particular community. In other cases the city in the jurisdiction sets fair housing, housing and land use policies.

The Lake Oswego City Code Chapter 34.22.060 listed protected classes including: Race, Color, Religion, National Origin, Sex, Familial Status, Mental or Physical Disability, Source of Income, Marital Status, Sexual Orientation and, Gender Identity.

In the region, the cities of Beaverton (City Code Chapter 5.16.015) and Portland (City Code Chapter 23.01), Hillsboro (City Code Chapter 9.34.005), Multnomah County (Co. Code 15.340) list the federally protected classes and Mental or Physical Disability, Source of Income, Marital Status, Sexual Orientation and, Gender Identity.

Oregon State (ORS 659A-145 & 421) protected classes include: all federally classes, marital status, source of income, sexual orientation including gender identity, and domestic violence victims.

3. Identify any local and regional agencies and organizations that provide fair housing information, outreach, and enforcement, including their capacity and the resources available to them.

Clackamas County Social Services Division (SSD) has been operating a Housing Rights and Resources (HRR) fair housing program for the last 10 years. The Housing Rights and Resources program serves over 2,000 people per year with housing information and referral.

The HRR program provides bilingual staff to offer fair housing services to Spanish speaking residents of Clackamas County including assisting clients with filing HUD discrimination complaint forms and information to landlords regarding their rights and obligations under the fair housing law. These services are also available to those speaking other languages with translation through the Language Line.

HRR program staff conduct a minimum of four training sessions with social service housing providers in Clackamas County (the jurisdiction). Program staff work closely with the social service agencies, housing programs and homeless shelters in Clackamas County to assure that clients with fair housing problems are referred for information and assistance.

HRR program staff also provide; technical assistance to agencies in the area of fair housing laws and regulations, housing counseling, and information and referral; publicize the fair housing program to the community; provide training on Reasonable Accommodations under the Fair Housing Law for individuals with disabilities, landlords, and other housing providers; and, coordinate with the fair housing programs in Multnomah and Washington Counties on regional education and planning efforts, as well as on individual fair housing cases.

Here is one story: A young mother called HRR with questions about moving fees. She had been living with her family in a second story apartment when one of her children was diagnosed with a disability. The family felt that moving to a ground floor unit would be necessary in order to keep their child safe at home. They offered documentation of their child's medical issues to the property manager which was refused. The family then submitted a request for a reasonable accommodation to allow them to move to a vacant ground floor unit. The request was ignored, but the property manager told them they could begin a brand new application for that unit. Paying new screening fees and deposits for the new application was a big expenses for this young family. HRR staff discussed options with the family who decided they would like a referral to Legal Aid so they could talk with a lawyer about how best to proceed.

The HRR program also works with the Fair Housing Council of Oregon and Legal Aid Services of Oregon to promote fair housing and conduct landlord and tenant training on the fair housing laws. The HRR program staff maintain an ongoing working relationship with the State of Oregon Civil Rights Division, U.S. Department of Housing and Urban Development, and Oregon Legal Services Corporation in order to promote fair housing rights.

Fair Housing Council of Oregon website: <http://fhco.org/>

The Fair Housing Council of Oregon (FHCO) is a state-wide civil rights organization whose mission is to eliminate housing discrimination through access to enforcement and education. FHCO is a non-profit corporation, not a governmental agency.

Legal Aid Services of Oregon website: <http://lasoregon.org/>

Legal Aid Services of Oregon (LASO) is a non-profit organization that provides representation on civil cases including housing complaint cases, like repair issues, housing discrimination, and help with government housing programs for low-income clients throughout Oregon. Legal Aid Services of Oregon has field offices located in Albany, Bend, Klamath Falls, Newport, Pendleton, Portland, Salem, and Roseburg. Services for farm workers are available through our offices in Woodburn, Hillsboro and Pendleton. In addition, the Native American Program provides state-wide services and representation on Native American issues. The Central Administrative office for the program is located in Portland.

Oregon Bureau of Labor and Industry (BOLI) website: <http://www.oregon.gov/BOLI/CRD/>

The state Civil Rights Division (CRD), part of Oregon's Bureau of Labor and Industries (BOLI), is tasked with defending the rights of all Oregonians to equal opportunity in employment, housing, public accommodations and career schools. The investigators, managers and support staff that make up CRD are a crucial part of BOLI's mission: to protect employment rights, advance employment opportunities, and protect access to housing and public accommodations free from discrimination.

4. **Additional Information**

a. Provide additional relevant information, if any, about fair housing enforcement, outreach capacity, and resources in the jurisdiction and region.

The jurisdiction's and the region's primary source for fair housing advocacy and education resources is the Fair Housing Council of Oregon (FHCO), a private non-profit organization. The Fair Housing Council has contracts with HUD and regional partners to conduct training and advocacy. Regional partners are coordinating fair housing efforts with FHCO.

The Fair Housing Council does not have the authority to enforce fair housing laws. FHCO was filing complaints with Oregon Bureau of Labor and Industries (BOLI) for both state and federal claims under the Fair Housing Act as Oregon state fair housing laws were substantially equivalent to federal fair housing law. Therefore HUD and BOLI had entered into a partnership contract whereby HUD would send any complaints claiming federal law violations to BOLI and/or BOLI could accept these same complaints directly. So filing with BOLI was the same as filing with HUD. However, a year ago BOLI was able to get the legislature to change one word in the state law (from "shall" to "may") which made Oregon state fair housing laws no longer substantially equivalent to federal fair housing laws. As a result HUD terminated its contract/partnership with BOLI as of April 3, 2016. This means that now all federal claims of fair housing violations will have to be filed directly with HUD. HUD has limited capacity to handle the additional workload. Therefore we are anticipating a backlog of complaints to be filed and investigated. This presents a potential barrier to a reasonable length of time for the resolution of complaints, and therefore justice for complainants. BOLI is still the agency to file state claims of fair housing discrimination.

- b. The program participant may also include information relevant to programs, actions, or activities to promote fair housing outcomes and capacity.**

In 2012, budget cuts within Legal Aid Services of Oregon (LASO) and Oregon Law Center (OLC) lead to the closure of an office in Clackamas County and to a 20% reduction in staff positions statewide. Since then, the poverty population in Oregon has risen. In the five county region that LASO Portland Regional Office serves, which now includes Clackamas County, over 200,000 people meet LASO income guidelines. Approximately 36,000 people are living in poverty in Clackamas County and are eligible for LASO legal help. Additionally, there is a higher and increasing rate of poverty among the Latino population in Oregon. In Clackamas County, according to the 2011-13 American Community Survey, the number of Latino residents living in poverty was at 18%, a number double that of whites in Clackamas County.

A third of LASO client requests for legal assistance is related to housing. LASO is unable to meet the need. A shortage of affordable housing in Clackamas County has an impact on all populations we serve, but is particularly acute in vulnerable populations such as limited English Proficient Population (LEP), communities of color, persons with disabilities and other protected groups. Tenants are fearful of requesting repairs due to the risk of losing their housing. As a result, severe habitability issues are left unchecked.

In order to try to meet the overwhelming need for legal services, LASO provides a range of legal services from individualized advice to full representation in a limited action, eviction defense or longer term affirmative cases filed in court. LASO is limited from litigating all of the cases that have merit or meet our priorities from lack of resources and adequate staffing to meet the need. Accordingly, LASO must choose strategically which of those cases with merit will have a larger impact on the communities we serve. In essence, we try to get more bang for our buck.

The Housing Rights and Resources program (HRR) referrals provide an essential channel of clients with housing complaints. In 2015-16, LASO PRO received hundreds of HRR referrals. About 75% of the HRRP-funded cases were closed with advice after consultation. Approximately 25% were closed after full representation of the HRR funded cases are what LASO defines as full representation – a case litigated in court, an administrative proceeding, a negotiated settlement or limited action.

LASO PRO places an emphasis on litigating affirmative fair housing cases and/or habitability cases with larger landlords that prey on or whose practices have an effect on vulnerable populations. Civil legal services is an essential component to

fair housing enforcement the goals of affirmatively furthering fair housing. To increase the level of impact to larger populations, the ratio of intake and advice to full representation needs to shift so that LASO can litigate more priority cases to more effectively address housing problems in Clackamas County. Additional litigation requires increased attorney staff and other resources.

The regional FHCO recently hired a new executive director with experience in land use issues. Allan Lazo started as the new Executive Director of the Fair Housing Council of Oregon on May 4, 2016. Allan's past experience includes serving on the Gresham Planning Commission (a local city) and working with FHCO on fair housing education and outreach.

FHCO also is continuing to increase its capacity in providing technical assistance in the area of Affirmatively Furthering Fair Housing (AFFH). AFFH is a technical area of the federal Fair Housing Act that has the potential to positively impact systemic issues related to housing opportunities, such as land use decisions by local jurisdictions that may disparately impact members of protected classes.

5. Fair Housing Enforcement, Outreach Capacity, and Resources Contributing Factors

Consider the listed factors and any other factors affecting the jurisdiction and region. Identify factors that significantly create, contribute to, perpetuate, or increase the severity of fair housing enforcement, outreach capacity, and resources and the fair housing issues, which are Segregation, RECAPs, Disparities in Access to Opportunity, and Disproportionate Housing Needs. For each significant contributing factor, note which fair housing issue(s) the selected contributing factor impacts.

- Lack of local private fair housing outreach and enforcement
- **Lack of local public fair housing enforcement (2)**
- **Lack of resources for fair housing agencies and organizations (1)**
- Lack of state or local fair housing laws
- Unresolved violations of fair housing or civil rights law
- Other

1. Lack of resources for fair housing agencies and organizations: Regionally FHCO is funded by HUD for advocacy and education. Each jurisdiction in the region contracts with FHCO to conduct training. Only \$10,000 in the jurisdiction is expended for landlord and tenant training. The jurisdiction has no funding for audit testing and as such no good data on the extent of fair housing violations. FHCO gets over 2000 calls per year regarding potential discrimination and violations of the fair housing laws. Nationally only 10% of violations are ever reported therefore perhaps as many as 90% of violations are never

reported. The Fair Housing Council of Oregon has no authority to enforce fair housing laws.

2. Lack of local public fair housing enforcement. In 2016, HUD terminated its contract with BOLI because BOLI changed Oregon state law to make it no longer substantially equivalent to federal law. Therefore all federal complaints of housing discrimination must now be filed with HUD instead of BOLI. HUD has not yet increased HUD capacity to handle the increased workload. There is currently no state, county or local government agency to enforce federal fair housing laws. BOLI still has the authority and capacity to enforce violations of state fair housing laws.

FHCO a private, non-profit that does education and outreach. Any other requested activities would have to be fee-for-service. FHCO is not and never has been an enforcement agency in the sense that it has the power to hold a respondent liable for not following the law or legally forcing a resolution to a complaint. FHCO has been a civil rights organization that advocates for victims of fair housing discrimination. FHCO also does advocacy for victims of fair housing complaints.

If FHCO is unsuccessful in resolving the matter informally for the complainant, FHCO will frequently draft administrative complaints and represent complainants in the administrative process. FHCO also files complaints as FHCO for purposes of enforcing fair housing laws. In many cases FHCO has been able to find a private attorney to take a case where the administrative agency has found substantial evidence of discrimination.

VI. Fair Housing Goals and Priorities

- 1. For each fair housing issue, prioritize the identified contributing factors. Justify the prioritization of the contributing factors that will be addressed by the goals set below in Question 2. Give the highest priority to those factors that limit or deny fair housing choice or access to opportunity, or negatively impact fair housing or civil rights compliance.**

The Contributing Factors listed below are listed in order of priority with #1 being the highest priority and #11 being the lowest priority.

1. Lack of affordable, accessible housing in a range of unit sizes. The jurisdiction and the region is currently in a rapid population growth after an economic slow period. The rapid population growth is bringing an estimated 100,000 people per year to the region, which is increasing the demand for housing units to own or rent. Low income households and protected classes are directly impacted by the increased housing demand. The waiting list for public housing in the jurisdiction was more than 6000 households in 2014. A 2015 regional Housing Equity Report found that the region has a shortage of 80,000 units of

affordable housing. The majority of resident feedback during community meetings was that most people liked where they lived, however, many people including persons with disabilities felt that it was very difficult to find another affordable unit should they want to move. Though current state law provides a mechanism to ensure that a certain percentage of new development is reserved for low-income tenants (known as “inclusionary housing” or “inclusionary zoning”), this jurisdiction has not yet enacted or implemented this structure.

Habitable housing is healthy housing free of leaks, mold and pests. Unhealthy rental housing is poorly maintained and generally occupied by low-income vulnerable populations. The critical shortage of affordable rental housing units in the jurisdiction and, the law allowing no cause evictions, makes tenants fearful of requesting repairs due to risk losing their housing from retaliation and eviction. Housing survey respondents and comments during community meetings exposed that vulnerable populations including fair-housing protected groups such as people of color, families with children and persons with disability are forced to live in unhealthy conditions because no other housing is available to them.

2. Availability of affordable units in a ranges of sizes: The wait list for public housing assistance was more than 6,000 households in 2014. The 2016 public housing wait list was more than 4,000 households requesting assistance. The current housing market has a vacancy rate of less than 2% which is causing rents to increase monthly in some cases. Apartment buildings are being purchased and remodeled to increase rent revenue while many people are being given “no cause” evictions. The largest city in the region, Portland, Oregon has proposed enacting a 3-month eviction/rent increase moratorium to provide renters time to find new units or adjust to the rent increase.

3. Displacement of residents due to economic pressures: The city of Portland declared a homeless housing emergency in October 2015 to increase efforts to find solutions to homelessness and the housing shortage crisis. The high demand for private market housing has increased rent levels by 300% in some cases. Under current law, private landlords can evict residents without a reason (“no-cause eviction”) and this type of eviction frequently masks unlawful eviction that is retaliatory or discriminatory. There is no legal mechanism for stabilization of rents in Oregon. Evicted residents in urban areas close to jobs, schools and services are being pushed out to suburban areas to find affordable rental units, however, less than 5% of housing units are available to rent. Evicted residents in urban areas close to jobs, schools and services are being pushed out to suburban

areas to find affordable rental units, however, less than 2% of housing units are available to rent. The end result is a concentration of poverty and minority households outside areas of high public investments. In some instances, lower-income minority households are being displaced out of one jurisdiction and into specific areas of adjacent jurisdictions that lack the social and physical amenities of their prior homes.

4. Community opposition: Affordable housing projects when proposed often face community opposition to affordable “housing projects” that bring “poor people” into a neighborhood. Many homeowners are concerned that “Section 8” housing and other affordable housing units will degrade property values in expensive neighborhoods. Low-income and protected classes that currently live in these communities would directly benefit from new affordable housing units. Oftentimes, multi-family units may only be constructed where the land has been zoned as high or medium density residential. Community Opposition is institutionalized by smaller communities with city councils and land use planning boards that write zoning and land use ordinances which prohibit or allow new multi-family and affordable housing projects. These zoning and land use ordinances may further concentrate poverty or segregate low-income people out of communities.

5. Site selection policies, practices and decisions for publicly supported housing, including discretionary aspects of Qualified Allocation Plans and other programs. Oregon’s Housing and Community Services administers the low Income Housing Tax Credit (LIHTC) program. In Clackamas County, there is only one census tract that is considered either a Qualified Census Tract (QCT) or a Difficult Development Area (DDA). The QCT and the DDA designations allow for more tax credits to be included (up to 30% more) in the project, which increases the financial viability of those housing projects. Without more qualified census tracts for LIHTC credits the jurisdiction will continue to struggle with financing options for affordable housing projects and perpetuate concentrations of poverty.

Additional concern is the lack of reliable data on the minority households within the LIHTC housing. HUD provided data (Table 8) is 5 years out of date at the time of this report. As a result, it is very difficult to track whether or not minority households that qualify for LIHTC are actually adequately represented in the tenant population or if there are additional barriers in the housing application and screening process that may violate fair housing laws. Lastly, because of community opposition to “subsidized” housing, the majority of LIHTC that are

built restrict the tenant population to seniors. This type of housing is found most often in the higher income, predominantly white communities with the most social and physical amenities (transportation, access to good schools/grocery stores) while “subsidized” housing for minority families are often located outside of such areas of high opportunity.

6. Lack of assistance for housing accessibility modifications: The Clackamas County jurisdiction operates one program with limited funding to assist low-income households with accessibility modifications to their homes. The Housing Access Grant provides small grants to approximately 20 households per year. This program could be expanded to serve more low-income families. Persons with disabilities surveyed and interviewed during community participation meetings expressed their need for more units of affordable and accessible units to increase housing choice.

7. Private discrimination: Private discrimination in the housing rental market continues to affect housing choice for vulnerable populations and protected classes in the region and the jurisdiction. The Fair Housing Council complaint data for the jurisdiction from July 1, 2014 to June 30, 2015 had 92 complaints. The Housing Rights and Resources (HRR) program assisted over 800 households to understand their rights and responsibilities as tenants. 80 households had potential discrimination cases. Private discrimination also occurs frequently with persons who have a criminal history which is a barrier to accessing housing. Private discrimination for a criminal history is one of the collateral “downstream” impacts of the racial and ethnic disparities in our local criminal justice system. A recently released report of data from Multnomah County found African-Americans were four times more likely to be stopped, arrested, charged and sentenced more harshly than their white counterparts despite their relatively low presence in our communities. This discrimination is having a disparate impact on African American and Hispanic men and their families. HUD has begun providing training to fair housing organizations and housing providers to consider additional screening criteria to prevent a disparate impact in these populations seeking access to housing in the region and the jurisdiction.

Private discrimination may also occur when requests for repairs are ignored by property managers. Habitable housing is healthy housing free of leaks, mold and pests. Unhealthy rental housing is poorly maintained and generally occupied by low-income vulnerable populations. The critical shortage of affordable rental

housing units in the jurisdiction makes tenants fearful of requesting repairs due to risk losing their housing from retaliation and eviction.

Private discrimination may also occur when tenants are evicted for “no cause” which is legal in the region and the jurisdiction although a few cities in the jurisdiction have or are considering enacting 90-day notice requirements for large rent increases or eviction notices. The increase in the number of “no cause” evictions may also be a result of the economic pressures faced by investors and property owners in a high demand housing market such as the current Portland metro area housing market.

8. Lack of public fair housing enforcement: The jurisdiction has no public agency to enforce fair housing. In the region and the state, there are 2 only enforcement agencies: HUD and the Oregon Bureau of Labor and Industry (BOLI). Recently, HUD withdrew federal funds from BOLI because of a recent change in state law that eliminated BOLI’s legal capacity to enforce federal fair housing laws. Although BOLI technically has the authority to enforce the state fair housing laws, BOLI has reduced the number of cases the agency is willing to enforce due to funding limitations.

In 2012, budget cuts within Legal Aid Services of Oregon (LASO) and Oregon Law Center (OLC) lead to the closure of an office in Clackamas County and to a 20% reduction in staff positions statewide. In the five county region that LASO Portland Regional Office serves, which now includes Clackamas County, over 200,000 people meet LASO income guidelines. Approximately 36,000 people are living in poverty in Clackamas County and are eligible for legal help. Additionally, there is a higher and increasing rate of poverty among the Latino population in Oregon. In Clackamas County, according to the 2011-13 American Community Survey, the number of Latino residents living in poverty was at 18%, a number double that of whites in Clackamas County.

9. Lack of resources for fair housing agencies and organizations: The jurisdiction has one program to assist low-income persons with housing information and referral. Potential housing discrimination complaints are directed to the Legal Aid Services of Oregon, the Fair Housing Council of Oregon and/or the Oregon Bureau of labor and Industry for investigation and possible legal action. The Fair Housing Council of Oregon has no office in the jurisdiction. The Legal Aid Services of Oregon recently closed an office in the jurisdiction due to lack of funding. The Oregon Bureau of labor and Industry is no longer

conducting housing discrimination legal actions and is no longer recognized by HUD as equivalent to HUD for enforcement actions.

10. Land Use and Zoning Laws: Multi-family housing developments are typically restricted to areas that are zoned as high or medium density residential in each community and throughout the jurisdiction. Communities have many requirements for multifamily housing including: amenities such as onsite parking, fire access, buildings that “match” the character of the neighborhood and traffic impact studies, etc. All these requirements of multifamily housing projects increase the initial cost and result in affordable housing that is expensive to build and maintain. The State of Oregon has a land use plan (Goal 10) that requires all communities to allocate land for multifamily developments however some communities are more compliant than others. State and regional housing advocates are beginning to challenge communities to meet the Goal 10 requirements to provide land for multi-family housing developments. In 2015 Housing Land Advocates joined the Coalition for Affordable and Safe Housing to repeal Oregon’s ban on inclusionary zoning, and allow Oregon communities access to this important tool for creating affordable housing in areas of opportunity. In 2015 the repeal was narrowly defeated in the legislature. (<https://housinglandadvocates.org/resources/land-use-and-housing/inclusionary-zoning-in-oregon/>)

11. Inaccessible sidewalks, pedestrian crossings, or other infrastructure: Persons with mobility disabilities continue to face barriers in their communities. Rural communities and low-income urban areas lack resources to build sidewalks, pedestrian crossings and other accessible infrastructure for persons with disabilities. The jurisdiction does fund some infrastructure projects in these low-income rural areas on a limited basis. Cities in urban areas of the jurisdiction are also re-building streets and sidewalks to include accessible sidewalks and crosswalks.

2. **For each fair housing issue with significant contributing factors identified in Question 1, set one or more goals. Explain how each goal is designed to overcome the identified contributing factor and related fair housing issue(s). For goals designed to overcome more than one fair housing issue, explain how the goal will overcome each issue and the related contributing factors. For each goal, identify metrics and milestones for determining what fair housing results will be achieved, and indicate the timeframe for achievement.**

<u>Goal 1</u>	<u>Contributing Factors</u>	<u>Fair Housing Issues</u>	<u>Metrics, Milestones, and Timeframe for Achievement</u>	<u>Responsible Program Participant(s)</u>
<p>Develop new housing units with long-term affordability for a broad range of low-income households with an emphasis on dispersal of affordable housing.</p>	<p>Lack of affordable, accessible housing in a range of unit sizes.</p> <p>Community Opposition</p> <p>Displacement of residents due to economic pressures</p> <p>Land Use and Zoning Laws</p>	<p>Disproportionate housing needs.</p> <p>Disparities in Access to Opportunity</p>	<p>Construct 500 new units of affordable (rent restricted units) housing over the next 5 years in areas of high opportunity.</p> <p>By 2018 the jurisdiction will adopt a Strategic Housing Plan.</p>	<p>H3S and HACC</p> <p>(Jurisdiction and public housing agency)</p>

Discussion: More affordable and accessible housing in our jurisdiction will directly benefit low-income households, vulnerable populations and protected classes. Affordable housing units once completed will include eligibility requirements for low income and disabled persons. Affordable housing development organizations will be required to reach out to protected classes and vulnerable low income populations in the jurisdiction.

A recent regional Metro Housing Equity 2016 Report detailed the lack of affordable housing units referenced as “missing middle” housing units. “There are currently approximately 30,000 income-restricted units of housing regulated to remain affordable to households making less than 60 percent of median income, and approximately 73,000 units of market-rate housing that are affordable at this level (although rising rents will cause this number to diminish) in the four-county metro region. With over 185,000 households making less than 60 percent of median income, that leaves a shortage of more than 80,000 units of affordable housing.” ...

The areas identified as having high concentrations of ethnicity and low income households are also areas that have high concentrations of multi-family housing rental units which are zoned for medium and high density residential uses. A Strategic Housing Plan will guide jurisdiction efforts to efficiently get more units built and occupied by low-income households and members of protected classes.

A jurisdiction Strategic Housing Plan will include:

- Conducting a study local zoning codes as to whether “up-zoning” in particular neighborhoods would affirmatively further fair housing as well as potential strategies to enact Inclusionary Zoning ordinances pursuant to Oregon HB1533 in 2016.
- A study of segregation in the jurisdiction using current census data including demographics by community and relationship to school quality will be included in the Strategic Housing Plan.
- An affordable housing dispersal plan to de-concentrate areas of high concentrations of ethnicity and poverty areas by developing new rent restricted housing units in communities that currently have less multi-family housing units. Any new rent restricted housing units will be build either in or close proximity to areas of opportunity.
- An exploration of possible tenant protections from “no cause” evictions due to economic pressures on private housing in unincorporated areas of the jurisdiction.
- Discussion on how to establish, allocate and fund a Housing Trust Fund to provide additional resources for affordable housing in the jurisdiction.
- An exploration of options to establish and fund a land trust to increase available land for affordable housing developments in the jurisdiction.

<u>Goal 2</u>	<u>Contributing Factors</u>	<u>Fair Housing Issues</u>	<u>Metrics, Milestones, and Timeframe for Achievement</u>	<u>Responsible Program Participant(s)</u>
Increase accessibility to affordable housing for persons with disabilities and single parent households.	<p>Discrimination</p> <p>Availability of affordable units in a ranges of sizes</p> <p>Lack of available accessible units.</p> <p>Displacement of residents due to economic pressures</p>	<p>Disparities in access to housing</p> <p>Disproportionate housing needs.</p>	<p>By 2018 begin collecting data on persons with disabilities access to home ownership and rental units in the jurisdiction.</p> <p>Beginning in 2017 promote</p>	H3S Housing Programs and HACC

			the availability of any new affordable housing units directly to persons with disabilities and female headed households.	
<p>Discussion: Persons with disabilities feel they have limited housing choices, can't find affordable accessible units, housing market demands increasing rents, complaint data indicates that 46% of fair housing complaints in the jurisdiction are regarding reasonable accommodation requests for physical and mental illnesses.</p> <p>Persons with Disparate Housing Needs will be assisted with the increase in availability of affordable housing units through marketing of any new affordable housing units directly to persons with disabilities and advocacy organizations.</p> <p>The jurisdiction will direct efforts to familial status households with the greatest need for housing and services. Single parent familial status households struggle to find affordable 2 and 3 bedroom units. Female-headed households with children (Single mothers) are far more likely to live in poverty than other household types. 25.4% of Female Head of Household families have income at or below poverty according to a County 2014 Poverty Report.</p>				

<u>Goal 3</u>	<u>Contributing Factors</u>	<u>Fair Housing Issues</u>	<u>Metrics, Milestones, and Timeframe for Achievement</u>	<u>Responsible Program Participant(s)</u>
Improve access to housing and services for all protected classes with a focus on LEP populations.	<p>Lack of affordable, accessible housing in a range of unit sizes.</p> <p>Lack of Assistance for housing accessibility modifications.</p>	<p>Disparities in access to housing.</p> <p>Disparities in access to opportunity</p> <p>Disproportionate housing needs.</p>	<p>By 2018, provide information to housing programs in 2 additional languages for the Housing Rehabilitation program.</p> <p>By 2019 establish</p>	<p>All (jurisdiction) County Departments</p> <p>HACC and H3S housing programs</p>

			<p>written policy on assisting persons with sensory impairments to access H3S housing programs and services.</p> <p>(hearing and vision)</p> <p>By 2020 the County will include a standard for the use of translation and interpretation services in the Title VI plan.</p> <p>By 2019 revise all public housing admissions criteria with respect to tenants with criminal records to align with HUD Guidance issued in April 2016.</p> <p>By 2018, provide jurisdictional support for state legislative policy changes to enact “banning the box” for all housing in Oregon.</p>	
--	--	--	---	--

Discussion: Race and National Origin are protected classes. Both the Hispanic population and the LEP population (a subset of the National Origin protected class) is growing in the region and in the jurisdiction. The jurisdiction plans to provide more information about housing programs directly to LEP populations in additional languages including Russian and Chinese.

The Housing Authority of Clackamas County (HACC) currently has forms in both Spanish and Russian as well as an interpreter service and services for hearing impaired applicants for housing assistance.

The jurisdiction will identify persons in protected classes who have the greatest need for housing and services. Persons with disabilities in our jurisdiction have limited housing options due to the lack of affordable accessible housing units. The H3S Housing Rehabilitation program helps low-income persons with disabilities to remain in their homes and have more access to opportunities in their communities due to increased mobility in their homes. The H3S HOME program funds a limited number of affordable housing units that are generally part of larger housing developments. The H3S Social Services Division operates a number of homeless housing programs.

H3S housing programs are currently lacking materials and training to assist persons with sensory impairments (hearing and vision) who request access to housing programs. The 2016 Oregon State Impediments to Fair Housing Choice report Finding #1 was that Persons with Disabilities face widespread barriers to housing choice statewide.

Clackamas County intends to improve access to public housing and County services such as parks, water, social services, health care, mental health services and juvenile services. The County is currently developing a Title VI Plan to clarify language services for LEP populations.

Criminal history records frequently present a barrier to accessing housing. This discrimination is having a disparate impact on African American and Hispanic men and their families. Private discrimination for a criminal history is one of the collateral “downstream” impacts of the racial and ethnic disparities in our local criminal justice system. HUD has begun providing training to fair housing organizations and housing providers to consider additional screening criteria to prevent a disparate impact in these populations seeking access to housing in the region and the jurisdiction.

The jurisdiction will ensure that all public housing admissions criteria are updated to align with the 2016 HUD Guidance on criminal history records to be considered during the housing application process. The jurisdiction will also support state legislative initiatives to ensure that all housing admissions criteria does not automatically disqualify persons who have criminal history records from eligibility for both private and publically supported housing.

<u>Goal 4</u>	<u>Contributing Factors</u>	<u>Fair Housing Issues</u>	<u>Metrics, Milestones, and Timeframe for Achievement</u>	<u>Responsible Program Participant(s)</u>
<p>Enforce Fair Housing laws and Increase public understanding of Fair Housing laws.</p>	<p>Private Discrimination</p> <p>Lack of local private fair housing enforcement</p> <p>Lack of local public fair housing enforcement</p> <p>Lack of resources for fair housing agencies and organizations</p> <p>Community Opposition</p>	<p>Source of Income discrimination</p> <p>Discrimination</p> <p>Segregation</p> <p>Disparities in access to housing.</p>	<p>Annually, at least 400 landlords and renters will receive information on fair housing laws and training on rights and responsibilities of tenants and landlords.</p> <p>(2000 people over 5 years.)</p> <p>The number of potential discrimination referrals to Legal Aid and Fair Housing Council by Housing Rights and Resources program will be compiled and reported to HUD in CAPER reports.</p>	<p>HACC Landlord training.</p> <p>Housing Rights and Resources sponsored fair training events.</p> <p>H3S RentWell tenant education program.</p> <p>Fair Housing Council of Oregon.</p> <p>Legal Aid Services of Oregon.</p>
<p>Discussion: Private discrimination in access to housing continues to occur in the jurisdiction and the region. Clackamas County has the Housing Rights and Resources (HRR) Program to increase public awareness about fair housing and to provide tenants and landlords information about their rights and responsibilities in fair housing. When staff determine that a potential housing discrimination has occurred a referral is made to Legal Aid or to Fair Housing Council for further exploration. Between July 1, 2015 and June 30, 2016, more than 2000 people called this program for housing information. More than 800 callers were assisted with rights and responsibilities information. 80 of the callers were calling with a specific discrimination issue which was clarified by HRR staff and as appropriate, callers were referred to Legal Aid Services of Oregon. The</p>				

HRR program serves a vital function to screen appropriate cases to Legal Aid services. The jurisdiction will explore funding and partnership options to expand these services.

The H3S RentWell program provides tenant education to help clients accept responsibility for rental histories, build skills needed to become good renters, and build skills to overcome individual barriers to permanent housing. RentWell services also include a rental assistance fund to assist landlords with eligible damages and to help clients with application fees, security deposits, cleaning deposits, moving expenses and other expenses to access rental housing.

The Housing Authority of Clackamas County (HACC) works with landlords to understand the Housing Choice Voucher program and to encourage landlords to accept Housing Choice Vouchers.

The jurisdiction’s Fair Housing Council of Oregon (FHCO) complaint data collected from July 1, 2014 to June 30, 2015 resulted in 92 discrimination complaints. 46% of complaints were about accommodations for persons with either a mental or physical disability. 20% of households believed they had been discriminated against due to their family status. 11% of the complaint households believed they were discriminated against due to their national origin. 9% of households listed their source of income as a basis for discrimination and 5% believed they were discriminated against due to their race. Other complaints filed were in relation to discrimination due to domestic violence, marital status, sex and, sexual orientation.

The state Civil Rights Division, part of Oregon's Bureau of Labor and Industries (BOLI), is tasked with defending the rights of all Oregonians to equal opportunity in employment, housing, public accommodations and career schools. However, a year ago a legislative change made Oregon state fair housing laws no longer substantially equivalent to federal fair housing laws. As a result HUD terminated its contract/partnership with BOLI as of April 3, 2016 and now all federal claims of fair housing violations will have to be filed directly with HUD. This change in how complaints are filed presents a potential barrier to a reasonable length of time for the resolution of complaints, and therefore justice for complainants.

The 2016 Oregon State Impediments to Fair Housing Choice report Finding #2 was that Discrimination against protected classes persists statewide.

<u>Goal 5</u>	<u>Contributing Factors</u>	<u>Fair Housing Issues</u>	<u>Metrics, Milestones, and Timeframe for Achievement</u>	<u>Responsible Program Participant(s)</u>
---------------	-----------------------------	----------------------------	---	---

<p>Coordinate Fair Housing Advocacy and Enforcement Efforts among regional partners</p>	<p>Private discrimination</p> <p>Lack of local private fair housing enforcement</p> <p>Lack of resources for fair housing agencies and organizations</p> <p>Discrimination</p> <p>Lack of affordable, accessible housing in a range of unit sizes.</p>	<p>Segregation</p> <p>Disparities in access to housing</p> <p>Disparities in Access to Opportunity</p>	<p>By 2019 each jurisdiction in the region will have at least 1 shared goal.</p> <p>By 2020 produce a bi-annual regional fair housing report.</p> <p>By 2020 distribute the regional fair housing report to all regional governments and housing authorities.</p>	<p>H3S and HACC staff</p> <p>Fair Housing Council of Oregon</p>
--	--	--	---	---

Discussion: The Clackamas County jurisdiction is located in the south east corner of the Portland Vancouver Metropolitan Statistical area also known as the U.S. Census Bureau Core-based Statistical Area. Region partners continue to coordinate efforts to promote and expand fair housing laws and improve housing choice for all protected classes. Regional partners are coordinating efforts with the Fair Housing Council of Oregon to collect discrimination complaint data for examination and dissemination to local jurisdictions. Improve data collection will boost efforts to make the public more aware of the persistent discrimination that occurs in the private rental housing market.

The jurisdiction does participate with regional partners to coordinate fair housing training events and advocacy efforts on an informal basis. Regional partners are supporting efforts by the Fair Housing Council of Oregon to expand resources, strengthen advocacy efforts and promote the benefits of fair housing for all communities. The housing market in the Portland Metro region also contains part of southwest Washington state including the City of Vancouver and Clark County. Part of the coordination effort includes data collection and dissemination of housing discrimination data.

As listed in the 2012 Analysis of Impediments to Fair Housing (Goal VI) local and regional data must guide planning efforts by; 1. Maintaining County data on violations and potential violations of fair housing laws and use to promote fair housing and to conduct fair housing training/education; 2. Coordinating with Housing Authority of Clackamas County to include annual reporting of wait list and housing recipients and; 3. Working with regional partners to identify and integrate additional available data in local and regional fair housing planning

<p><u>Goal 6</u></p>	<p><u>Contributing Factors</u></p>	<p><u>Fair Housing Issues</u></p>	<p><u>Metrics, Milestones, and</u></p>	<p><u>Responsible Program Participant(s)</u></p>
-----------------------------	---	--	---	---

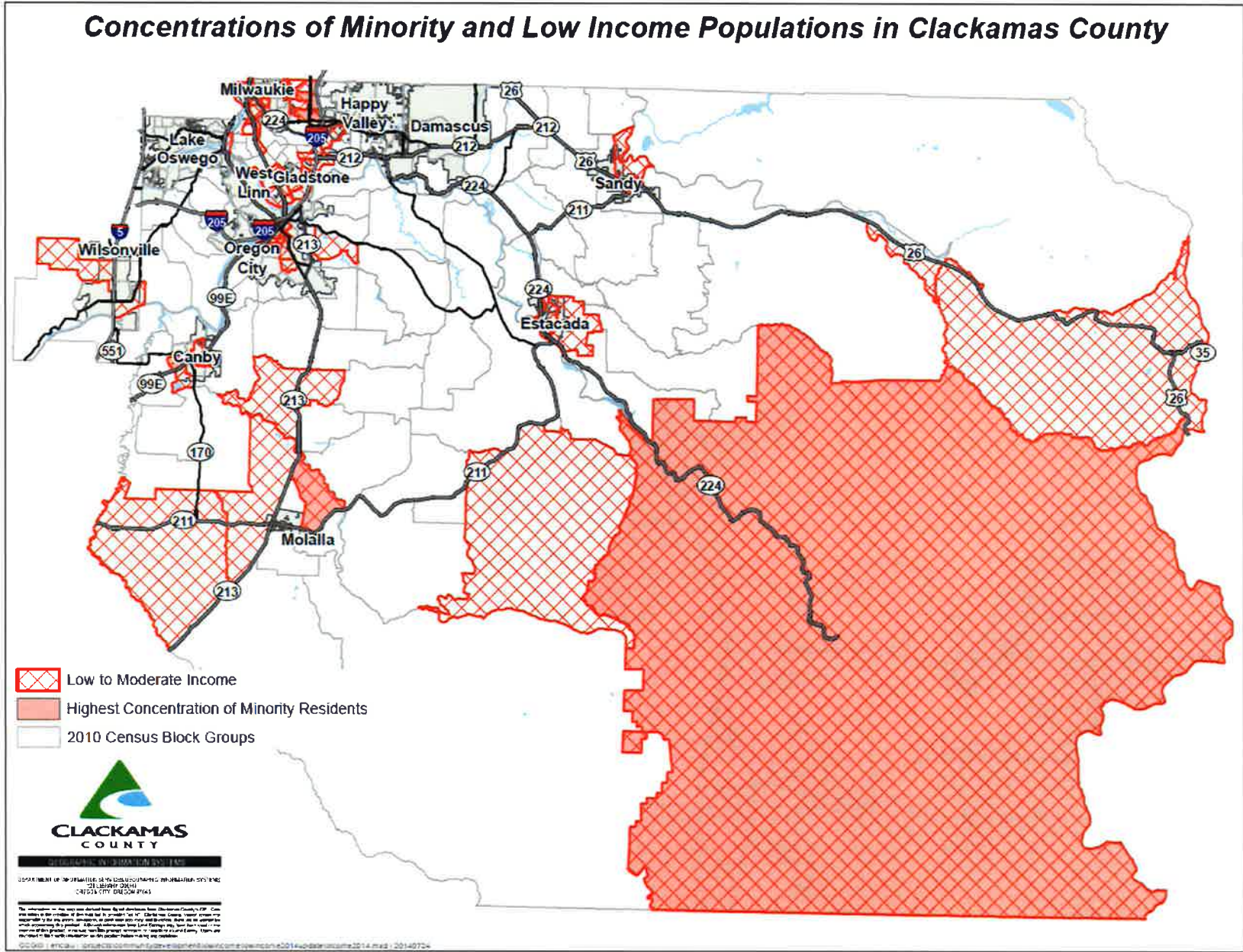
			<u>Timeframe for Achievement</u>	
Ensure that all housing in Clackamas County is healthy and habitable.	Lack of affordable, accessible housing in a range of unit sizes. Availability of affordable units in a ranges of sizes.	Segregation Disparities in access to housing	Jurisdiction/County Adoption of a Habitability building code by 2020.	H3S Housing Staff and HACC

Discussion: The critical shortage of affordable rental housing units in the jurisdiction and the region, as well as the existence legal “no cause” evictions, makes tenants fearful of requesting repairs due to the risk of losing their housing from retaliation and eviction. Housing survey respondents and comments during community meetings exposed that vulnerable populations including fair-housing protected groups such as people of color, families with children and persons with disability are forced to live in unhealthy conditions including unaddressed vermin infestations and leaky roofs or leaky plumbing which causes mold and mildew in their rented homes because they cannot afford better housing. These sub-standard housing units further burden low-income and vulnerable populations with potentially chronic health conditions that may limit their access to opportunity in school and at work.




An enforceable residential rental maintenance standard would provide one mechanism to assure rental housing quality by requiring landlords timely to repair rental units. The state of Oregon’s residential rental habitability statute, ORS 90.320, requires landlords to maintain premises in a habitable condition but the state law relies entirely upon private enforcement in court and low-income residents have very little access to legal representation to enforce their rights. Thus, the adoption of a housing inspection program to enforce residential rental maintenance standards would both alleviate potentially severe public health problems and affirmatively further fair housing.

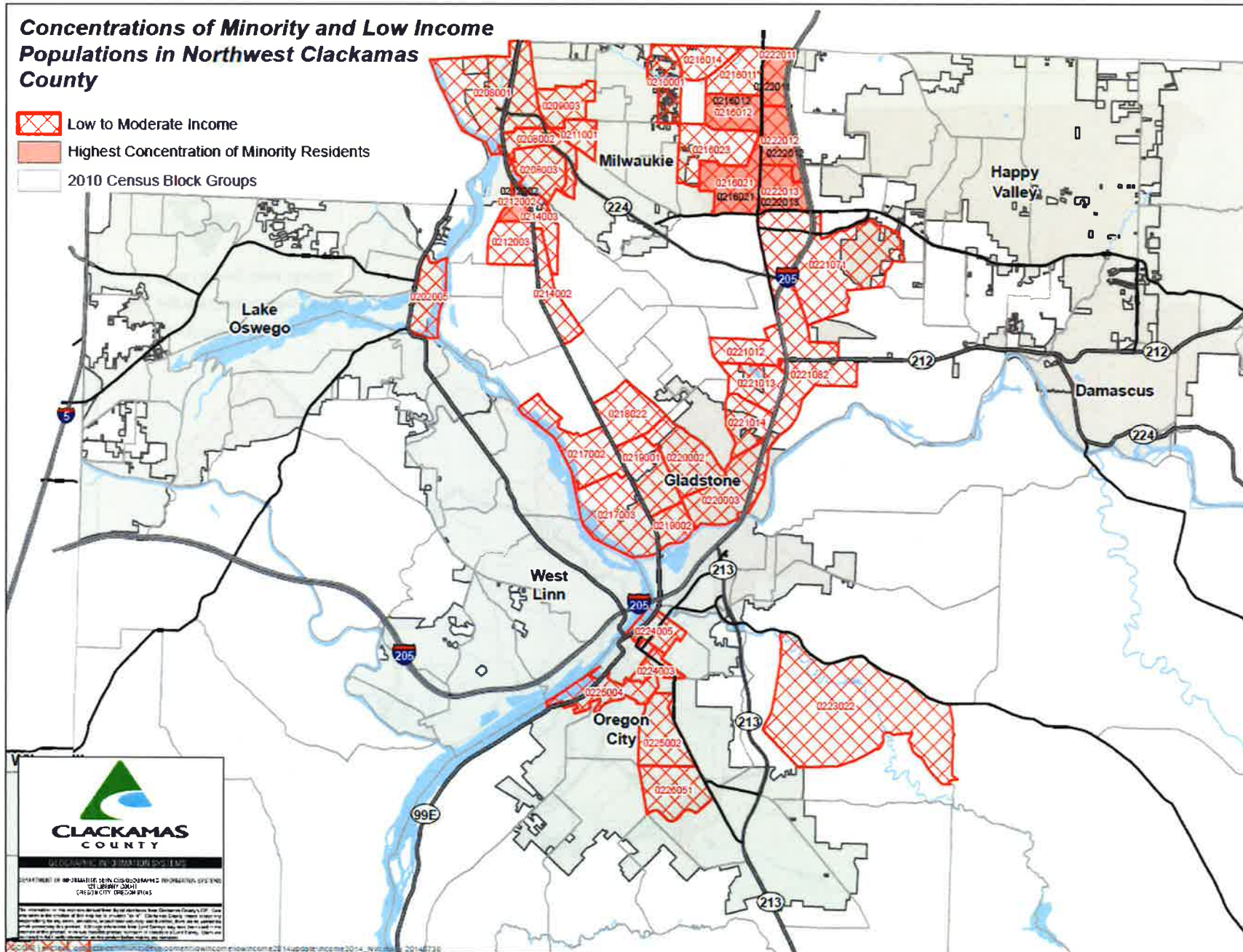
The neighboring jurisdictions of Portland and Gresham have adopted similar residential property maintenance codes to assure rental housing is healthy and safe for low-income renters.

APPENDIX A - MAPS

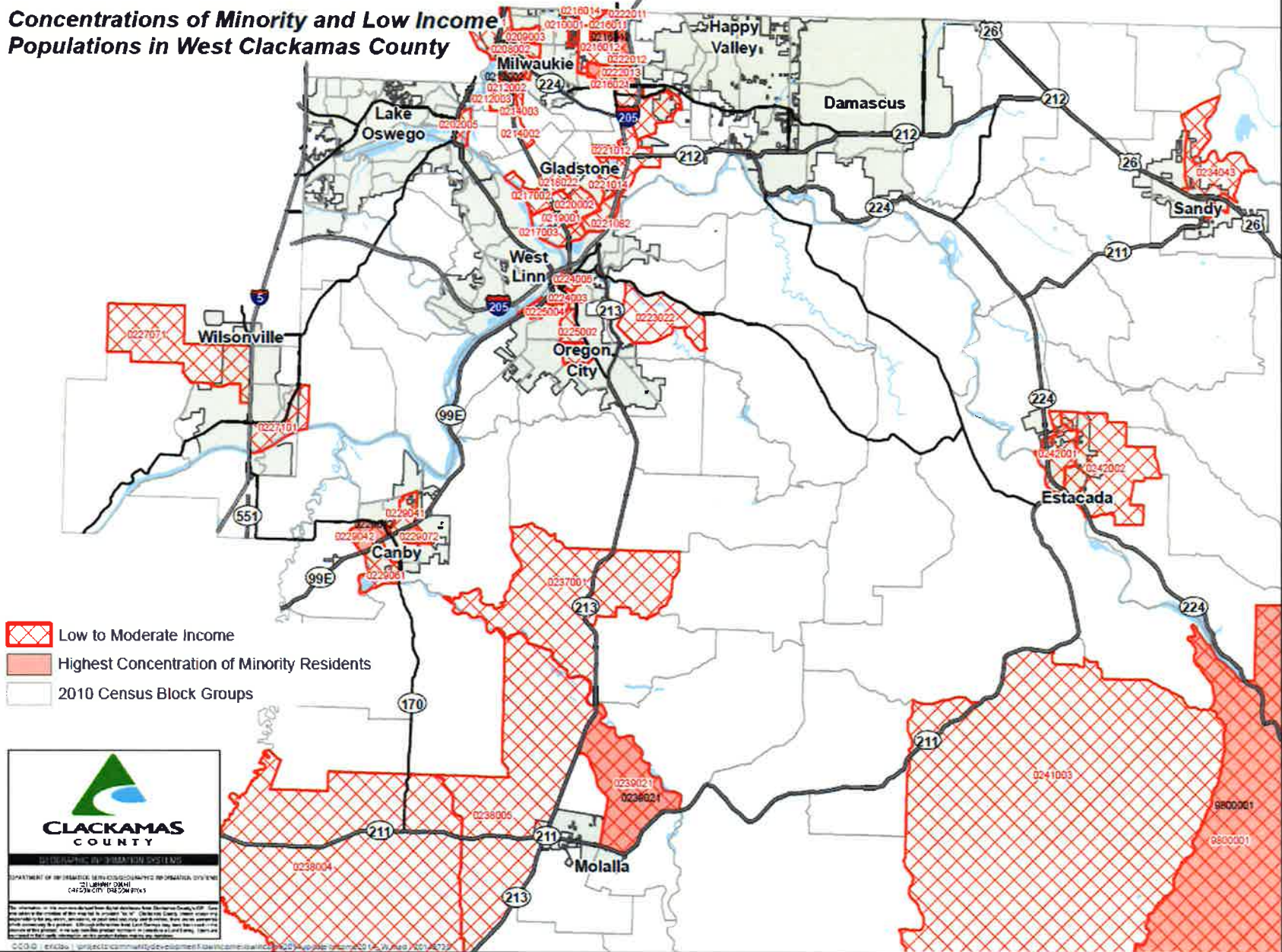


Concentrations of Minority and Low Income Populations in Northwest Clackamas County

-  Low to Moderate Income
-  Highest Concentration of Minority Residents
-  2010 Census Block Groups



Concentrations of Minority and Low Income Populations in West Clackamas County



CLACKAMAS COUNTY

Geographic Information Systems
 DEPARTMENT OF INFORMATION TECHNOLOGY & OPERATIONS SYSTEMS
 211 LIBRARY DRIVE
 CLACKAMAS CITY, OREGON 97015

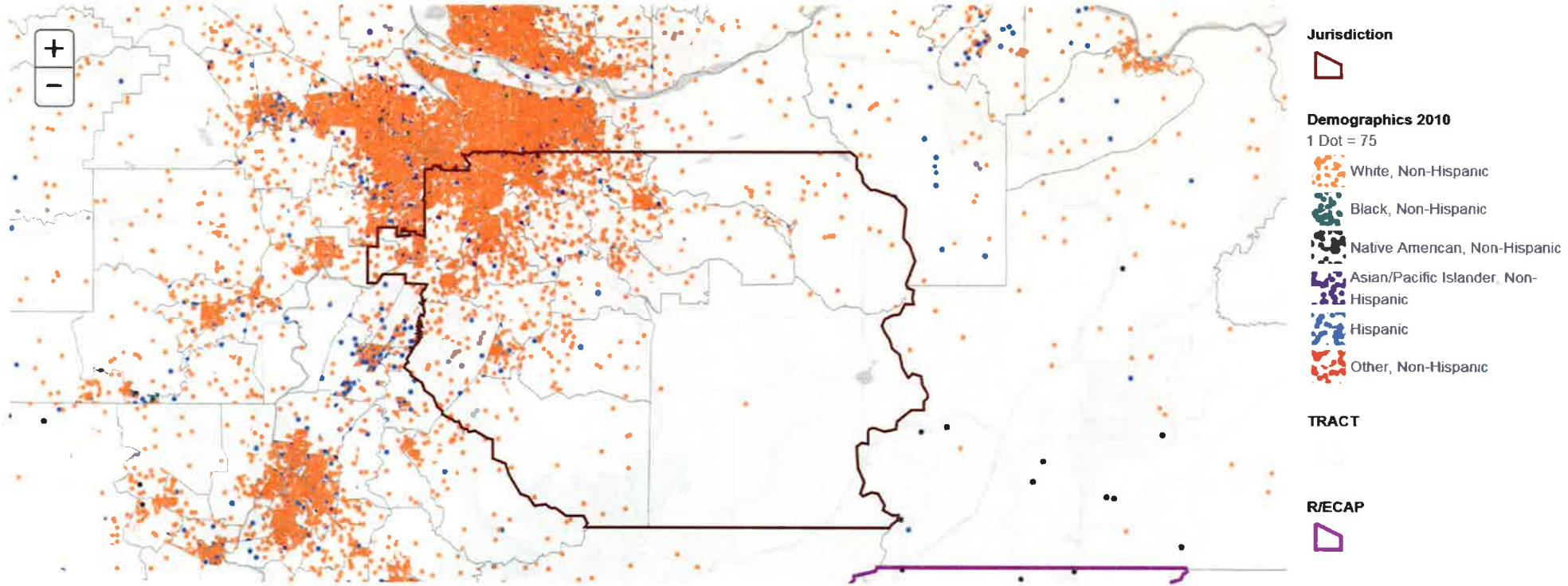
The information on this map was derived from the United States Census Bureau, 2010 Census. The data was provided to the public by the Oregon State Department of Information Technology & Operations Systems. The information on this map is provided as a public service and is not intended to be used for any other purpose. The information on this map is provided as a public service and is not intended to be used for any other purpose. The information on this map is provided as a public service and is not intended to be used for any other purpose.

© 2015 Clackamas County. All rights reserved.

Map 1 - Race/Ethnicity (Race/Ethnicity)

Current race/ethnicity dot density map for Jurisdiction and Region with R/ECAPs

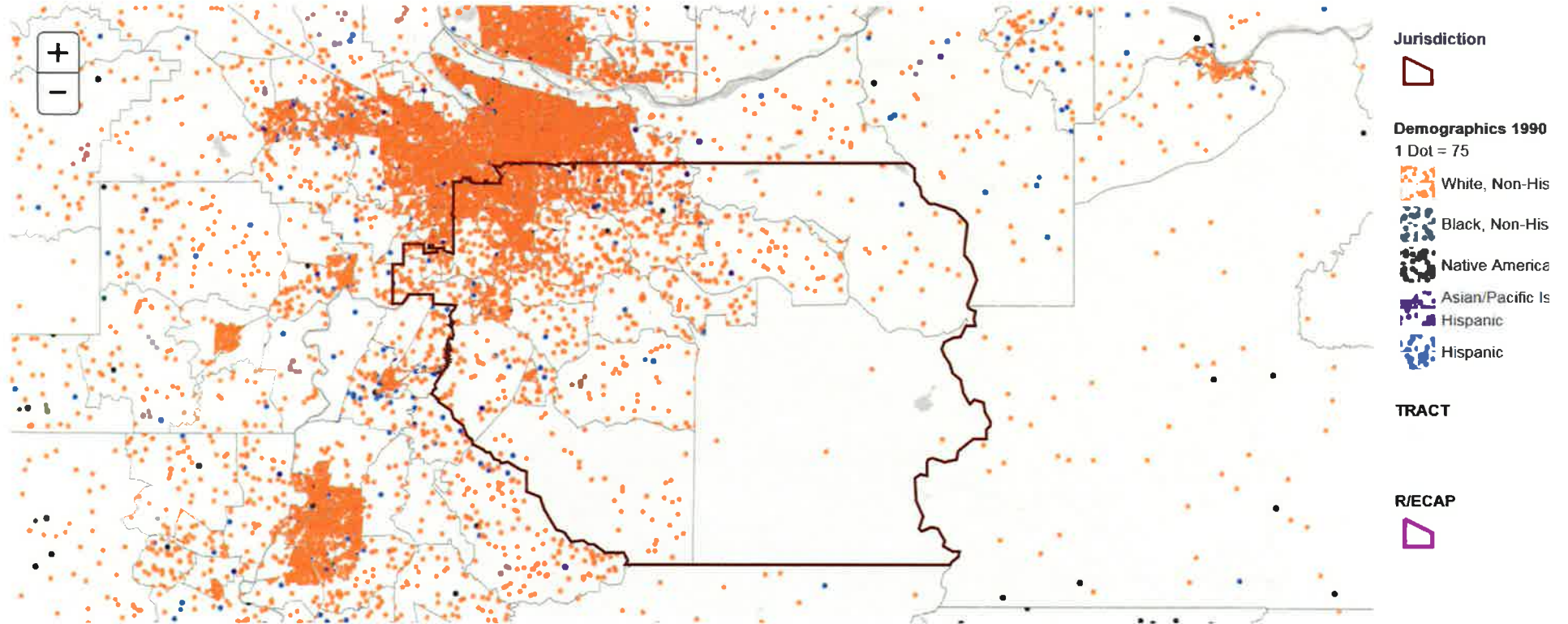
Clackamas County, OR (419005) Jurisdiction



Map 2 - Race/Ethnicity Trends (Race/Ethnicity Trends, 1990)

Past race/ethnicity dot density map for Jurisdiction and Region with R/ECAPs

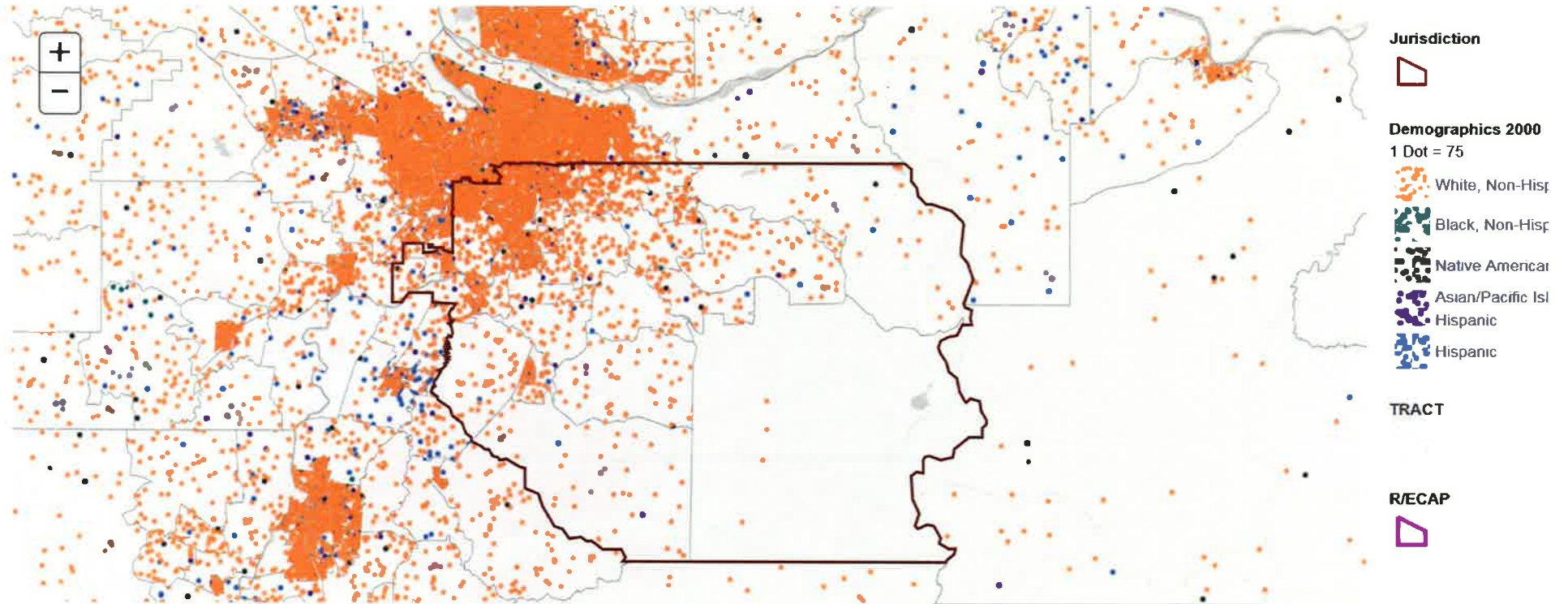
Clackamas County, OR (419005) Jurisdiction



Map 2 - Race/Ethnicity Trends (Race/Ethnicity Trends, 2000)

Past race/ethnicity dot density map for Jurisdiction and Region with R/ECAPs

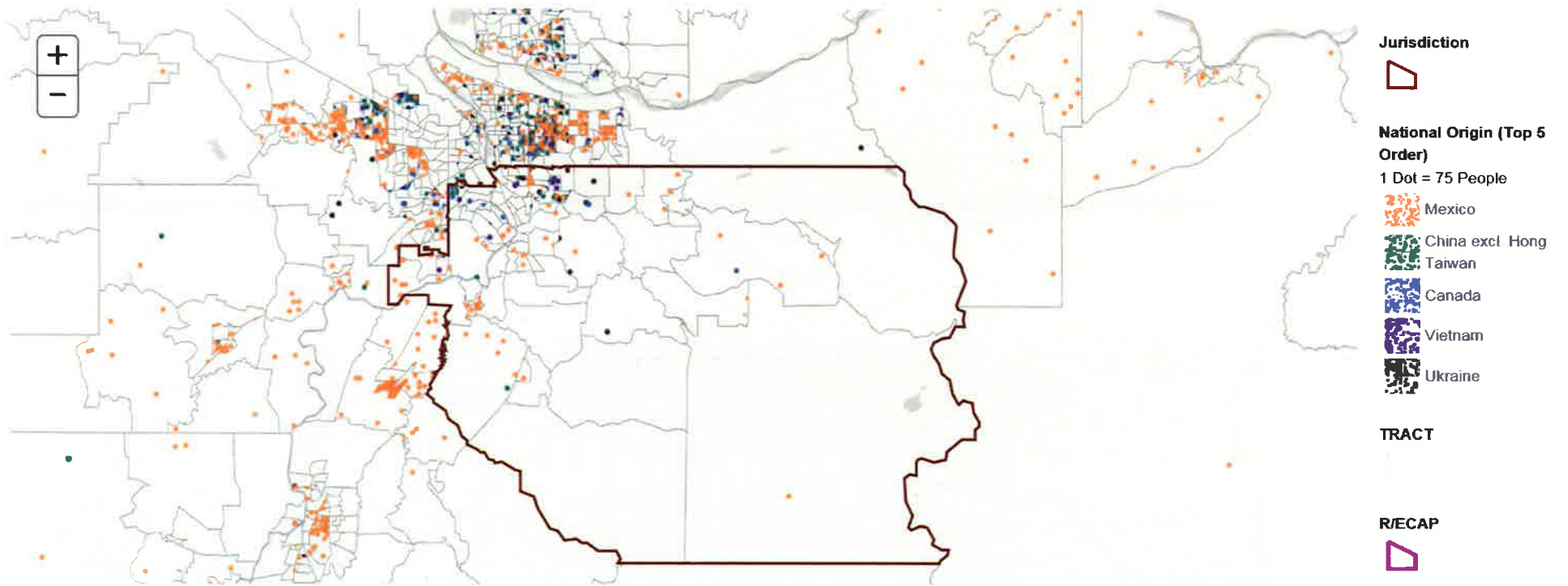
Clackamas County, OR (419005) Jurisdiction



Map 3 - National Origin (National Origin)

Current national origin (5 most populous) dot density map for Jurisdiction and Region with R/ECAPs

Clackamas County, OR (419005) Jurisdiction

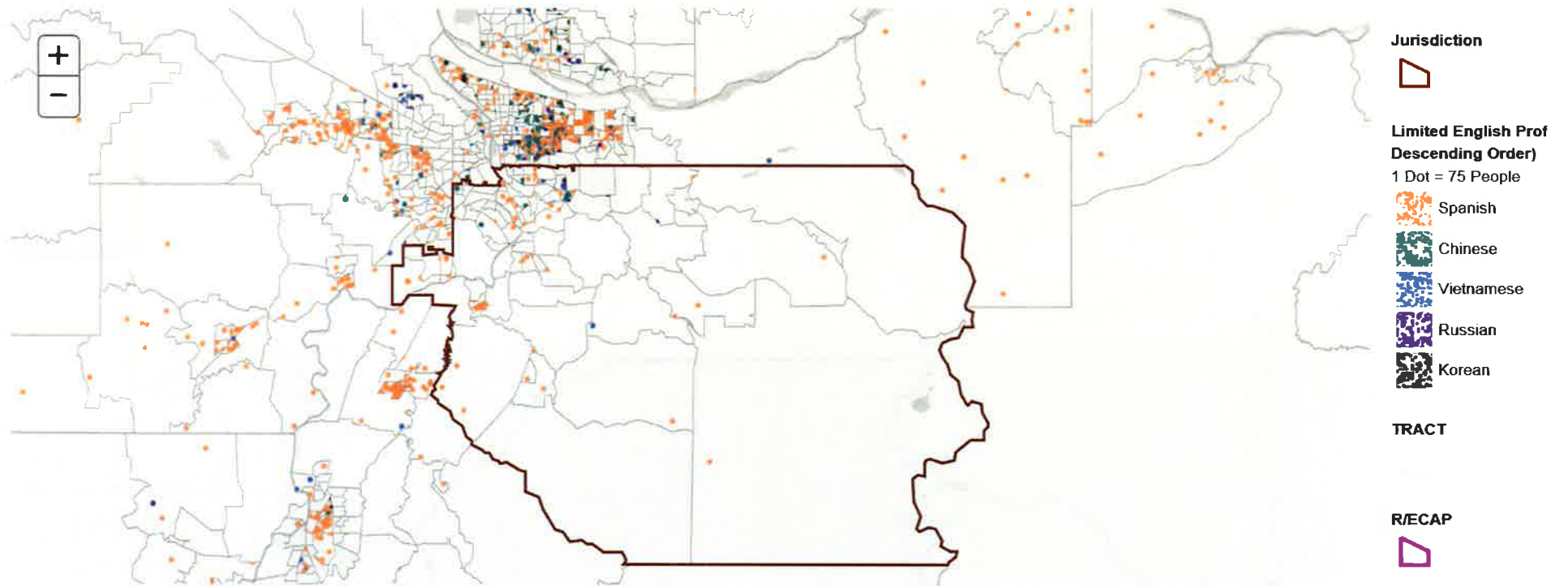


Comment here.....

Map 4 - LEP (Limited English Proficiency)

LEP persons (5 most commonly used languages) for Jurisdiction and Region with R/ECAPs

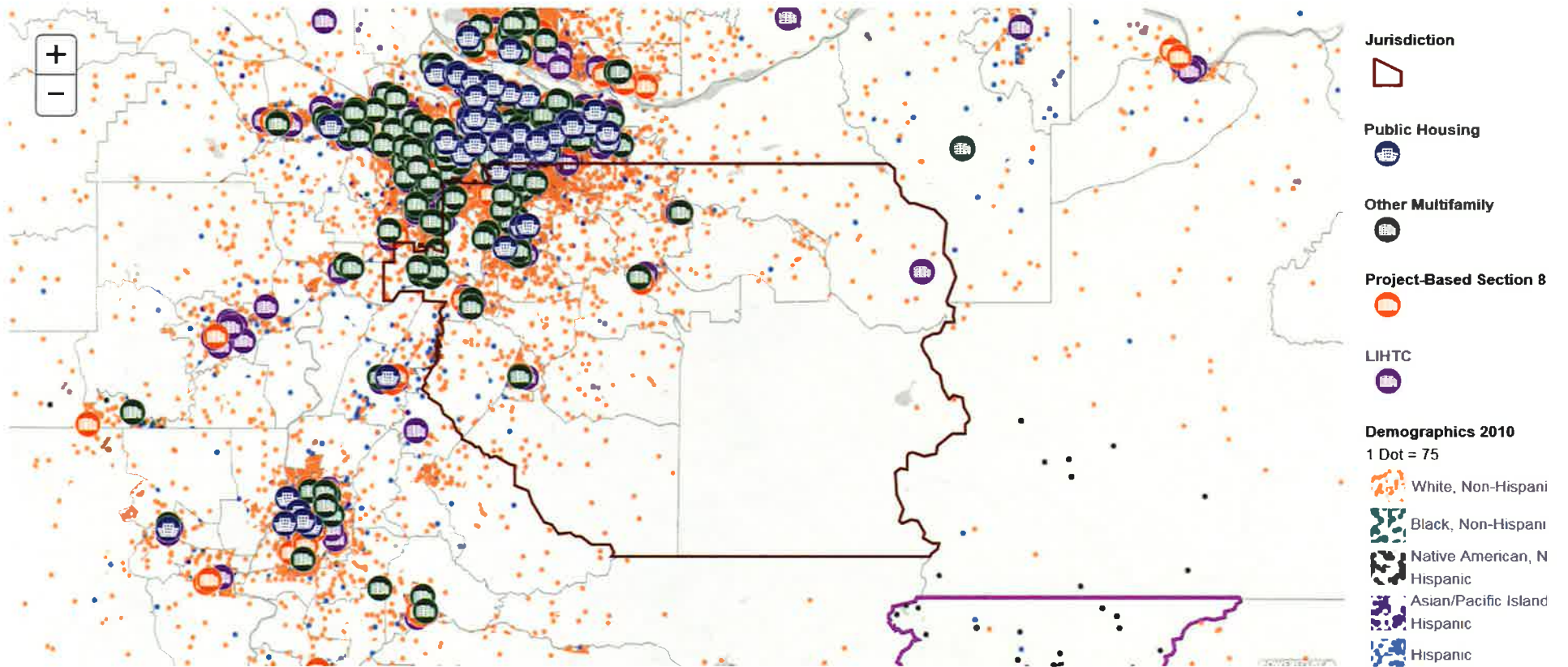
Clackamas County, OR (419005) Jurisdiction



In Clackamas County in 2010 LEP is 4.54% of the population, LEP the Metro Portland Region (CBSA) is 7.23% of the population.

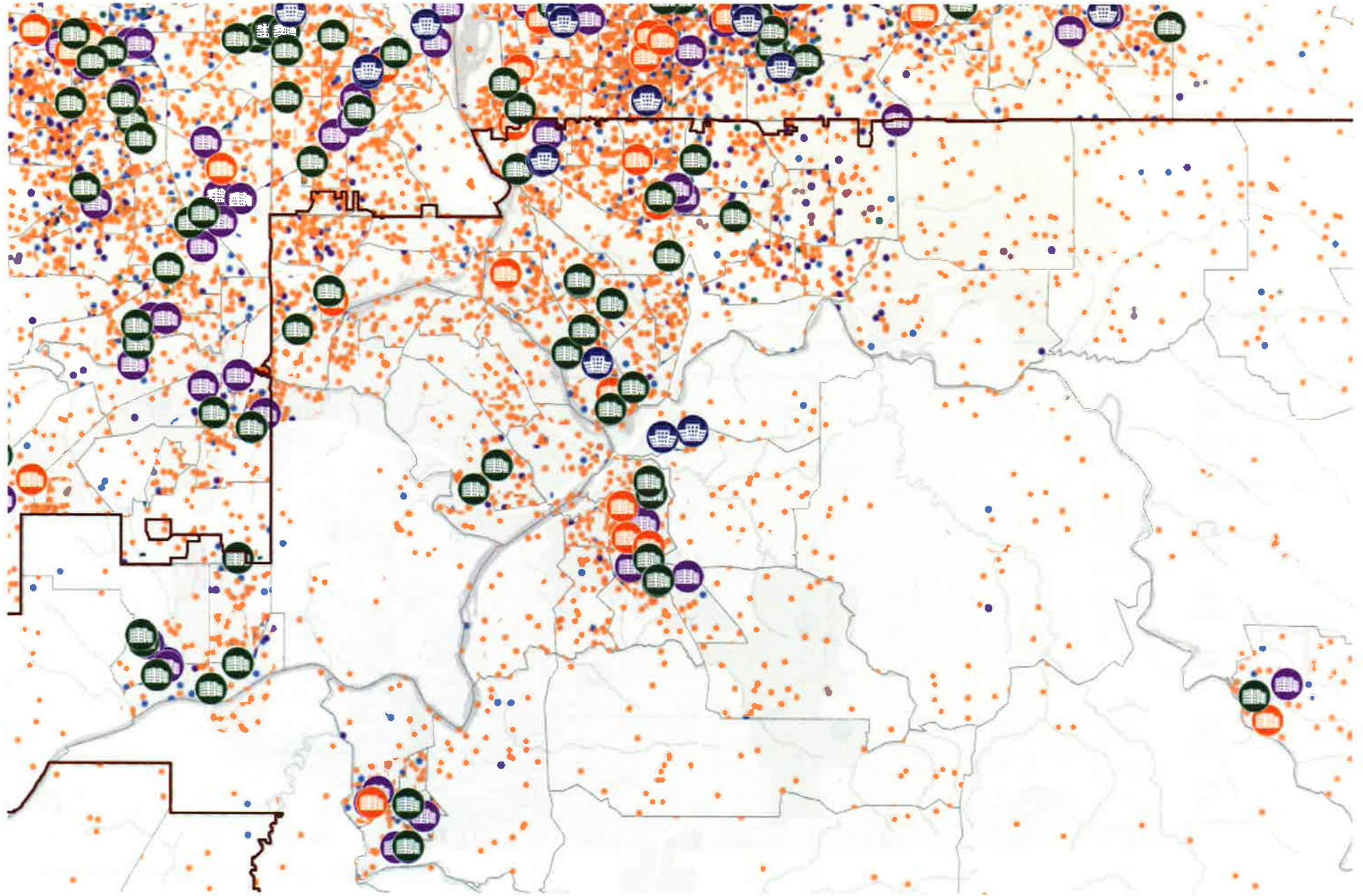
Map 5 - Publicly Supported Housing and Race/Ethnicity (Publicly Supported Housing and Race/Eth

Public Housing, Project-Based Section 8, Other Multifamily, and LIHTC locations mapped with race/ethnicity dot density map with R/ECAPs, distinguishing categories of publicly supported housing in Clackamas County, OR (419005) Jurisdiction



Locations of publicly supported housing throughout the region.

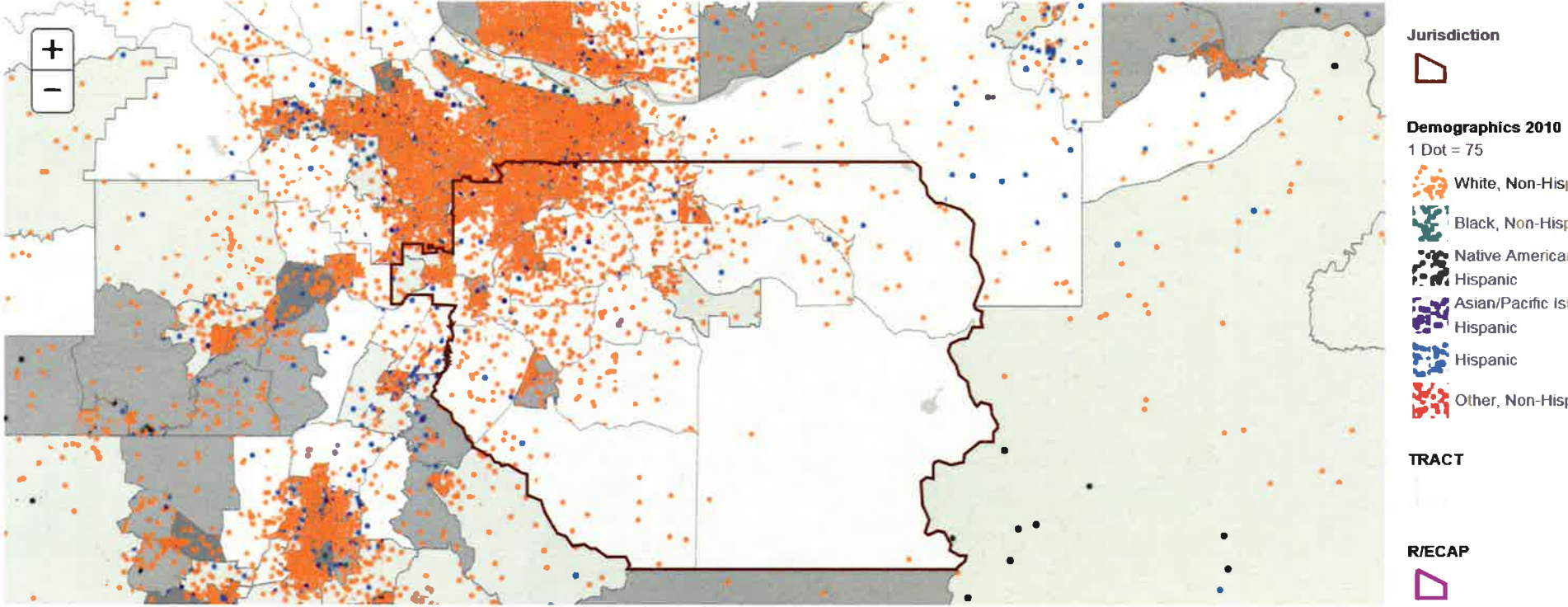
MAP 5 Zoom – Clackamas County - Northwest County



Map 6 - Housing Choice Vouchers and Race/Ethnicity (Housing Choice Vouchers and Race/Ethn

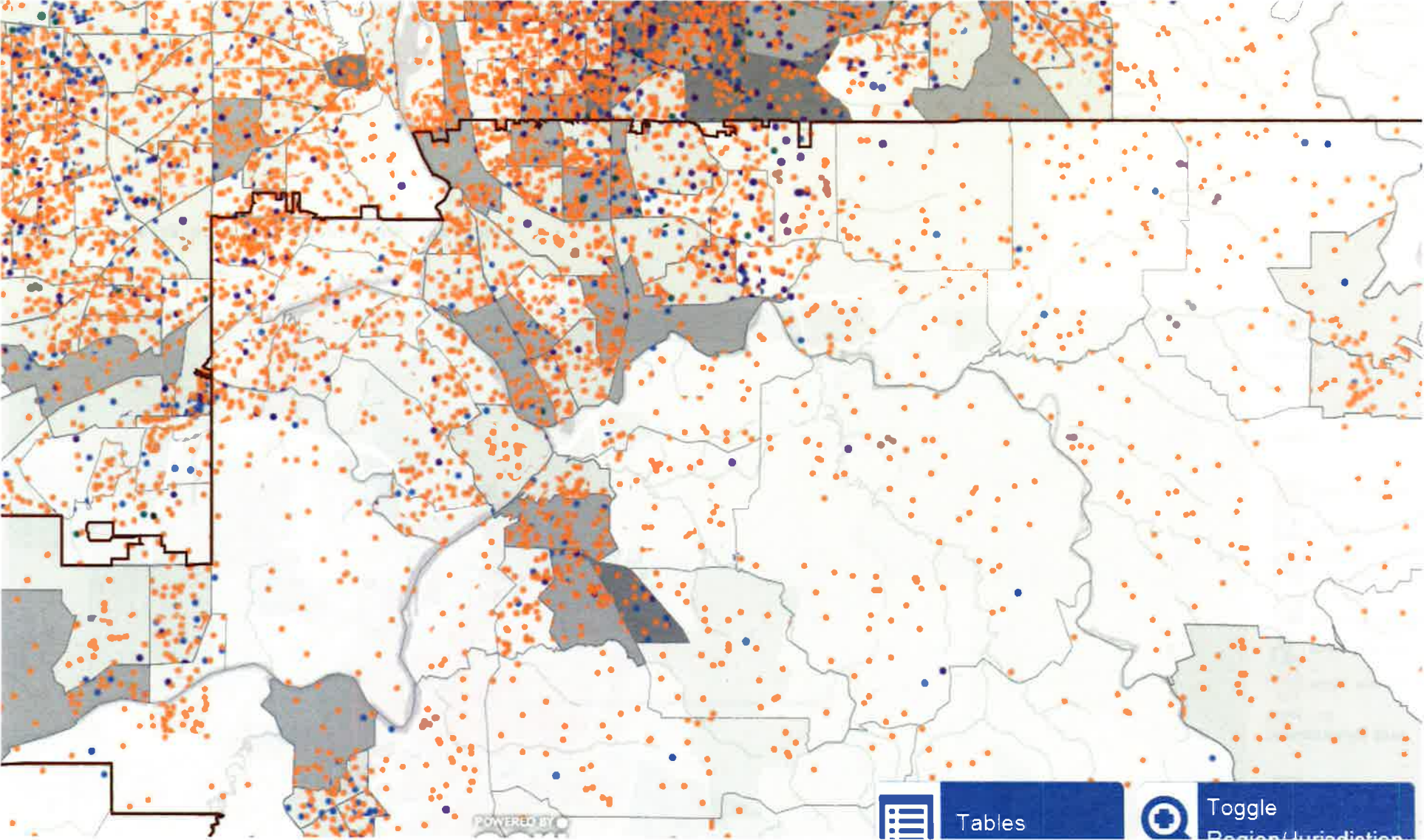
Housing Choice Voucher map with race/ethnicity dot density map and R/ECAPs

Clackamas County, OR (419005) Jurisdiction



Darker areas have higher concentrations of Voucher Units

Map 6 ZOOM – Clackamas County Northwest County



Map 7 - Housing Burden and Race/Ethnicity (Housing Burden and Race/Ethnicity)

Households experiencing one or more housing burdens in Jurisdiction and Region with R/ECAPs and race/ethnicity dot density

Clackamas County, OR (419005) Jurisdiction



Darker shaded areas have higher percentages of households with housing burdens.

Lighter areas have less housing burdens

Map 8 - Housing Burden and National Origin (Housing Burden and National Origin)

Households experiencing one or more housing burdens in Jurisdiction and Region with R/ECAPs and national origin dot density

Clackamas County, OR (419005) Jurisdiction



The darker shaded areas have higher housing burdens

Map 9 - Demographics and School Proficiency (School Proficiency and Race/Ethnicity)

School Proficiency Index for Jurisdiction and Region with race/ethnicity, national origin, family status, and R/ECAPs

Clackamas County, OR (419005) Jurisdiction



Darker areas have higher school proficiency

School proficiency is based on testing of 4th grade students

Map 9 - Demographics and School Proficiency (School Proficiency and National Origin)

School Proficiency Index for Jurisdiction and Region with race/ethnicity, national origin, family status, and R/ECAPs

Clackamas County, OR (419005) Jurisdiction



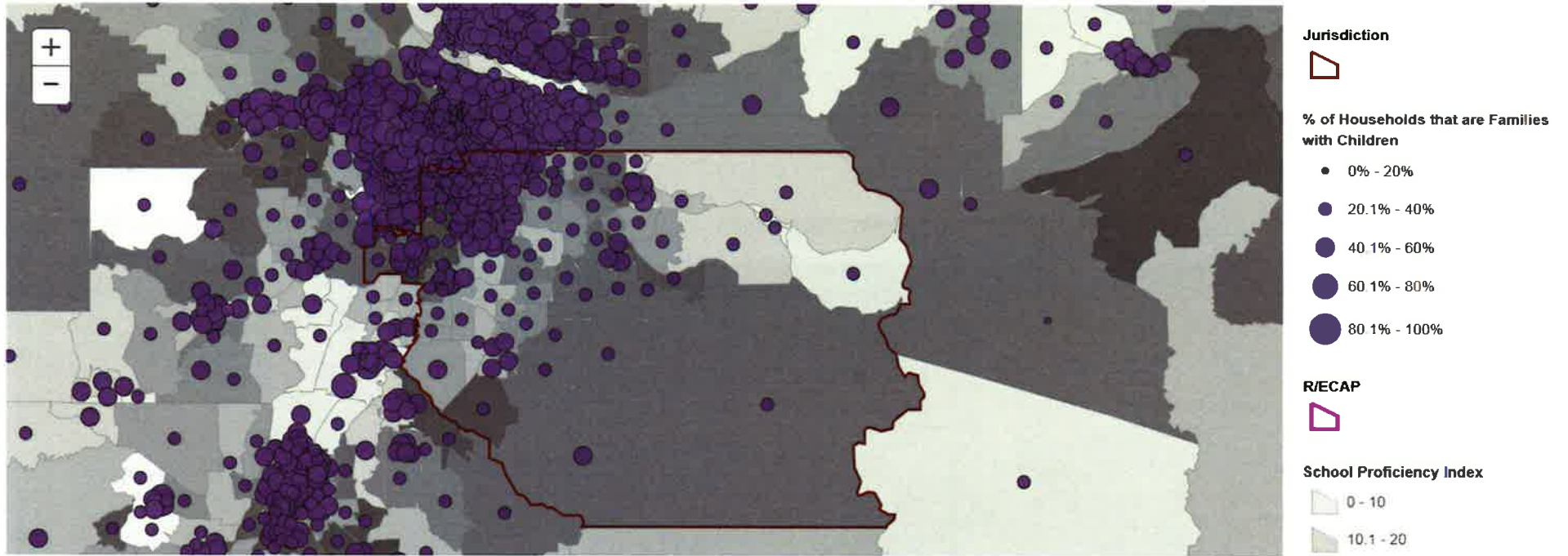
Darker areas have more proficient schools. Lighter areas have less proficient schools.

School proficiency is based on testing of 4th grade students

Map 9 - Demographics and School Proficiency (School Proficiency and Family Status)

School Proficiency Index for Jurisdiction and Region with race/ethnicity, national origin, family status, and R/ECAPs

Clackamas County, OR (419005) Jurisdiction



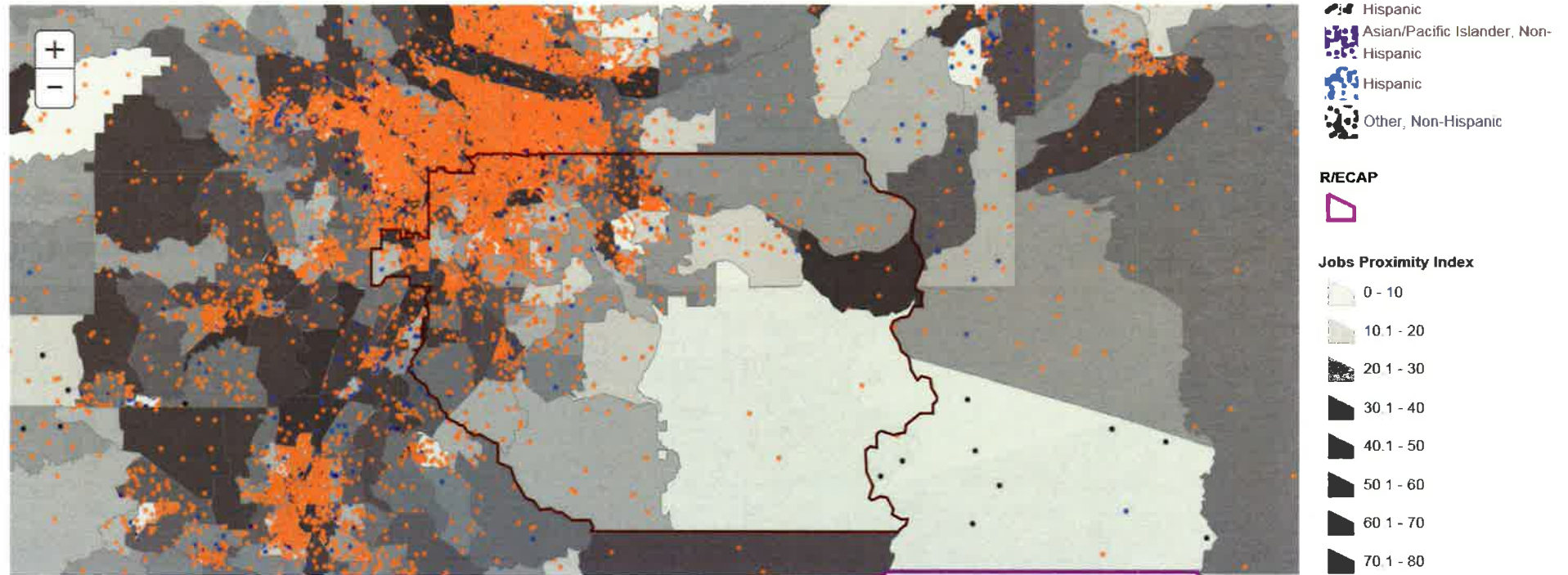
Darker areas have better school proficiency

School proficiency is based on testing of 4th grade students

Map 10 - Demographics and Job Proximity (Job Proximity and Race/Ethnicity)

Jobs Proximity Index for Jurisdiction and Region with race/ethnicity, national origin, family status and R/ECAPs

Clackamas County, OR (419005) Jurisdiction



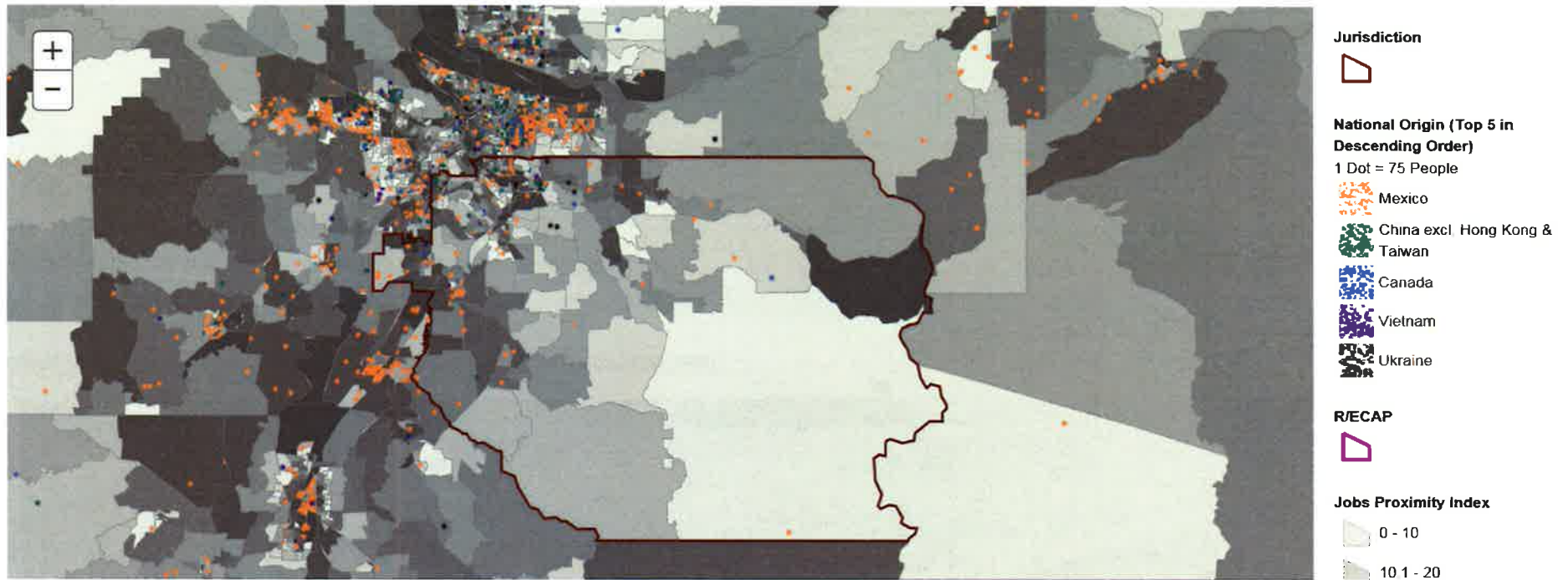
Darker areas have greater market engagement (closer proximity to jobs). Lighter areas have lower market engagement.

Market engagement is proximity to all job locations in the CBSA

Map 10 - Demographics and Job Proximity (Job Proximity and National Origin)

Jobs Proximity Index for Jurisdiction and Region with race/ethnicity, national origin, family status and R/ECAPs

Clackamas County, OR (419005) Jurisdiction



Darker areas have greater market engagement (closer proximity to jobs).

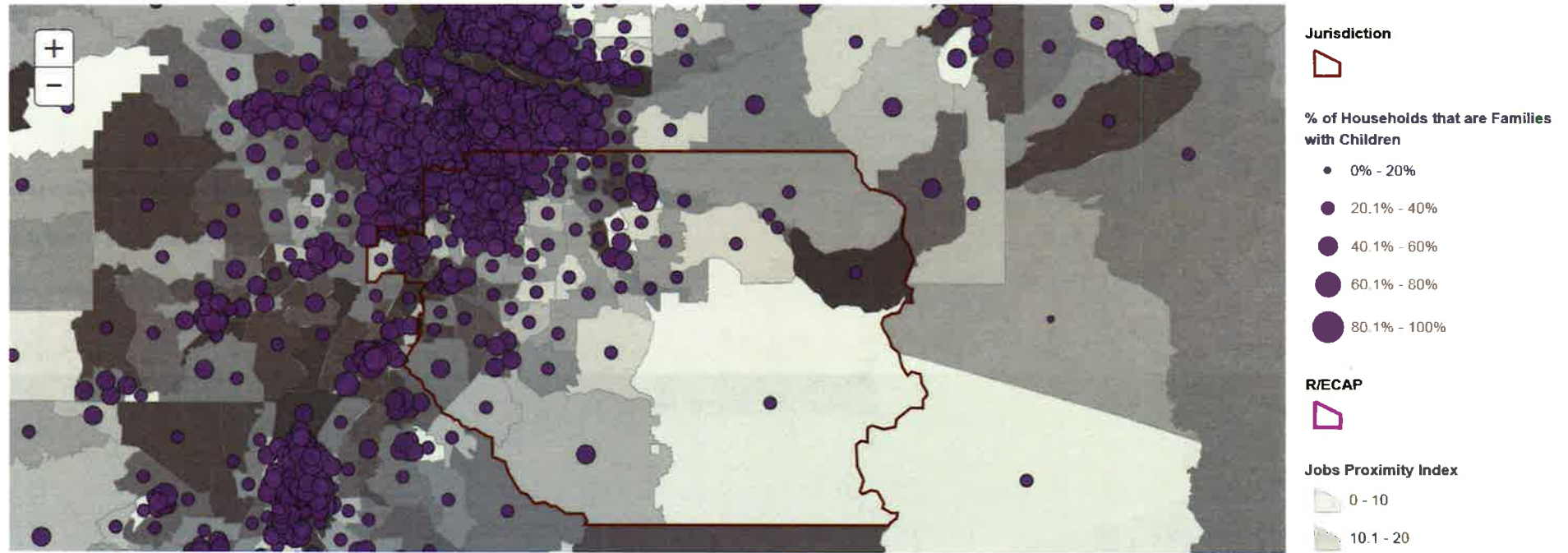
Lighter areas have lower market engagement.

Market engagement is proximity to all job locations in the CBSA

Map 10 - Demographics and Job Proximity (Job Proximity and Family Status)

Jobs Proximity Index for Jurisdiction and Region with race/ethnicity, national origin, family status and R/ECAPs

Clackamas County, OR (419005) Jurisdiction



Darker areas have greater market engagement (closer proximity to jobs).

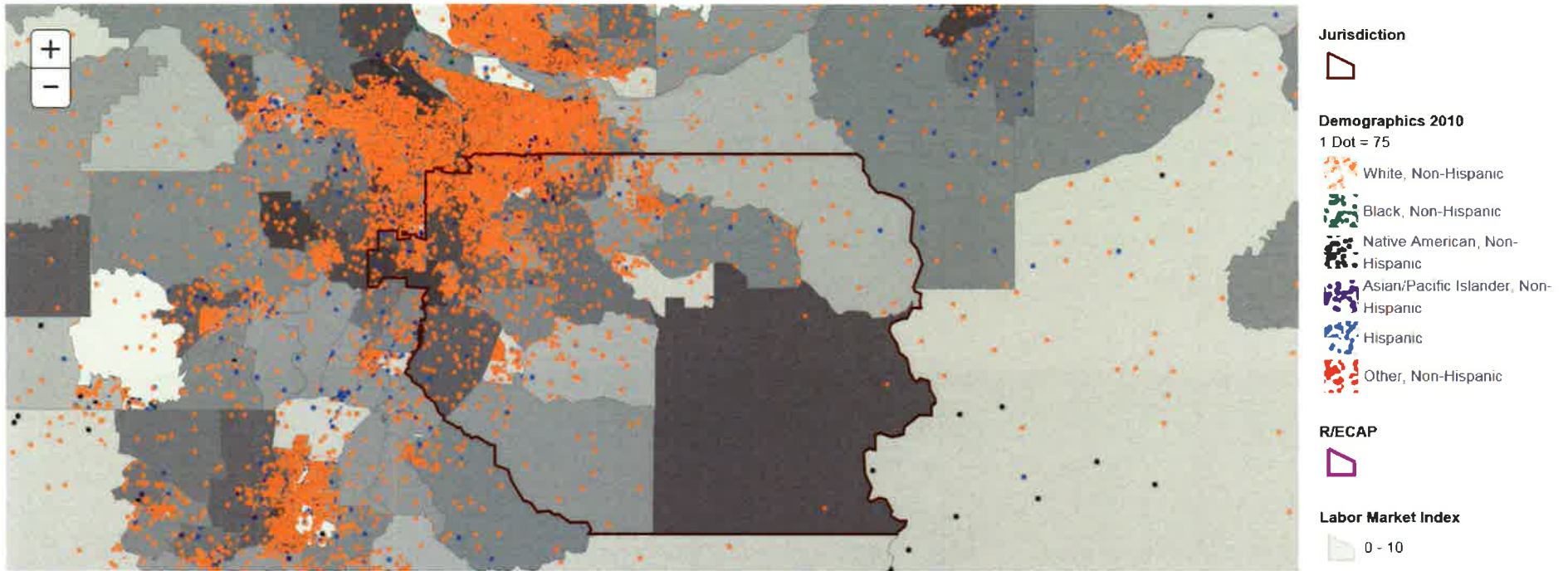
Lighter areas have lower market engagement.

Market engagement is proximity to all job locations in the CBSA

Map 11 - Demographics and Labor Market (Labor Market and Race/Ethnicity)

Labor Engagement Index with race/ethnicity, national origin, family status and R/ECAPs

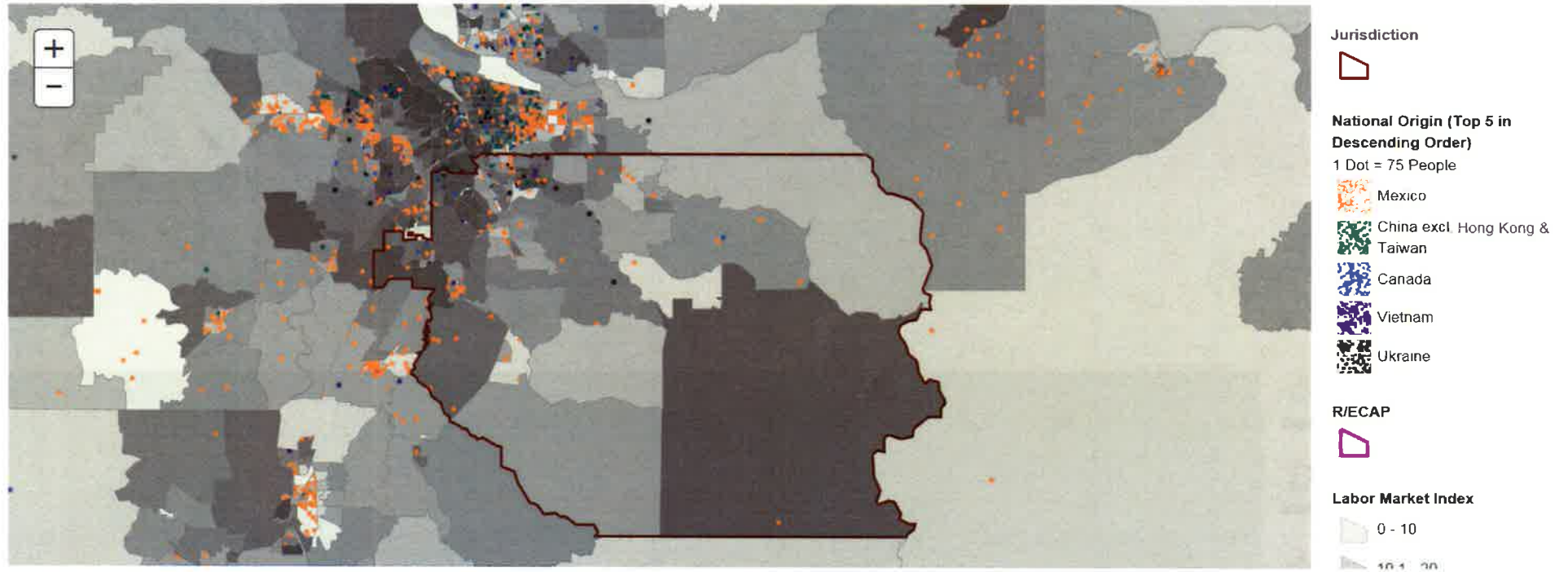
Clackamas County, OR (419005) Jurisdiction



Map 11 - Demographics and Labor Market (Labor Market and National Origin)

Labor Engagement Index with race/ethnicity, national origin, family status and R/ECAPs

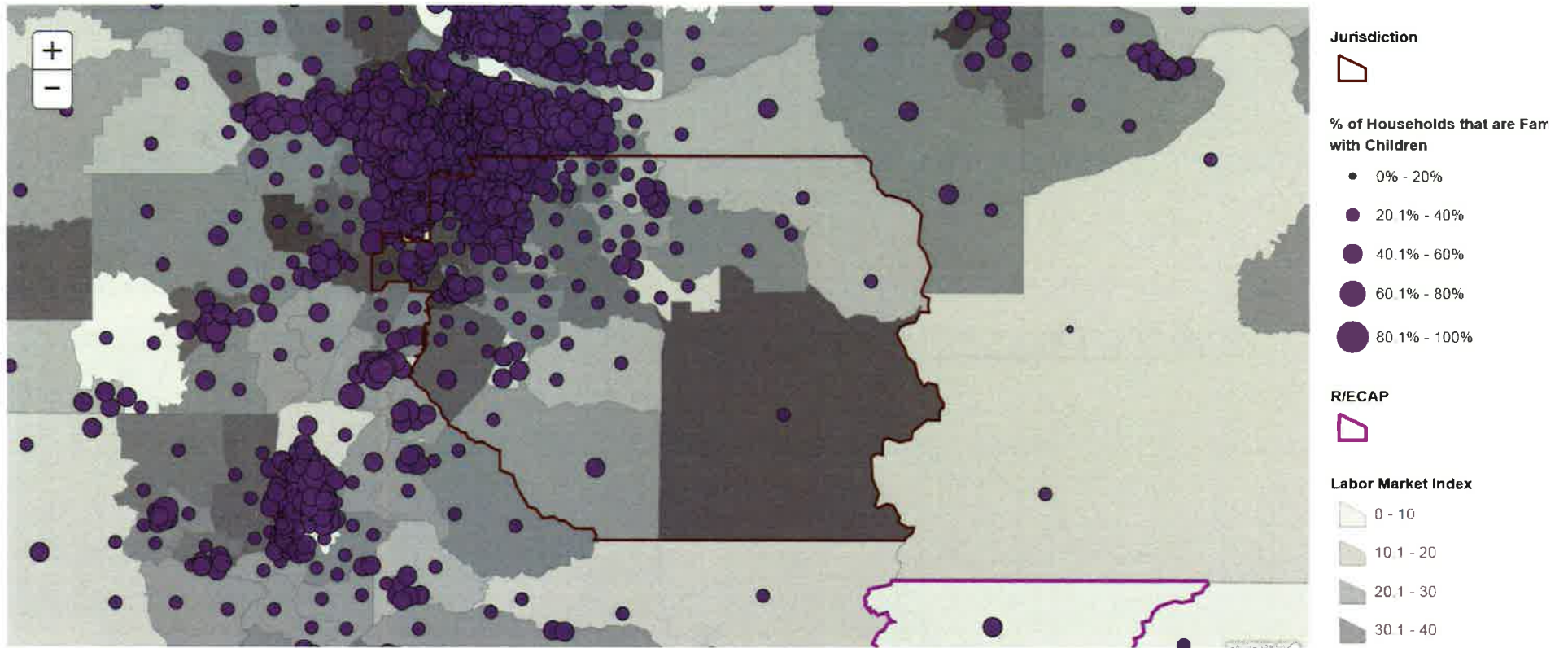
Clackamas County, OR (419005) Jurisdiction



Map 11 - Demographics and Labor Market (Labor Market and Family Status)

Labor Engagement Index with race/ethnicity, national origin, family status and R/ECAPs

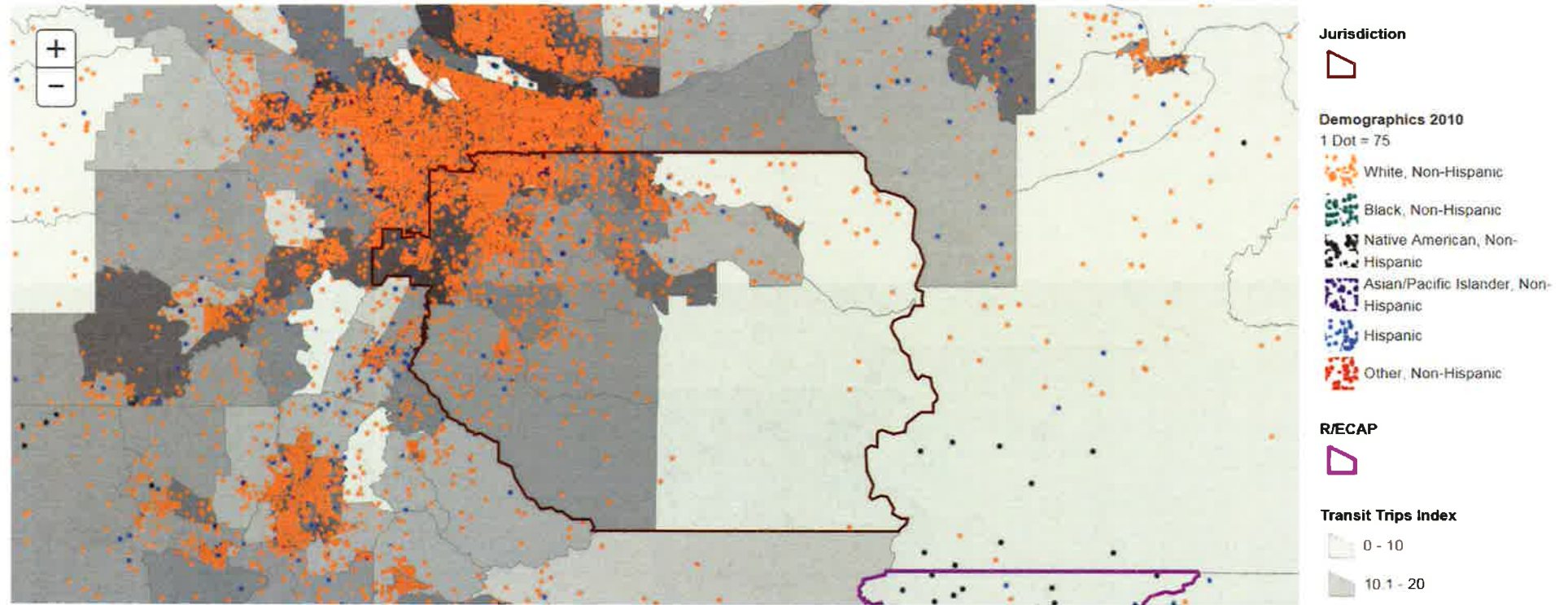
Clackamas County, OR (419005) Jurisdiction



Map 12 - Demographics and Transit Trips (Transit Trips and Race/Ethnicity)

Transit Trips Index for Jurisdiction and Region with race/ethnicity, national origin, family status and R/ECAPs

Clackamas County, OR (419005) Jurisdiction

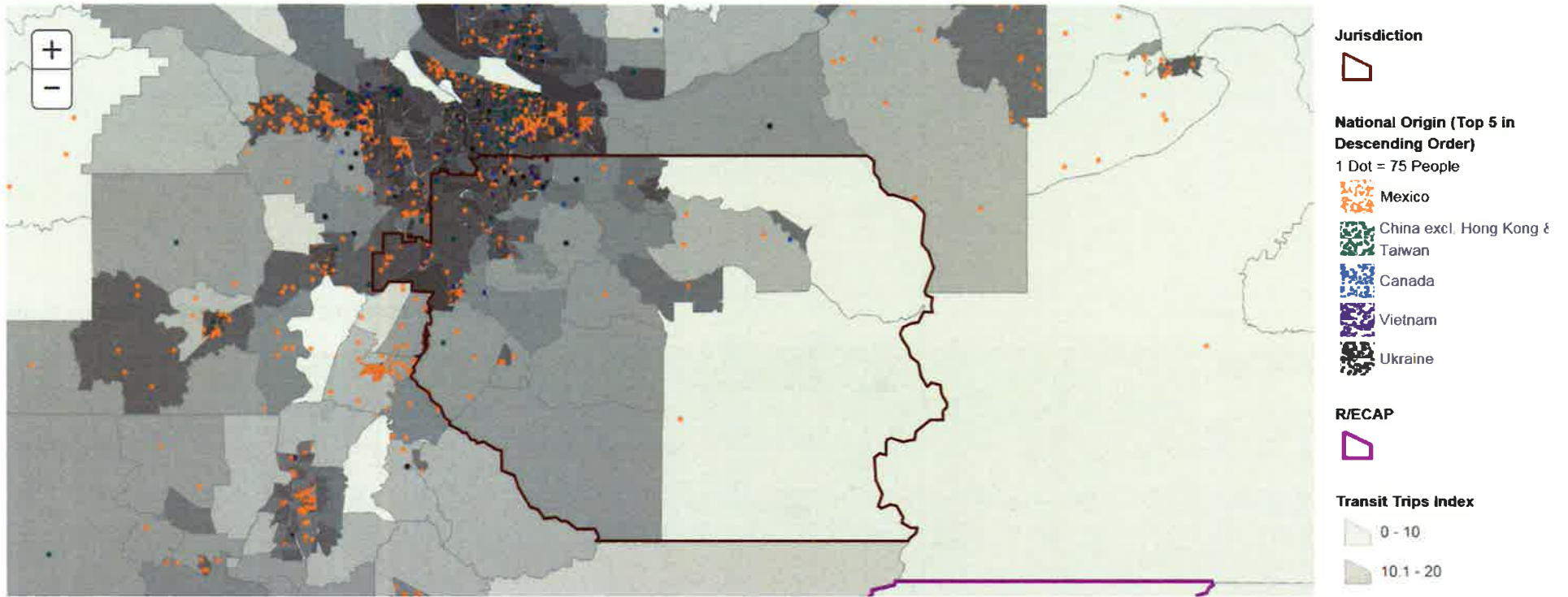


Darker areas have greater access to transit

Map 12 - Demographics and Transit Trips (Transit Trips and National Origin)

Transit Trips Index for Jurisdiction and Region with race/ethnicity, national origin, family status and R/ECAPs

Clackamas County, OR (419005) Jurisdiction

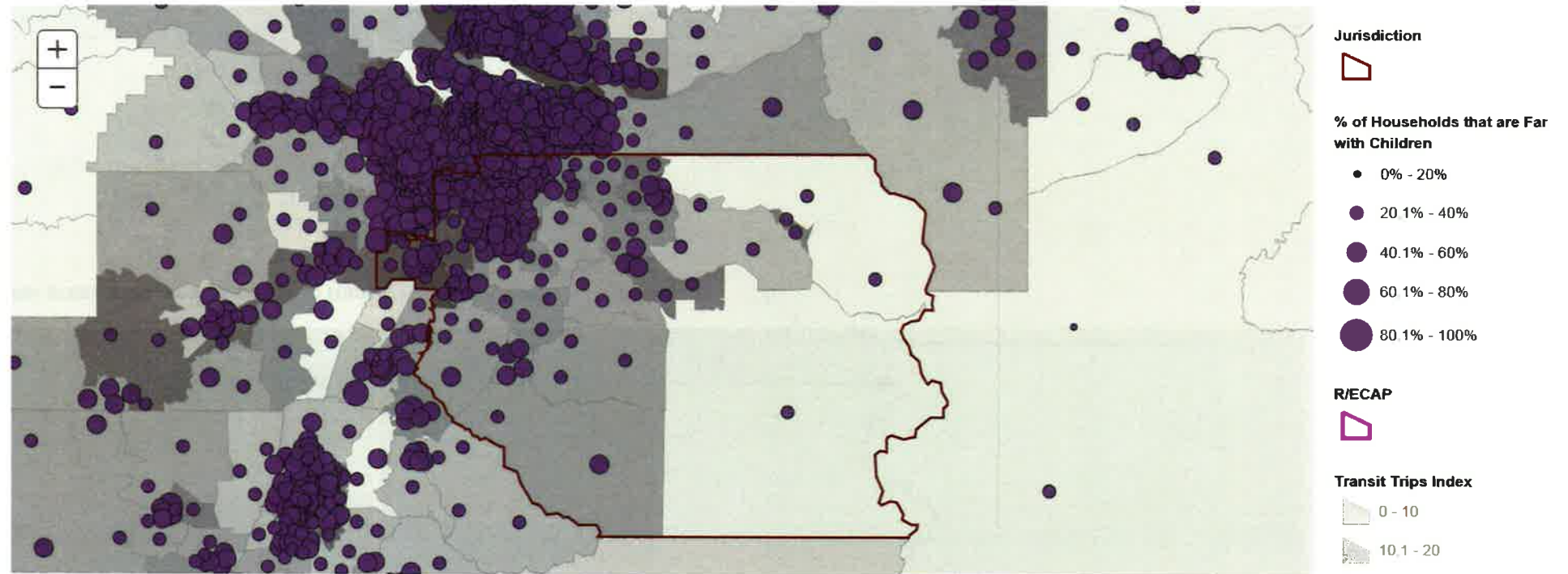


Darker areas have greater access to transit

Map 12 - Demographics and Transit Trips (Transit Trips and Family Status)

Transit Trips Index for Jurisdiction and Region with race/ethnicity, national origin, family status and R/ECAPs

Clackamas County, OR (419005) Jurisdiction

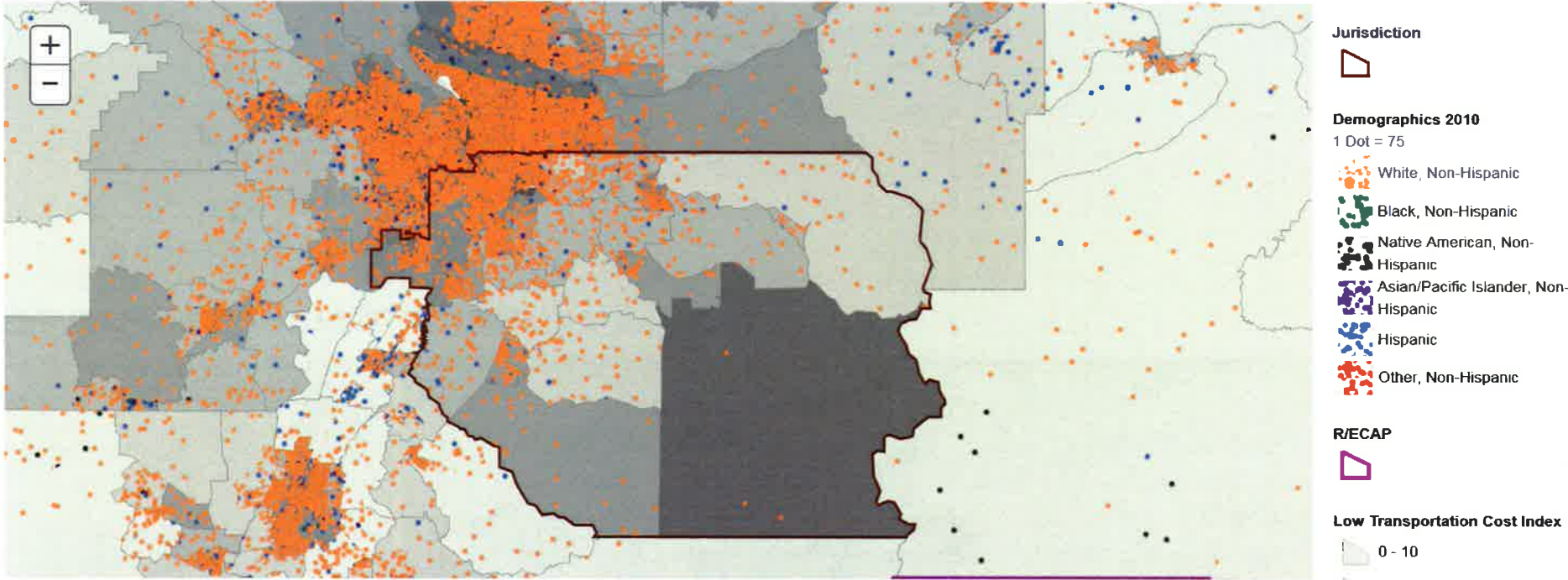


Darker areas have greater access to transit opportunities

Map 13 - Demographics and Low Transportation Cost (Low Transportation Cost and Race/Ethnicity)

Low Transportation Cost Index with race/ethnicity, national origin, family status and R/ECAPs

Clackamas County, OR (419005) Jurisdiction

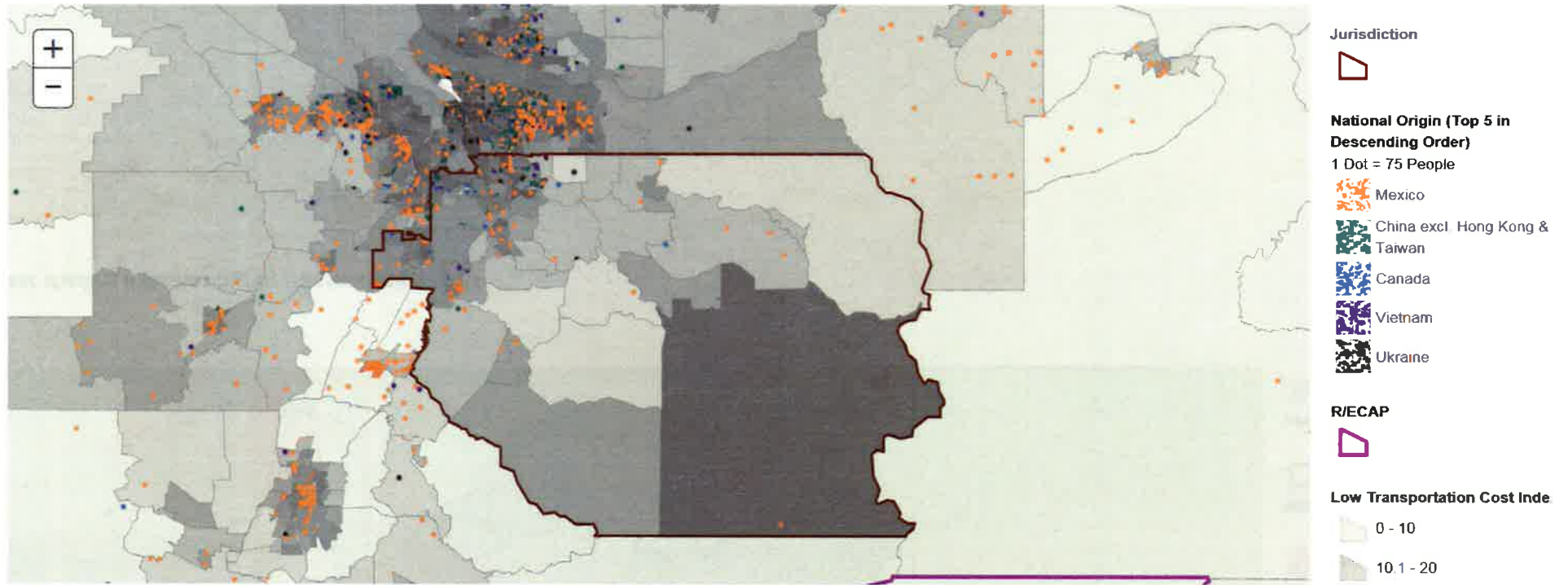


Darker shading indicates higher transportation costs

Map 13 - Demographics and Low Transportation Cost (Low Transportation Cost and National Origin)

Low Transportation Cost with race/ethnicity, national origin, family status and R/ECAPs

Clackamas County, OR (419005) Jurisdiction



Darker shading indicates higher transportation costs

Map 13 - Demographics and Low Transportation Cost (Low Transportation Cost and Family Status)

Low Transportation Cost Index with race/ethnicity, national origin, family status and R/ECAPs

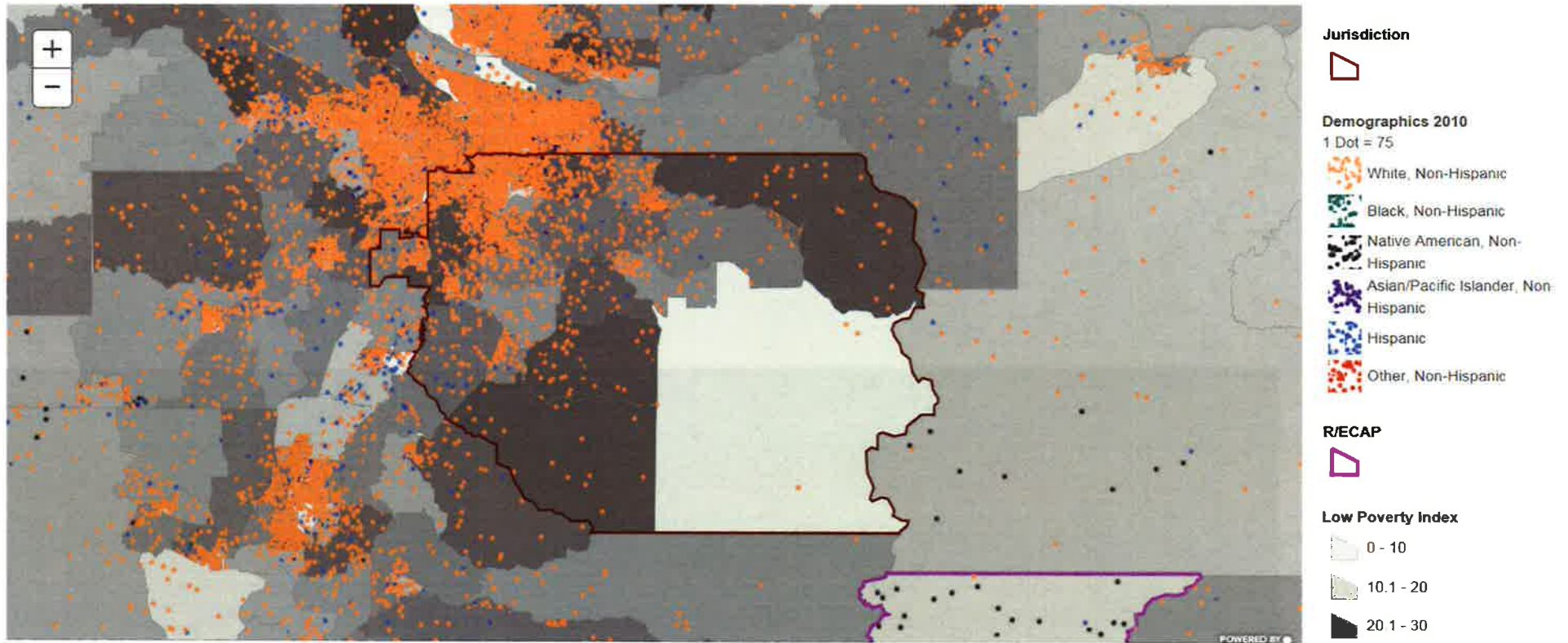
Clackamas County, OR (419005) Jurisdiction



Map 14 - Demographics and Poverty (Poverty and Race/Ethnicity)

Low Poverty Index with race/ethnicity, national origin, family status and R/ECAPs

Clackamas County, OR (419005) Jurisdiction

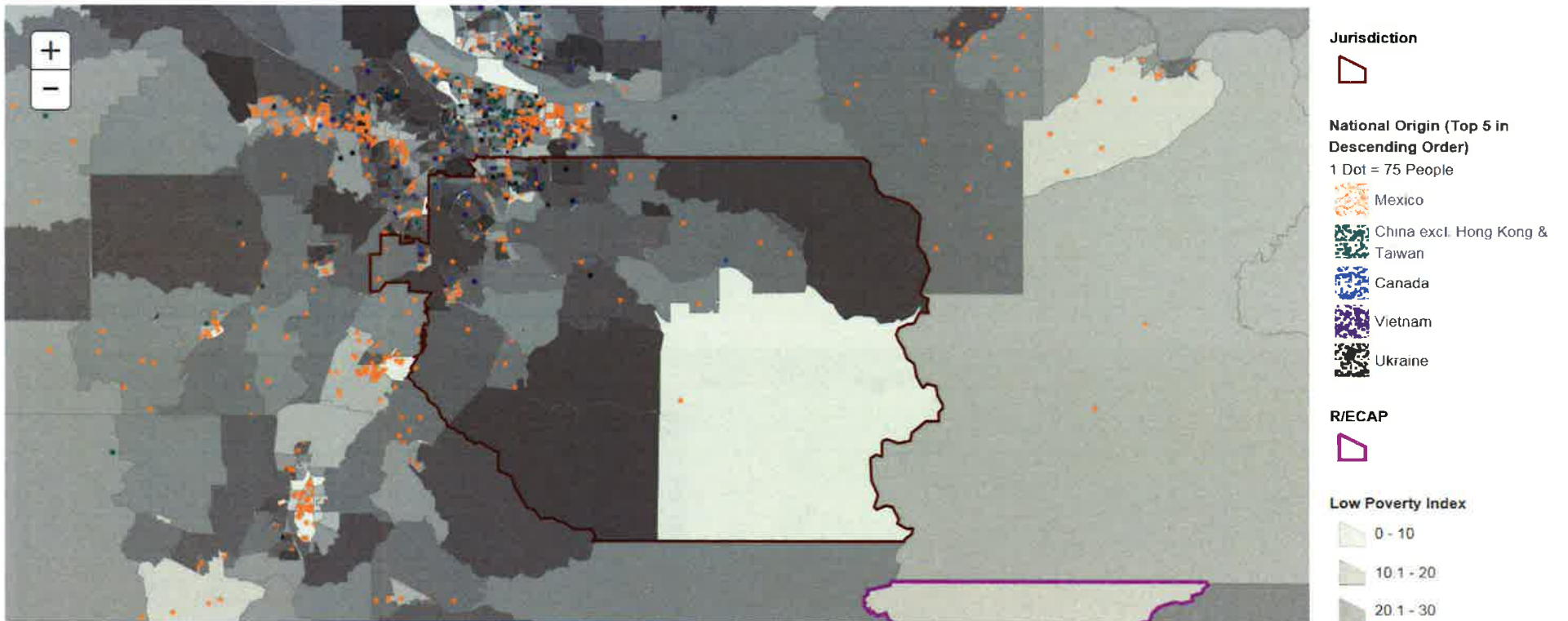


Darker areas indicate a higher likelihood of living in poverty

Map 14 - Demographics and Poverty (Poverty and National Origin)

Low Poverty Index with race/ethnicity, national origin, family status and R/ECAPs

Clackamas County, OR (419005) Jurisdiction

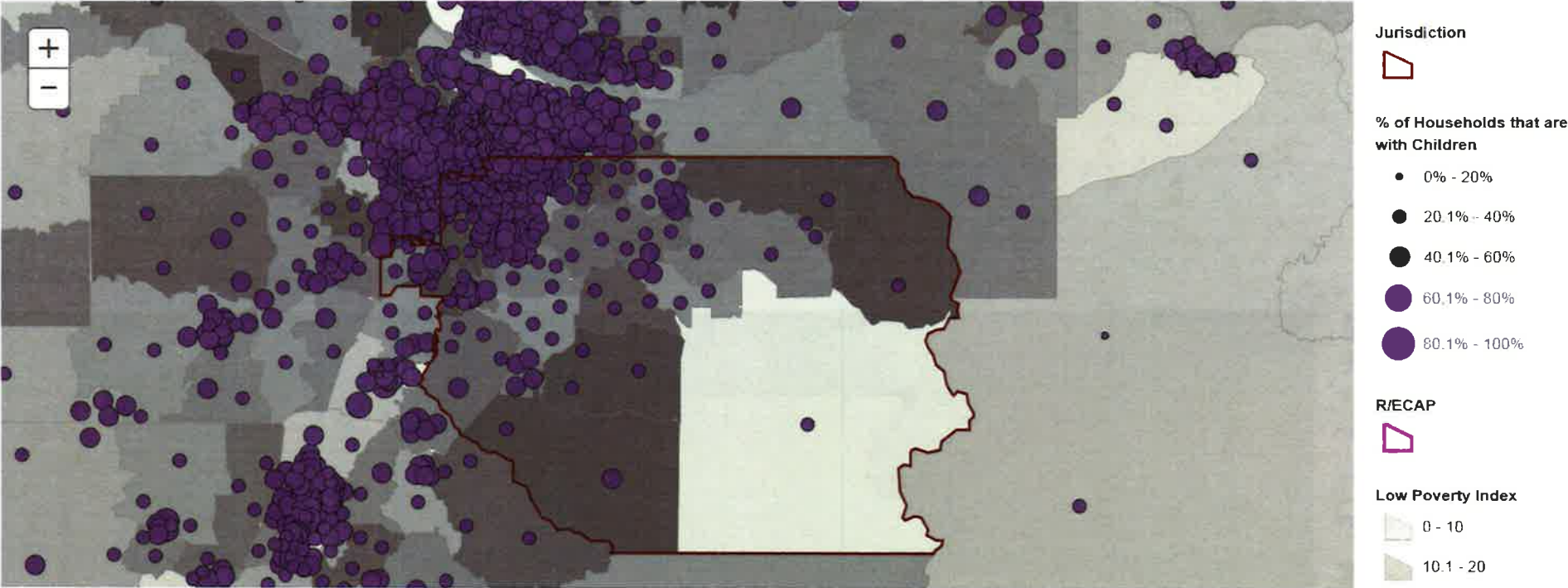


Darker areas indicate a higher likelihood of living in poverty

Map 14 - Demographics and Poverty (Poverty and Family Status)

Low Poverty Index with race/ethnicity, national origin, family status and R/ECAPs

Clackamas County, OR (419005) Jurisdiction



Darker areas indicate a higher likelihood of living in poverty

Map 15 - Demographics and Environmental Health (Environmental Health and Race/Ethnicity)

Environmental Health Index with race/ethnicity, national origin, family status and R/ECAPs

Clackamas County, OR (419005) Jurisdiction

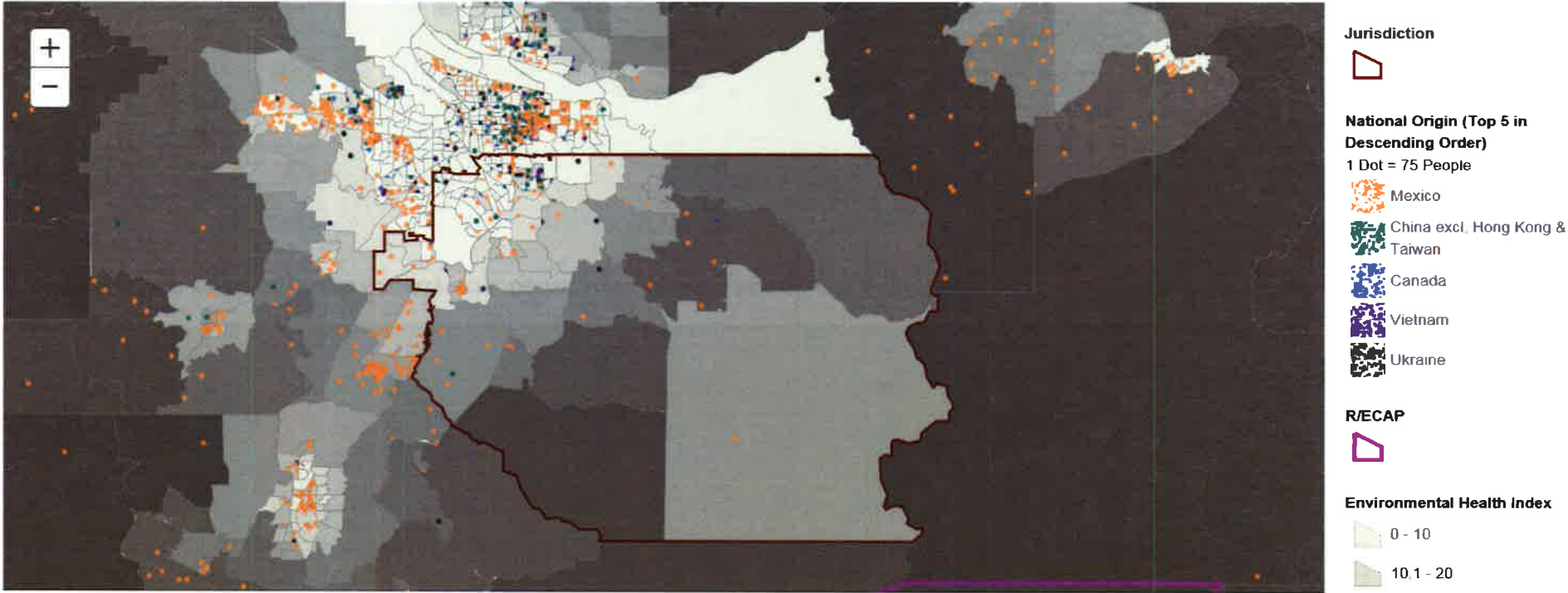


Environmental Health index based on air quality only. Darker areas have less exposure to air pollution.

Map 15 - Demographics and Environmental Health (Environmental Health and National Origin)

Environmental Health Index with race/ethnicity, national origin, family status and R/ECAPs

Clackamas County, OR (419005) Jurisdiction



Environmental Health index based on air quality only. Darker areas have less exposure to air pollution.

Map 15 - Demographics and Environmental Health (Environmental Health and Family Status)

Environmental Health Index with race/ethnicity, national origin, family status and R/ECAPs

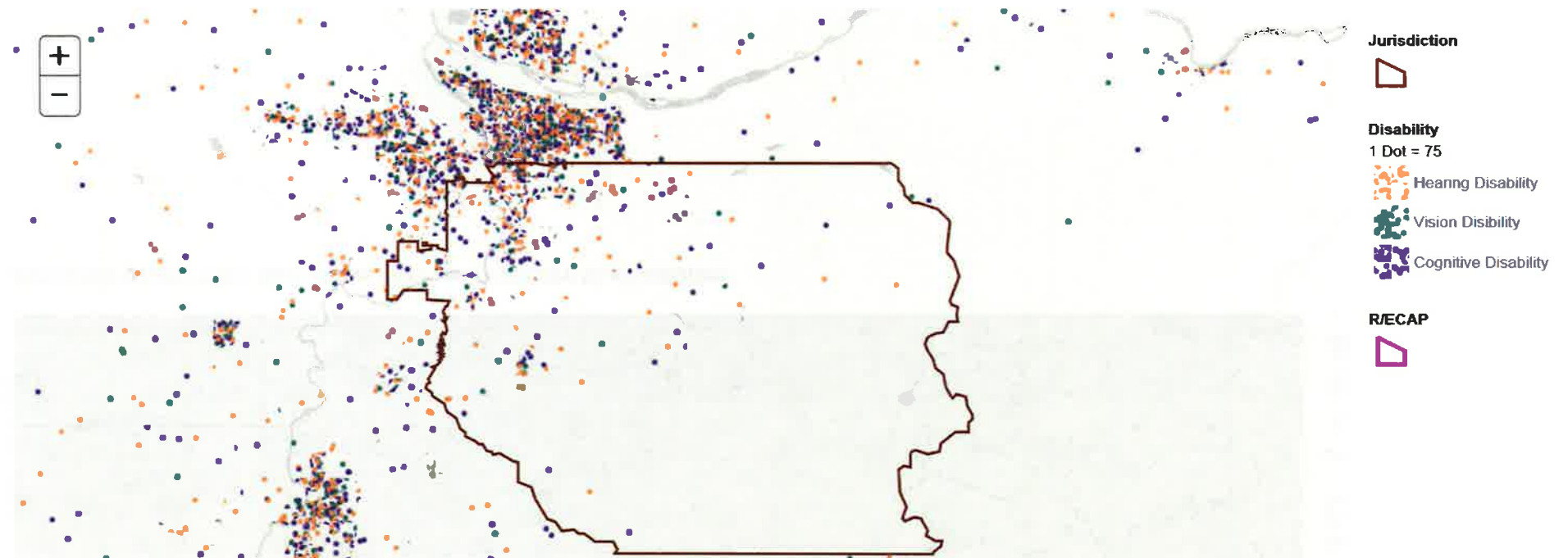
Clackamas County, OR (419005) Jurisdiction



Environmental Health Index: Darker areas have less exposure to air pollution.

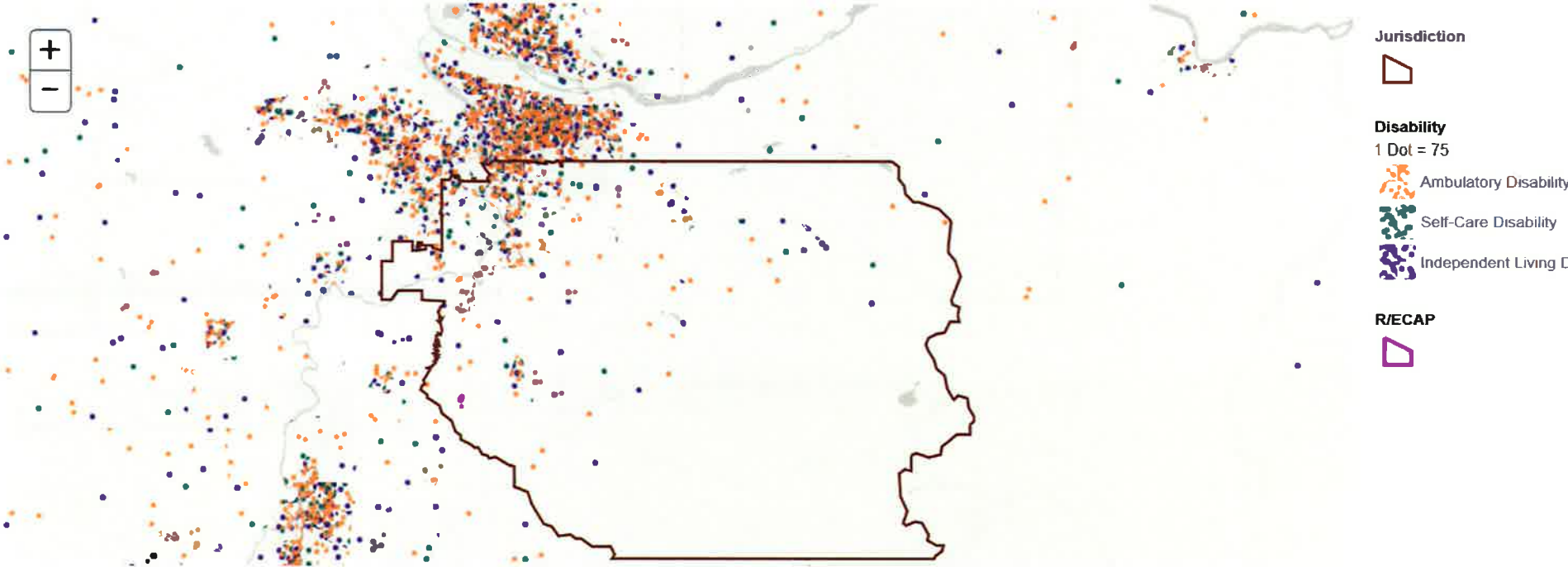
Map 16 - Disability by Type (Hearing, Vision and Cognitive Disability)

Dot density map of the population of persons with disabilities by persons with vision, hearing, cognitive, ambulatory, self-care, and independent living difficulties with R/ECAPs for Jurisdiction Clackamas County, OR (419005) Jurisdiction



Map 16 - Disability by Type (Ambulatory, Self-Care and Independent Living Disability)

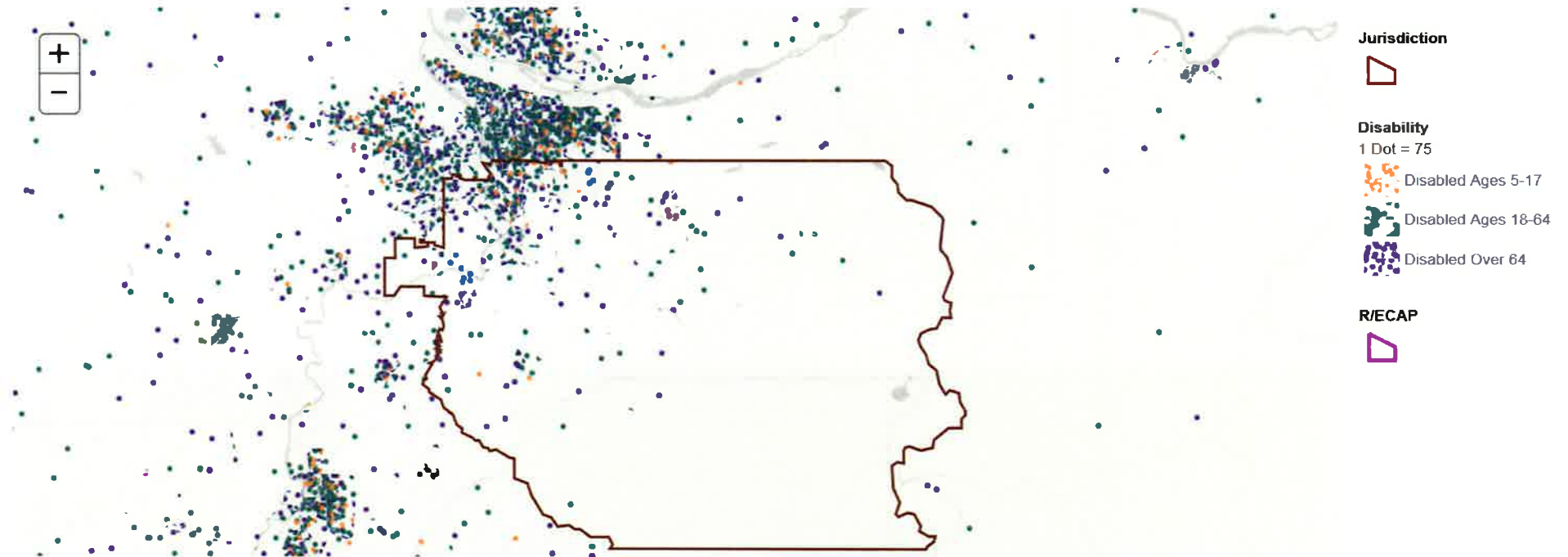
Dot density map of the population of persons with disabilities by persons with vision, hearing, cognitive, ambulatory, self-care, and independent living difficulties with R/ECAPs for Jurisdiction Clackamas County, OR (419005) Jurisdiction



Map 17 - Disability by Age Group (Disability by Age Group)

All persons with disabilities by age range (5-17)(18-64)(65+) with R/ECAPs

Clackamas County, OR (419005) Jurisdiction



Green dots represent disabled persons age 18 to 64

CLACKAMAS COUNTY AFH
APPENDIX B DATA TABLES

Table 1 - Demographics

	(Clackamas County, OR CDBG, HOME, ESG) Jurisdiction		(Portland-Vancouver-Hillsboro, OR-WA CBSA) Region	
Race/Ethnicity	#	%	#	%
White, Non-Hispanic	319,048	84.48	1,698,126	76.29
Black, Non-Hispanic	2,790	0.74	60,589	2.72
Hispanic	29,197	7.73	241,844	10.86
Asian or Pacific Islander, Non-Hispanic	14,485	3.84	135,485	6.09
Native American, Non-Hispanic	2,347	0.62	15,408	0.69
Other, Non-Hispanic	446	0.12	3,730	0.17
National Origin	Country		Country	
#1 country of origin	Mexico	9,232 2.57	Mexico	81,996 3.68
#2 country of origin	China excl. Hong Kong & Taiwan	1,704 0.48	Vietnam	22,576 1.01
#3 country of origin	Canada	1,493 0.42	Ukraine	14,261 0.64
#4 country of origin	Vietnam	1,449 0.40	China excl. Hong Kong & Taiw	12,828 0.58
#5 country of origin	Ukraine	1,361 0.38	Canada	10,400 0.47
#6 country of origin	Korea	1,156 0.32	India	10,150 0.46
#7 country of origin	Philippines	1,044 0.29	Korea	9,743 0.44
#8 country of origin	Russia	978 0.27	Philippines	9,286 0.42
#9 country of origin	Germany	950 0.26	Russia	8,811 0.40
#10 country of origin	India	601 0.17	Germany	5,855 0.26
Limited English Proficiency (LEP)	Language		Language	
Language	Language		Language	
#1 LEP Language	Spanish	8,408 2.45	Spanish	78,496 3.53
#2 LEP Language	Chinese	1,282 0.37	Vietnamese	17,009 0.76
#3 LEP Language	Vietnamese	1,102 0.32	Russian	12,474 0.56
#4 LEP Language	Russian	820 0.24	Chinese	11,762 0.53
#5 LEP Language	Korean	624 0.18	Other Slavic langua	5,243 0.24
#6 LEP Language	Other Slavic Language	502 0.15	Korean	4,689 0.21
#7 LEP Language	Arabic	380 0.11	Africanlang	3,191 0.14
#8 LEP Language	French	263 0.08	Other Indo-European	3,189 0.14
#9 LEP Language	Persian	233 0.07	Other Asian languag	2,919 0.13
#10 LEP Language	German	176 0.05	Japanese	2,780 0.12
Disability Type				
Hearing difficulty	14,405	4.00	77,629	3.69
Vision difficulty	5,906	1.64	41,906	1.99
Cognitive difficulty	16,721	4.64	110,762	5.27
Ambulatory difficulty	21,985	6.10	125,867	5.99

CLACKAMAS COUNTY AFH
APPENDIX B DATA TABLES

Self-care difficulty	9,217	2.56	51,875	2.47
Independent living difficulty	14,826	4.11	91,404	4.35
Sex				
Male	185,692	49.17	1,099,122	49.38
Female	191,952	50.83	1,126,887	50.62
Age				
Under 18	89,436	23.68	527,233	23.69
18-64	236,665	62.67	1,446,558	64.98
65+	51,543	13.65	252,218	11.33
Family Type				
Families with children	43,819	43.24	256,004	46.46

Note 1: All % represent a share of the total population within the jurisdiction or region, except family type, which is out of total families.

Note 2: 10 most populous places of birth and languages at the jurisdiction level may not be the same as the 10 most populous at the Region level, and are thus labeled separately.

Note 3: Data Sources: Decennial Census; ACS

Note 4: Refer to the Data Documentation for details (www.hudexchange.info).

CLACKAMAS COUNTY AFH
APPENDIX B DATA TABLES

Table 2 - Demographic Trends

	(Clackamas County, OR CDBG, HOME, ESG) Jurisdiction						(Portland-Vancouver-Hillsboro, OR-WA CBSA) Region					
	1990		2000		2010		1990		2000		2010	
Race/Ethnicity	#	%	#	%	#	%	#	%	#	%	#	%
White, Non-Hispanic	266,495	94.61	303,615	89.07	319,048	84.48	1,366,608	89.68	1,573,518	81.61	1,698,126	76.29
Black, Non-Hispanic	1,093	0.39	3,222	0.95	2,790	0.74	40,508	2.66	61,331	3.18	60,589	2.72
Hispanic	7,148	2.54	16,840	4.94	29,197	7.73	50,495	3.31	142,752	7.40	241,844	10.86
Asian or Pacific Islander, Non-Hispanic	4,782	1.70	11,334	3.32	14,485	3.84	50,832	3.34	110,788	5.75	135,485	6.09
Native American, Non-Hispanic	1,789	0.64	4,473	1.31	2,347	0.62	12,813	0.84	28,874	1.50	15,408	0.69
National Origin												
Foreign-born	11,611	4.12	24,378	7.15	31,984	8.42	88,168	5.79	208,423	10.81	281,081	12.63
LEP												
Limited English Proficiency	5,104	1.81	13,148	3.86	17,239	4.54	46,263	3.04	128,392	6.66	161,051	7.23
Sex												
Male	138,285	49.10	168,701	49.50	185,692	49.17	746,461	48.99	956,567	49.62	1,099,122	49.38
Female	143,343	50.90	172,134	50.50	191,952	50.83	777,175	51.01	971,314	50.38	1,126,887	50.62
Age												
Under 18	75,243	26.72	91,429	26.83	89,436	23.68	392,607	25.77	503,722	26.13	527,233	23.69
18-64	174,256	61.87	211,712	62.12	236,665	62.67	948,677	62.26	1,224,312	63.51	1,446,558	64.98
65+	32,129	11.41	37,694	11.06	51,543	13.65	182,352	11.97	199,847	10.37	252,218	11.33
Family Type												
Families with children	36,228	46.31	34,894	47.19	43,819	43.24	187,192	46.80	202,898	49.34	256,004	46.46
<p>Note 1: All % represent a share of the total population within the jurisdiction or region for that year, except family type, which is out of total families.</p> <p>Note 2: Data Sources: Decennial Census; ACS</p> <p>Note 3: Refer to the Data Documentation for details (www.hudexchange.info).</p>												

CLACKAMAS COUNTY AFH
APPENDIX B DATA TABLES

Table 3 - Racial/Ethnic Dissimilarity Trends

	(Clackamas County, OR CDBG, HOME, ESG) Jurisdiction			(Portland-Vancouver-Hillsboro, OR-WA CBSA) Region		
Racial/Ethnic Dissimilarity Index	1990	2000	2010	1990	2000	2010
Non-White/White	13.49	18.96	26.23	28.76	27.82	31.79
Black/White	29.56	25.50	35.35	63.52	47.49	48.59
Hispanic/White	18.82	27.34	31.03	25.72	34.24	37.13
Asian or Pacific Islander/White	25.16	28.65	39.65	31.31	31.87	38.00

Note 1: Data Sources: Decennial Census

Note 2: Refer to the Data Documentation for details (www.hudexchange.info).

Dissimilarity index: range from 0 to 100

Values	Description
<40	Low Segregation
40-54	Moderate Segregation
>55	High Segregation

CLACKAMAS COUNTY AFH
APPENDIX B DATA TABLES

Table 4 - R/ECAP Demographics

	(Clackamas County, OR CDBG, HOME, ESG) Jurisdiction - HC Census TRACTS only		(Portland-Vancouver-Hillsboro, OR-WA CBSA) Region	
R/ECAP Race/Ethnicity	#	%	#	%
Total Population in R/ECAPs	0	0.00	10,587	-
White, Non-Hispanic	0	0.00	3,687	34.83
Black, Non-Hispanic	0	0.00	391	3.69
Hispanic	0	0.00	5,679	53.64
Asian or Pacific Islander, Non-Hispanic	0	0.00	462	4.36
Native American, Non-Hispanic	0	0.00	69	0.65
Other, Non-Hispanic	0	0.00	25	0.24
R/ECAP Family Type				
Total Families in R/ECAPs	0	0.00	2,259	-
Families with children	0	0.00	1,422	62.95
R/ECAP National Origin				
	Country		Country	
Total Population in R/ECAPs	0	-	10,587	-
#1 country of origin	Null	0 0.00	Mexico	2,770 26.16
#2 country of origin	Null	0 0.00	Guatemala	259 2.45
#3 country of origin	Null	0 0.00	Ukraine	200 1.89
#4 country of origin	Null	0 0.00	Laos	116 1.1
#5 country of origin	Null	0 0.00	Vietnam	105 0.99
#6 country of origin	Null	0 0.00	Russia	100 0.94
#7 country of origin	Null	0 0.00	Other Eastern Europe	56 0.53
#8 country of origin	Null	0 0.00	Romania	49 0.46
#9 country of origin	Null	0 0.00	Ecuador	41 0.39
#10 country of origin	Null	0 0.00	Thailand	41 0.39

Note 1: 10 most populous groups at the jurisdiction level may not be the same as the 10 most populous at the Region level, and are thus labeled separately.

Note 2: Data Sources: Decennial Census; ACS

Note 3: Refer to the Data Documentation for details (www.hudexchange.info).

Table 4 Minority/LMI Demographics

	Clackamas County Jurisdiction		Milwaukie		North Clackamas		North Clackamas		North Clackamas	
Clackamas County 2010 Data			Census Tract 212		Census Tract 216.01		Census Tract 216.02		Census Tract 222.01	
Minority/LMI Census Tract Race/Ethnicity	#	%	#	%	#	%	#	%	#	%
Total Population in Minority/LMI Census T	-	-	3,859	100.00	5,951	100.00	4,924	100.00	4,779	100.00
White, Non-Hispanic	319,048	84.48	3,249	84.20	4,331	72.80	3,704	75.20	2,821	59.00
Black, Non-Hispanic	2,790	0.74	55	1.40	110	1.80	89	1.80	168	3.50
Hispanic	29,197	7.73	360	9.30	1,013	17.00	752	15.30	1,338	28.00
Asian or Pacific Islander, Non-Hispanic	14,485	3.84	68	1.80	225	3.80	164	3.30	268	5.60
Native American, Non-Hispanic	2,347	0.62	31	0.80	63	1.10	30	0.60	35	0.70
Other, Non-Hispanic	446	0.12	96	2.50	209	3.50	185	3.80	149	3.10
Minority/LMI Census Tract Family Type										
Total Families in Minority/LMI Census Tract	-	-	879	46.50	1,346	57.60	1,284	67.80	990	44.40
Families with children	43,819	43.24	325	17.20	683	29.20	577	30.40	488	21.90

	Clackamas County Jurisdiction		Canby		Canby		East Clackamas		Minority/LMI Census Tract Total		
Minority/LMI Census Tract Race/Ethnicity	#	%	#	%	#	%	#	%	#	%	
Total Population in Minority/LMI Census T	-	-	3,611	100.00	4,227	100.00	297	100.00	27,648	100.00	Census Tracts
White, Non-Hispanic	319,048	84.48	2,677	74.10	2,459	58.20	197	66.30	19,438	70.30	Not
Black, Non-Hispanic	2,790	0.74	9	0.20	11	0.30	21	7.10	463	1.60	Block Groups
Hispanic	29,197	7.73	766	21.20	1,646	38.90	32	10.80	5,907	21.40	
Asian or Pacific Islander, Non-Hispanic	14,485	3.84	49	1.40	21	0.50	18	6.10	813	3.00	
Native American, Non-Hispanic	2,347	0.62	34	0.90	20	0.50	10	3.40	223	0.80	
Other, Non-Hispanic	446	0.12	76	2.10	70	1.70	19	6.40	804	3.00	
Minority/LMI Census Tract Family Type											
Total Families in Minority/LMI Census Tract	-	-	892	69.90	1,063	77.70	14	38.90	6,468	100.00	
Families with children	43,819	43.24	511	40.00	610	44.60	5	13.90	3,199	49.46	

CLACKAMAS COUNTY AFH
APPENDIX B DATA TABLES

Table 5 - Publicly Supported Housing Units by Program Category

	(Clackamas County, OR CDBG, HOME, ESG) Jurisdiction	
Housing Units	#	%
Total housing units	157,887	-
Public Housing	548	0.35
Project-based Section 8	390	0.25
Other Multifamily	222	0.14
HCV Program	1,627	1.03
<p>Note 1: Data Sources: Decennial Census; APSH</p> <p><u>Note 2: Refer to the Data Documentation for details (www.hudexchange.info).</u></p>		

CLACKAMAS COUNTY AFH
APPENDIX B DATA TABLES

Table 6 - Publicly Supported Housing Residents by Race/Ethnicity

(Clackamas County, OR CDBG, HOME, ESG) Jurisdiction	Race/Ethnicity							
	White		Black		Hispanic		Asian or Pacific Islander	
	#	%	#	%	#	%	#	%
Public Housing	456	87.86	23	4.43	30	5.78	6	1.16
Project-Based Section 8	312	92.31	1	0.30	14	4.14	9	2.66
Other Multifamily	204	98.08	0	0.00	2	0.96	2	0.96
HCV Program	1,268	88.80	53	3.71	68	4.76	9	0.63
0-30% of AMI	95	73.08	0	0.00	25	19.23	0	0.00
0-50% of AMI	220	72.13	0	0.00	25	8.20	10	3.28
0-80% of AMI	395	75.24	0	0.00	50	9.52	25	4.76
(Clackamas County, OR CDBG, HOME, ESG) Total	319,048	84.48	2,790	0.74	29,197	7.73	14,485	3.84

Note 1: Data Sources: Decennial Census; APSH; CHAS
 Note 2: #s presented are numbers of households not individuals.
 Note 3: Refer to the Data Documentation for details (www.hudexchange.info).

2016 UPDATED DEMOGRAPHICS BY HACC

Table 6 - Publicly Supported Housing Residents by Race/Ethnicity

(Clackamas County, OR CDBG, HOME, ESG) Jurisdiction	Race/Ethnicity							
	White		Black		Hispanic		Asian or Pacific Islander	
	#	%	#	%	#	%	#	%
Public Housing	477	90.34	31	5.87	34	6.44	29	5.49
Project-Based Section 8	312	92.31	1	0.30	14	4.14	9	2.66
Other Multifamily	204	98.08	0	0.00	2	0.96	2	0.96
HCV Program	1,313	90.93	87	6.02	96	6.65	61	4.22
0-30% of AMI	95	73.08	0	0.00	25	19.23	0	0.00
0-50% of AMI	220	72.13	0	0.00	25	8.20	10	3.28
0-80% of AMI	395	75.24	0	0.00	50	9.52	25	4.76
(Clackamas County, OR CDBG, HOME, ESG) Total	319,048	84.48	2,790	0.74	29,197	7.73	14,485	3.84

Note 1: Data Sources: Decennial Census; APSH; CHAS
 Note 2: #s presented are numbers of households not individuals.
 Note 3: Refer to the Data Documentation for details (www.hudexchange.info).

1 other & 2 declined

1 Other & 5 declined

2016 UPDATED DEMOGRAPHICS BY HACC

CLACKAMAS COUNTY AFH
APPENDIX B DATA TABLES

Table 7 - R/ECAP and Non-R/ECAP Demographics by Publicly Supported Housing Program Category

(Clackamas County, OR CDBG, HOME, ESG) Jurisdiction	Total # units (occupied)	% Elderly	% with a disability*	% White	% Black	% Hispanic	% Asian or Pacific Islander	% Families with children
Public Housing								
R/ECAP tracts								
Non R/ECAP tracts	530	22.18	34.77	87.86	4.43	5.78	1.16	41.73
Project-based Section 8								
R/ECAP tracts								
Non R/ECAP tracts	361	38.98	29.38	92.31	0.30	4.14	2.66	31.36
Other HUD Multifamily								
R/ECAP tracts								
Non R/ECAP tracts	218	72.43	32.71	98.08	0.00	0.96	0.96	
HCV Program								
R/ECAP tracts								
Non R/ECAP tracts	1,534	22.13	26.13	88.81	3.71	4.76	0.63	39.07

Note 1: Disability information is often reported for heads of household or spouse/co-head only. Here, the data reflect information on all members of the household.

Note 2: Data Sources: APSH

Note 3: Refer to the Data Documentation for details (www.hudexchange.info).

2016 UPDATED DEMOGRAPHICS BY HACC

Table 7 - R/ECAP and Non-R/ECAP Demographics by Publicly Supported Housing Program Category

(Clackamas County, OR CDBG, HOME, ESG) Jurisdiction	Total # units (occupied)	% Elderly	% with a disability*	% White	% Black	% Hispanic	% Asian or Pacific Islander	% Families with children
Public Housing								
R/ECAP tracts								
Non R/ECAP tracts	528	23.67	50.38	90.34	5.87	6.44	2.65	40.91
Project-based Section 8								
R/ECAP tracts								
Non R/ECAP tracts	361	38.98	29.38	92.31	0.30	4.14	2.66	31.36
Other HUD Multifamily								
R/ECAP tracts								
Non R/ECAP tracts	218	72.43	32.71	98.08	0.00	0.96	0.96	
HCV Program								
R/ECAP tracts								
Non R/ECAP tracts	1,444	28.25	46.47	90.93	6.02	6.65	1.66	41.69

Note 1: Disability information is often reported for heads of household or spouse/co-head only. Here, the data reflect information on all

Note 2: Data Sources: APSH

Note 3: Refer to the Data Documentation for details (www.hudexchange.info).

2016 UPDATED DEMOGRAPHICS BY HACC

CLACKAMAS COUNTY AFH
APPENDIX B DATA TABLES

Table 8 - Demographics of Publicly Supported Housing Developments, by Program Category

Public Housing

**(Clackamas County,
OR CDBG, HOME,
ESG) Jurisdiction**

**Public Housing
Race/Ethnicity (%)**

**Public Housing
Households with
Children (%)**

Developments				HUD Provided Data		Census Tract Data	Difference
Hillside Manor DATA UPDATED BY HACC	White	93	1	93	0	86.15%	6.85
	Black	4		5		2.05%	2.95
	Hispanic	4		2		5.98%	3.98
	Asian	0		0		1.61%	
Scattered Sites Clackamas County	White	92.0	72.5	82	82	82.96%	
	Black	2.2		1		0.68%	
	Hispanic	11.6		11		11.07%	
	Asian	5.1		4		1.39%	
Oregon City View Manor	White	92.9	44.9	83	43	89.97%	
	Black	5.1		5		0.49%	
	Hispanic	7.1		9		4.81%	
	Asian	3.1		1		1.19%	
Clackamas Heights	White	85.3	46.3	86	42	89.97%	3.97
	Black	11.6		9		0.49%	8.51
	Hispanic	3.2		3		4.81%	1.81
	Asian	3.2		1		1.19%	
Hillside Park	White	87.6	27.8	87	27	86.15%	0.85
	Black	8.2		6		2.05%	3.95
	Hispanic	4.1		4		5.98%	1.98
	Asian	1.0		1		1.61%	

Project-Based Section 8

CLACKAMAS COUNTY AFH
APPENDIX B DATA TABLES

(Clackamas County, OR CDBG, HOME, ESG) Jurisdiction	Project-Based Race/Ethnicity (%)	Project-Based Households with Children (%)	Census Tract Data		
Developments					
Ikoï So Terrace	White	94	0	84.32%	Seniors
Oak Grove	Black	0		0.83%	
	Hispanic	0		9.21%	
	Asian	6		1.84%	
Ridings Terrace I	White	84	85	83.14%	Families
Molalla	Black	0		0.36%	
	Hispanic	11		13.19%	
	Asian	0		0.73%	
Rosewood Terrace	White	92	73	86.76%	Families 5.24
Oregon City	Black	0		0.36%	
	Hispanic	8		7.96%	
	Asian	0		0.94%	
Oregon City Terrace	White	86	62	86.76%	Families 0.76
Oregon City	Black	2		0.36%	1.64
	Hispanic	7		7.96%	0.96
	Asian	2		0.94%	1.06
Ridings Terrace II	White	77	54	83.14%	Families 6.17
Molalla	Black	0		0.36%	
	Hispanic	15		13.19%	1.81
	Asian	0		0.73%	
Carriage Court	White	97	0	74.13%	Seniors
Canby	Black	0		0.25%	
	Hispanic	3		21.21%	
	Asian	0		1.08%	
Willamalane	White	90	42	78.12%	Families 11.9
Milwaukie	Black	3		1.28%	1.72
	Hispanic	7		14.28%	
	Asian	0		2.02%	
300 Main	White	96	0	90.61%	Seniors
Estacada	Black	0		0.42%	
	Hispanic	4		5.43%	

**CLACKAMAS COUNTY AFH
APPENDIX B DATA TABLES**

	Asian	0		0.92%	
Seneca Terrace	White	86	69	75.22%	Families 10.8
Milwaukie	Black	0		1.81%	
	Hispanic	4		15.27%	11.3
	Asian	11		3.11%	7.89
Hollyfield Village	White	100	0	89.92%	Disabled Seniors
Lake Oswego	Black	0		0.39%	
	Hispanic	0		3.70%	
	Asian	0		3.49%	
Our Apartment	White	0	0	86.76%	Section 8 contract expired 2012
Oregon City "Otter Lane"	Black	0		0.36%	
	Hispanic	0		7.96%	
	Asian	0		0.94%	
Cascade Meadows	White	85	0	72.78%	Seniors
Milwaukie	Black	3		1.85%	
	Hispanic	3		17.02%	
	Asian	7		3.33%	

Other HUD Multifamily Assisted Housing

**(Clackamas County,
OR CDBG, HOME,
ESG) Jurisdiction**

		Other Multifamily Race/Ethnicity (%)	Other Multifamily Households with Children (%)	Census Tract Data	
Developments					
Charleston Apartments	White	86	14	82.48%	MultiFam
Wilsonville	Black	0		0.68%	
	Hispanic	7		8.89%	
	Asian	0		3.81%	
Whispering Pines	White	97	0	90.61%	Seniors
Estacada	Black	0		0.42%	
	Hispanic	2		5.43%	
	Asian	2		0.92%	
Oakridge Park Apartments	White	95	0	82.93%	Seniors
Lake Oswego	Black	0		0.95%	

**CLACKAMAS COUNTY AFH
APPENDIX B DATA TABLES**

	Hispanic	0		5.57%	
	Asian	2		6.52%	
Meadowlark Apartments Oregon City	White	100	0	86.88%	SMI housing
	Black	0		0.76%	
	Hispanic	0		7.28%	
	Asian	0		1.89%	
Fisher Ridge Apartments Oregon City	White	94	0	89.57%	MI housing 811
	Black	0		0.40%	
	Hispanic	6		5.27%	
	Asian	0		0.93%	
Renaissance Court Wilsonville	White	95	0	82.48%	SMI housing
	Black	0		0.68%	
	Hispanic	0		8.89%	
	Asian	5		3.81%	
Creekside Woods Wilsonville	White	100	0	75.53%	Seniors
	Black	0		0.86%	
	Hispanic	0		13.74%	
	Asian	0		6.34%	

Note 1: For LIHTC properties, this information will be supplied by local knowledge.

Note 2: Percentages may not add to 100 due to rounding error.

Note 3: Data Sources: APSH

Note 4: Refer to the Data Documentation for details (www.hudexchange.info).

CLACKAMAS COUNTY AFH
APPENDIX B DATA TABLES

Table 9 - Demographics of Households with Disproportionate Housing Needs

Disproportionate Housing Needs	(Clackamas County, OR CDBG, HOME, ESG) Jurisdiction			(Portland-Vancouver-Hillsboro, OR-WA CBSA) Region		
Households experiencing any of 4 housing problems*	# with problems	# households	% with problems	# with problems	# households	% with problems
Race/Ethnicity						
White, Non-Hispanic	49,570	131,065	37.82%	268,029	715,194	37.48
Black, Non-Hispanic	410	834	49.16%	12,342	22,301	55.34
Hispanic	3,860	6,890	56.02%	34,699	59,059	58.75
Asian or Pacific Islander, Non-Hispanic	1,900	4,353	43.65%	19,085	44,019	43.36
Native American, Non-Hispanic	360	673	53.49%	2,271	4,911	46.24
Other, Non-Hispanic	1,129	2,838	39.78%	8,479	19,078	44.44
<i>Total</i>	<i>57,230</i>	<i>146,665</i>	<i>39.02%</i>	<i>344,890</i>	<i>864,545</i>	<i>39.89</i>
Household Type and Size						
Family households, <5 people	29,120	87,884	33.13%	156,520	473,864	33.03
Family households, 5+ people	7,020	13,689	51.28%	41,790	77,100	54.20
Non-family households	21,090	45,105	46.76%	146,600	313,590	46.75
Households experiencing any of 4 Severe Housing Problems**	# with severe problems	# households	% with severe problems	# with severe problems	# households	% with severe problems
Race/Ethnicity						
White, Non-Hispanic	23,580	131,065	17.99%	125,408	715,194	17.53
Black, Non-Hispanic	215	834	25.78%	7,594	22,301	34.05
Hispanic	2,345	6,890	34.03%	21,449	59,059	36.32
Asian or Pacific Islander, Non-Hispanic	890	4,353	20.45%	9,940	44,019	22.58
Native American, Non-Hispanic	190	673	28.23%	1,185	4,911	24.13
Other, Non-Hispanic	699	2,838	24.63%	4,435	19,078	23.25
<i>Total</i>	<i>27,905</i>	<i>146,665</i>	<i>19.03%</i>	<i>169,990</i>	<i>864,545</i>	<i>19.66</i>
<p>Note 1: The four housing problems are: incomplete kitchen facilities, incomplete plumbing facilities, more than 1 person per room, and cost burden greater than 30%. The four severe housing problems are: incomplete kitchen facilities, incomplete plumbing facilities, more than 1 person per room, and cost burden greater than 50%.</p> <p>Note 2: All % represent a share of the total population within the jurisdiction or region, except household type and size, which is out of total households.</p> <p>Note 3: Data Sources: CHAS</p> <p>Note 4: Refer to the Data Documentation for details (www.hudexchange.info).</p>						

CLACKAMAS COUNTY AFH
APPENDIX B DATA TABLES

Table 10 - Demographics of Households with Severe Housing Cost Burden

Households with Severe Housing Cost Burden*	(Clackamas County, OR CDBG, HOME, ESG) Jurisdiction			(Portland-Vancouver-Hillsboro, OR-WA CBSA) Region		
Race/Ethnicity	# with severe cost burden	# households	% with severe cost burden	# with severe cost burden	# households	% with severe cost burden
White, Non-Hispanic	20,800	131,065	15.87%	110,900	715,194	15.51
Black, Non-Hispanic	150	834	17.99%	6,685	22,301	29.98
Hispanic	1,395	6,890	20.25%	13,605	59,059	23.04
Asian or Pacific Islander, Non-Hispanic	735	4,353	16.88%	7,613	44,019	17.29
Native American, Non-Hispanic	180	673	26.75%	1,044	4,911	21.26
Other, Non-Hispanic	550	2,838	19.38%	3,844	19,078	20.15
<i>Total</i>	<i>23,810</i>	<i>146,665</i>	<i>16.23%</i>	<i>143,691</i>	<i>864,545</i>	<i>16.62</i>
Household Type and Size						
Family households, <5 people	10,945	87,884	12.45%	60,868	473,864	12.85
Family households, 5+ people	1,860	13,689	13.59%	10,314	77,100	13.38
Non-family households	10,995	45,105	24.38%	72,519	313,590	23.13
<p>Note 1: Severe housing cost burden is defined as greater than 50% of income.</p> <p>Note 2: All % represent a share of the total population within the jurisdiction or region, except household type and size, which is out of total households.</p> <p>Note 3: The # households is the denominator for the % with problems, and may differ from the # households for the table on severe housing problems.</p> <p>Note 4: Data Sources: CHAS</p> <p>Note 5: Refer to the Data Documentation for details (www.hudexchange.info).</p>						

CLACKAMAS COUNTY AFH
APPENDIX B DATA TABLES

Table 11 - Publicly Supported Housing by Program Category: Units by Number of Bedrooms and Number of Children

	(Clackamas County, OR CDBG, HOME, ESG) Jurisdiction							
	Households in 0- 1 Bedroom Units		Households in 2 Bedroom Units		Households in 3+ Bedroom Units		Households with Children	
Housing Type	#	%	#	%	#	%	#	%
Public Housing	180	33.83	158	29.70	189	35.53	222	41.73
Project-Based Section 8	195	55.08	122	34.46	29	8.19	111	31.36
Other Multifamily	214	100.00	0	0.00	0	0.00	1	0.47
HCV Program	367	24.47	664	44.27	406	27.07	586	39.07
Note 1: Data Sources: APSH								
Note 2: Refer to the Data Documentation for details (www.hudexchange.info).								

CLACKAMAS COUNTY AFH
APPENDIX B DATA TABLES

Table 12 - Opportunity Indicators, by Race/Ethnicity

(Clackamas County, OR CDBG, HOME, ESG) Jurisdiction	Low Poverty Index	School Proficiency Index	Labor Market Index	Transit Index	Low Transportation Cost Index	Jobs Proximity Index	Environmental Health Index
Total Population							
White, Non-Hispanic	64.60	60.93	55.61	68.07	46.26	48.74	17.82
Black, Non-Hispanic	60.97	62.08	55.73	74.04	54.44	55.81	9.99
Hispanic	55.29	55.62	49.99	72.38	51.40	55.44	16.89
Asian or Pacific Islander, Non-Hispanic	70.65	68.03	66.21	72.49	50.19	48.99	9.69
Native American, Non-Hispanic	59.63	56.15	49.58	67.55	47.01	50.93	19.39
Population below federal poverty line							
White, Non-Hispanic	57.09	57.93	50.63	69.83	49.88	50.61	16.49
Black, Non-Hispanic	54.78	48.08	54.33	71.03	53.10	57.87	19.26
Hispanic	44.08	56.42	46.40	76.49	56.79	55.48	14.42
Asian or Pacific Islander, Non-Hispanic	63.98	65.66	60.89	74.16	54.28	54.09	11.16
Native American, Non-Hispanic	40.51	53.39	50.52	71.19	55.89	48.73	15.12
(Portland-Vancouver-Hillsboro, OR-WA CBSA) Region							
Total Population							
White, Non-Hispanic	56.42	51.77	57.05	74.73	53.63	47.93	15.25
Black, Non-Hispanic	41.25	36.91	54.12	83.02	64.05	51.50	4.53
Hispanic	43.14	40.13	47.74	79.51	58.43	51.38	10.20
Asian or Pacific Islander, Non-Hispanic	56.13	52.61	61.12	80.66	58.51	45.61	7.06
Native American, Non-Hispanic	47.91	44.43	48.94	74.39	54.56	50.21	17.87
Population below federal poverty line							
White, Non-Hispanic	45.52	46.99	50.65	78.41	59.18	52.10	12.64
Black, Non-Hispanic	33.43	32.04	51.55	85.01	67.10	52.17	2.27
Hispanic	33.76	36.30	41.76	81.92	61.67	52.89	8.76
Asian or Pacific Islander, Non-Hispanic	43.73	45.84	54.70	82.37	62.68	46.53	3.55
Native American, Non-Hispanic	32.63	33.79	43.02	83.22	64.12	52.10	7.78

Note 1: Data Sources: Decennial Census; ACS; Great Schools; Common Core of Data; SABINS; LAI; LEHD; NATA

[Note 2: Refer to the Data Documentation for details \(www.hudexchange.info\).](http://www.hudexchange.info)

Low Poverty Index: The higher the score, the less exposure to poverty in a neighborhood.

School Proficiency Index: The higher the score, the higher the school system quality is in a neighborhood.

Labor Market Engagement Index: The higher the score, the higher the labor force participation and human capital in a neighborhood.

Low Transportation Cost Index: The higher the index, the lower the cost of transportation in that neighborhood.

Transit Trips Index: The higher the transit trips index, the more likely residents in that neighborhood utilize public transit.

Environmental Health Index: The higher the index value, the less exposure to (air pollution) toxins harmful to human health.

Protected Classes Index: values documenting the extent to which members of different racial or ethnic groups have access to particular opportunity indicators. The Tool provides a weighted average for a given characteristic.

CLACKAMAS COUNTY AFH
APPENDIX B DATA TABLES

Table 13 - Disability by Type

	(Clackamas County, OR CDBG, HOME, ESG) Jurisdiction		(Portland-Vancouver-Hillsboro, OR-WA CBSA) Region	
Disability Type	#	%	#	%
Hearing difficulty	14,405	4.00	77,629	3.69
Vision difficulty	5,906	1.64	41,906	1.99
Cognitive difficulty	16,721	4.64	110,762	5.27
Ambulatory difficulty	21,985	6.10	125,867	5.99
Self-care difficulty	9,217	2.56	51,875	2.47
Independent living difficulty	14,826	4.11	91,404	4.35

Note 1: All % represent a share of the total population within the jurisdiction or region.

Note 2: Data Sources: ACS

Note 3: Refer to the [Data Documentation for details \(www.hudexchange.info\)](http://www.hudexchange.info).

CLACKAMAS COUNTY AFH
APPENDIX B DATA TABLES

Table 14 - Disability by Age Group

	(Clackamas County, OR CDBG, HOME, ESG) Jurisdiction		(Portland-Vancouver-Hillsboro, OR-WA CBSA) Region	
Age of People with Disabilities	#	%	#	%
age 5-17 with Disabilities	3,478	0.97	19,655	0.94
age 18-64 with Disabilities	21,334	5.92	143,543	6.83
age 65+ with Disabilities	18,738	5.20	96,754	4.61
<p>Note 1: All % represent a share of the total population within the jurisdiction or region.</p> <p>Note 2: Data Sources: ACS</p> <p>Note 3: Refer to the Data Documentation for details (www.hudexchange.info).</p>				

**CLACKAMAS COUNTY AFH
APPENDIX B DATA TABLES**

Table 15 - Disability by Publicly Supported Housing Program Category

(Clackamas County, OR CDBG, HOME, ESG) Jurisdiction	People with a Disability*	
	#	%
Public Housing	185	34.77
Project-Based Section 8	104	29.38
Other Multifamily	70	32.71
HCV Program	393	26.20
(Portland-Vancouver-Hillsboro, OR-WA CBSA) Region		
Public Housing	1,010	34.35
Project-Based Section 8	1,482	29.97
Other Multifamily	418	34.86
HCV Program	5,557	32.23
<p>Note 1: The definition of "disability" used by the Census Bureau may not be comparable to reporting requirements under HUD programs.</p> <p>Note 2: Data Sources: ACS</p> <p>Note 3: Refer to the Data Documentation for details (www.hudexchange.info).</p>		

APPENDIX C

AFH LOCAL Data Sources

REPORT	LOCATION
Clackamas County 2012 Analysis of Impediments To Housing Choice	http://www.clackamas.us/communitydevelopment/documents/aifh_fullreport.pdf
Clackamas Opportunity Maps 2011	http://www.clackamas.us/housingauthority/opportunitymaps.html
2015 Poverty Report – Clackamas County Social Services Division	www.clackamasworkforce.org/media/uploads/2014PovertyReport.pdf
DHS County Quick facts 2015	https://www.oregon.gov/DHS/ABOUTDHS/.../County-QuickFacts-2015.pdf
State of Oregon 2016-2020 Analysis of Impediments to Fair Housing Choice	https://www.oregon.gov/.../2016-2020-Oregon-Analysis-of-Impediments- Fair-Housing-Choice-Report.pdf
City of Portland 2012 Fair Housing Plan	http://www.portlandoregon.gov/phb/article/426567
Opportunities and Challenges for Equitable Housing 2016 Metro	http://www.oregonmetro.gov/tools-partners/guides-and-tools/guide-equitable-housing http://www.oregonmetro.gov/sites/default/files/EquitableHousingReport-20160122.pdf
Fair Housing Council of Oregon	www.fhco.org
Clackamas County Development Agency Annual Report 2014-2015	https://hrapp.clackamas.us/development/documents/annualreport.pdf

APPENDIX D

PUBLIC COMMENTS



Legal Aid Services of Oregon

Portland Regional Office • Serving Clackamas, Hood River, Multnomah, Sherman, and Wasco Counties
520 SW Sixth Avenue, Suite 700 • Portland, Oregon 97204 • (503) 224-4086; (800) 228-6958 • Fax: (503) 295-9496

September 15, 2016

Chuck Robbins, Director
Housing and Community Development Division
2051 Kaen Road #245
Oregon City, OR 97045

Re: Assessment of Fair Housing 2017 - 2021

Dear Chuck:

Thank you for inviting Legal Aid to participate in the current Assessment of Fair Housing. It has been a privilege to work with you and your staff in this important work. I am impressed by the work you have done in investigation, research and review of relevant data and in gaining the input of community members, the Fair Housing Council, Oregon Law Center and Legal Aid and I write on behalf of Legal Aid's clients to support the Assessment of Fair Housing.

Since 2006 when the County established the Housing Rights and Resources partnership between Community Development, Social Services, the Fair Housing Council of Oregon and Legal Aid, I have been the primary attorney providing services under the contract.

The Housing Rights and Resources program has been uniquely successful in partnering the County's resources, including information and referral, with the fair housing expertise of the Fair Housing Council and the legal expertise of Legal Aid. And many low-income residents have been helped indirectly by education and outreach and directly through information, referral, assistance, advice and representation. Some of these Clackamas residents have been in dire circumstances.

Unfortunately, discrimination in housing is common in Clackamas and other areas of Oregon. In my own practice here in Clackamas I have successfully represented clients in state and federal court in a variety of discrimination cases including a young single mother and disabled child denied housing due to the child's disability; a disabled teenage child denied use of a ramp to get his wheelchair into and out of the family's apartment and unable to attend school as a result; an elder polio survivor denied a wheelchair access ramp to his apartment who had to crawl through the mud when his wheelchair got stuck in the lawn; a single mother of two young children who were refused repairs to prevent rats from gnawing into their apartment and cabinets; a young African-American couple of school employees denied housing due to their race; an elder African-American woman denied mold remediation in her apartment that forced her to move out because she couldn't breathe while in the apartment.

The need for further work arises daily, particularly in regard to substandard housing that many fair housing-protected class members must endure for reasons that you have identified in the Assessment as contributing factors.

The importance of improved availability, access and quality of housing is obvious: the quality of housing equates to the quality of human life and also predicts children's well-being. A 2014 study in the *Journal of Developmental Psychology* confirmed that the relationship between housing characteristics and the well-being of low income children shows housing quality was the most consistent and strongest predictor of a child's well-being.

Specifically, children living in poorer quality homes exhibited greater emotional and behavioral problems than those who lived in higher quality housing, and their problems increased as housing problems worsened over time. *Brief on Relations between Housing Characteristics and the Well-Being of Low-Income Children and Adolescents*; MacArthur Foundation's webpage at: <http://bit.ly/1auSd4x>

Fair housing and race equity are furthered by enforcing housing laws because vulnerable populations suffer more. Correspondingly, morbidity and mortality rates from housing-related injuries and illnesses are disproportionately higher among these groups (National Center Healthy Housing, 2009). For example, African American children are twice as likely to die from residential injuries as white children. (Nagaraja et al., 2005).
www.nchh.org/Policy/National-Safe-and-Healthy-Housing-Coalition.aspx

On behalf of Legal Aid's clients I support your work and the adoption of the Assessment of Fair Housing and implementation of the Goals with the support of as many resources as the County can muster.

Respectfully,



Ronald J. Rubino
Attorney at Law



September 20, 2016

**Via First Class Mail and E-Mail:
Mark Sirious at marksir@clackamas.us**

Mark Sirious
2051 Kaen Road
Oregon City, Oregon 97045

Re: Housing Land Advocates Comments on Clackamas County's AFH: Segregated housing and lack of affordable housing in local jurisdictions and throughout Clackamas County.

Dear Mr. Sirious:

This letter is submitted by Housing Land Advocates (HLA), a non-profit organization that advocates for land use policies and practices that ensure an adequate and appropriate supply of affordable housing for all Oregonians. Please include these comments in the record for the above-referenced AFH.

Of great concern to HLA is the failure of the AFH to acknowledge the extent by which local land use policies contribute to the disparity of housing opportunities for Hispanic households compared to the majority white population. See Tables 1-4 attached to this letter. There is a direct correlation between the presence within the Metro area of affordable housing and the presence of protected class households. Historically and at present, Clackamas County and the local jurisdictions within it have had very limited availability of affordable housing and as a result, have relatively low percentages of residents of color.¹ For instance, research recently conducted by the County and compiled in the draft 2017-2021 Assessment of Fair Housing Report found that the County is 8% more white than the Portland Metropolitan region as a whole.² Also, of the recipients of subsidized housing in the County more are likely to be white than recipients in Multnomah and Washington counties.³ Further, one of Oregon's five

¹ See, e.g., Brad Schmidt, *Failure to Support Fair Housing Act Leads to Subsidized Segregation: Locked Out, Part I*, *Oregonian*, June 2, 2012, available at: http://www.oregonlive.com/portland/index.ssf/2012/06/subsidizing_segregation_locked.html ("Lake Oswego and West Linn have so few affordable options, just 0.1 percent of the three-county total by one tally, that they have nearly five times more million-dollar homes as affordable rentals").

² HOUSING AUTHORITY OF CLACKAMAS COUNTY, 2017 – 2021 ASSESSMENT OF FAIR HOUSING REPORT – DRAFT, 14 (2016) available at: <http://www.clackamas.us/housingauthority/plansandreports.html>.

³ See OREGON HOUSING AND COMMUNITY SERVICES, 2016-2020 ANALYSIS OF IMPEDIMENTS TO FAIR HOUSING CHOICE, Figure I-22, Sec. I, p. 32 (2016) available at: <https://www.oregon.gov/ohcs/DO/docs/2016-2020-Oregon-Analysis-of-Impediments-Fair-Housing-Choice-Report.pdf> (13% of 2,793 subsidized housing beneficiaries in Clackamas County are minorities compared with 43% of 14,473 in Multnomah County and 33% of 3,816 in Washington County).

racially/ethnically concentrated areas of poverty is located in the County.⁴ Local jurisdictions within the County contribute to the above problems. For example, Lake Oswego enacted policies to limit residential development and discourage population growth, which causes a lack of diversity and affordable housing options in Lake Oswego.⁵

Oregon Department of Human Services defines a Poverty Hotspot as a census tract with 20% or more of its population at or below poverty measured in at least two consecutive measurements.⁶ Two of the poverty hotspots are notable in that the population is significantly Hispanic and very low income compared to Clackamas County and the metropolitan area as a whole. See Table 1-4 in Appendix 1 attached hereto. Overall, Clackamas County is underperforming when compared to its neighbors at providing affordable housing and, as a result, failing to address existing and growing segregation in housing.

Land use policies and ordinances are responsible for much of the disparities between housing opportunities for white households and Hispanic households in the County. For example, recently a local land use planner evaluated the land use policies and growth and residential housing patterns of two cities, Tigard and Lake Oswego. See G. Winterowd's presentations attached hereto as Attachments 1 and 2. It is clear that over the past twenty years Lake Oswego has chosen land use policies that restrict growth and therefore housing opportunities, especially multifamily housing, for protected class households. Similar patterns of residential development can be seen in other wealthy, white majority cities within the County.

The problems of too little affordable housing and segregation in the housing market in the County are only being worsened by recent decisions of local jurisdictions. In 2016 alone, HLA has commented on multiple proposed post-acknowledgment plan amendments from local jurisdictions in the County that lacked proper Statewide Planning Goal 10 findings. Goal 10 requires municipalities to demonstrate that their actions do not leave them with less than adequate residential land supplies in the types, locations, and affordability ranges for their populations.⁷ The lack of consideration of Goal 10 shows that the issues of affordable housing and segregation in housing are not on the minds of local decision-makers when planning the futures of their communities. Given the present situation in the County, detailed above, County and local leaders must begin to consider the implications of their actions on segregation in housing and affordable housing.

⁴ *Id.* at Sec. I, p. 25.

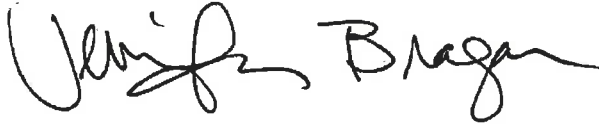
⁵ See G. Winterowd, THE THIRD PILLAR OF SUSTAINABILITY, 22-25, presented at 2010 Housing Land Advocates Conference (2010) (From 2000 to 2007 the population of Lake Oswego increased at half the rate of the Portland MSA and the average home value increased by about \$200,000; Latino population growth in 2007 was more than five times less than the Portland MSA). See Attachment 1.

⁶ Available at: <http://www.oregon.gov/dhs/business-services/ofra/Documents/High%20Poverty%20Hotspots%20Clackamas.pdf>

⁷ *Mulford v. Town of Lakeview*, 36 Or LUBA 715, 731 (1999) (rezoning residential land for industrial uses); *Gresham v. Fairview*, 3 Or LUBA 219 (same); see also, *Home Builders Assn. of Lane County v. City of Eugene*, 41 Or LUBA 370, 422 (2002) (subjecting Goal 10 inventories to tree and waterway protection zones of indefinite quantities and locations).

HLA urges the Commission to take affirmative action to correct the problems of segregation in residential housing patterns and a lack of affordable housing in the County. HLA is interested in working in a collaborative manner with Clackamas County and in offering technical assistance. Thank you for your consideration. Please provide written notice of your decision to HLA, c/o Jennifer Bragar at 121 SW Morrison Street, 11th Floor, Portland, OR 97204.

Sincerely,

A handwritten signature in black ink that reads "Jennifer Bragar". The signature is fluid and cursive, with the first name "Jennifer" written in a larger, more prominent script than the last name "Bragar".

Jennifer Bragar
President
Housing Land Advocates

cc: Gordon Howard, DLCD - gordon.howard@state.or.us
Louise Dix, FHCO - ldix@fhco.org
Tom Hughes, Metro - tom.hughes@oregonmetro.gov
Roger Alfred, Metro - roger.alfred@oregonmetro.gov
Elissa Gertler, Metro - elissa.gertler@oregonmetro.gov
Kevin Ko, Clackamas County - KKo@clackamas.us

Appendix I - Tables

Table 1

Canby Hotspot Neighborhood Characteristics v Clackamas County

- ACS Poverty Rate 27% v 10%
- % Renter Occupied **1% v 29%**
- % SFHH 9% v 10%
- % Married w/Children 58% v 55%
- % White 52% v 84%
- % Latino **47% v 8%**
- %with less than HS degree **24% v 8%**
- Among all Oregon hotspots, Canby area clients had the fifth lowest percentage of English-language preference with 42 percent of clients preferring another language. Virtually all of those clients preferred Spanish.

Table 2

Clackamas Area Neighborhood Characteristics v Clackamas County

- Poverty Rate **29% v 10%**
- % Renter Occupied **52% v 29%**
- % SFHH 11% v 10%
- % Married w/Children 44% v 55%
- % White 69% v 84%
- % Latino 28% v 8%
- % w/less than HS degree **24% v 8%**

Table 3

Racial-Ethnic Dissimilarity Trends from 1990 to 2010

Clackamas	METRO Region
• NonWhite/White	13.49 - 26.23 - 28.76-31.79
• Black/White	29.56-35.35 - 63.52-48.59
• Hispanic/White	18.82-31.03 - 25.72-37.13
• API/White	25.16-39.65 - 31.31-38

Both Clackamas and the Metro region are slowly increasing in white segregation—more so in Clackamas than the wider region. However, the METRO area is experiencing a decreasing trend in Black/White segregation but Clackamas is not. This argues for a greater diversity of housing

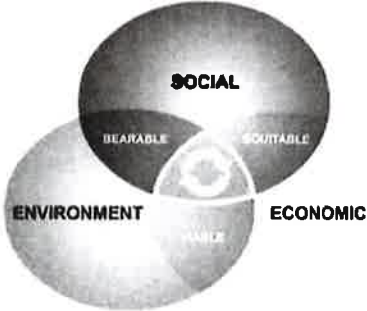
types with an emphasis on the housing type most affordable to the income level that represents the median income for one or more of the protected classes.

Table 4

	Clackamas	METRO
Disproportionate Housing Needs: % of HH with any of the 4 housing problems		

- | | | |
|------------|--------------|--------------|
| • White | 42.56 | 37.48 |
| • Black | 0 | 55.34 |
| • Hispanic | 76.92 | 58.75 |
| • API | 38.10 | 43.36 |

The four housing problems are: incomplete kitchen facilities, incomplete plumbing facilities, more than 1 person per room and cost burden greater than 30%. This Chart shows % as representing a share of the total population within the jurisdiction or region.




Greg Winterowd, *Winterbrook: Planning ... Setting the Framework for the Future* (11AM-12:30PM)

THE THIRD PILLAR OF SUSTAINABILITY

The Road Home: The Intersection of Transportation and Affordable Housing
2010 Housing Land Advocates Conference
October 7, 2010

Federal Livability and Sustainable Communities Initiative – Welcome and Long Overdue



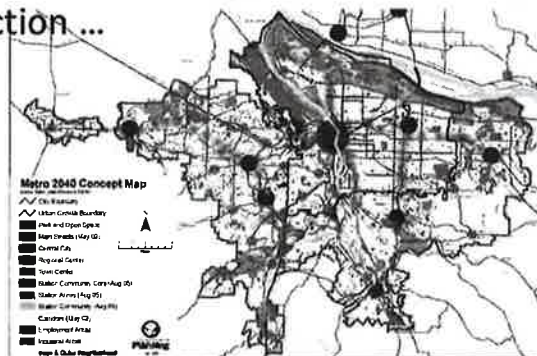
Livable communities have coordinated transportation, housing, and commercial development investments

- "increase choices for transportation users, provide affordable connections from residences to employment centers and other key amenities" and
- "enhance economic opportunities and environmental sustainability."

Provided by the Obama Administration

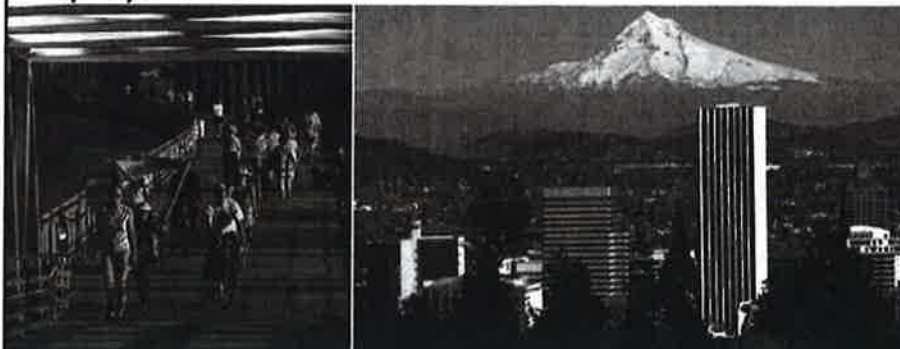


Oregon's 37 years of experience with effective state and regional growth management and recent "scenario planning" initiatives are clearly headed in the right direction ...



Sustainability in Portland

In 2008, Portland was recognized as the nation's most sustainable city ... yet it ranked low (31 of 50) in housing costs – the primary measure of social equity.



The Third Pillar of Sustainability Social Equity

Sustainable communities must also: Promote equitable, affordable housing. Expand location- and energy-efficient housing choices for people of all ages, incomes, races and ethnicities to increase mobility and lower the combined cost of housing and transportation.



Affordable Housing Project In Downtown Portland

Housing & Transportation Study

To help moderate-income working families reduce their overall housing-transportation burden:

- Build affordable housing near existing and planned transit hubs
- Target public transportation improvements on areas with large numbers of moderate-income working families
- Redevelop older suburban neighborhoods with good transportation access to job centers



State and Federal Housing Law

- Federal housing law works with Statewide Planning Goal 10 to require cities and counties in Oregon to provide for their regional fair share of housing opportunities.

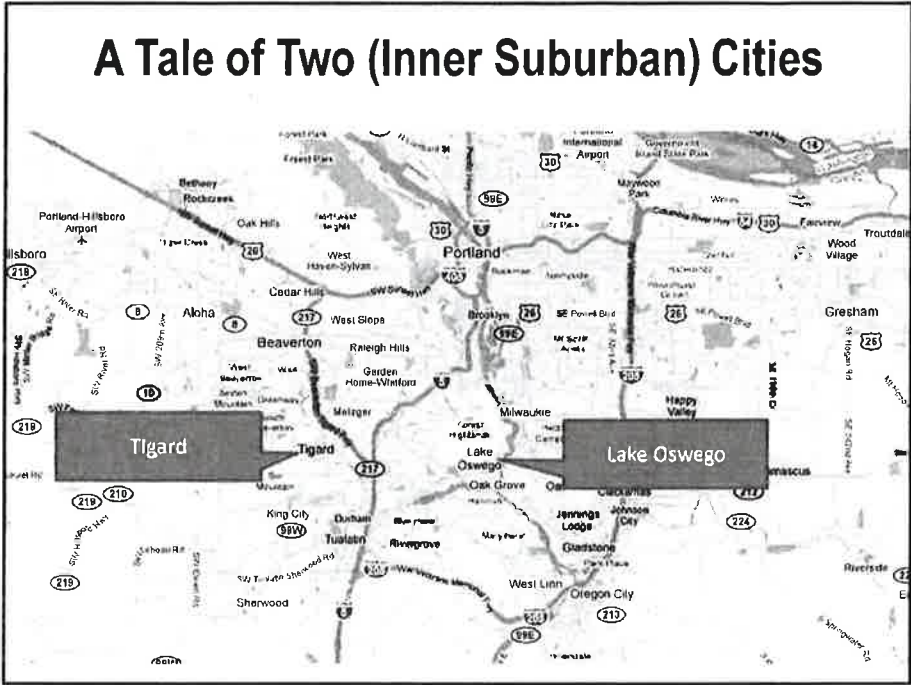
Statewide Planning Goal 10 - Housing

Sets minimum housing mix and density standards for the Portland region, and requires that approval standards for needed housing be clear and objective.

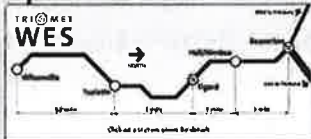


Michael Allen will address the Civil Rights Act, the Fair Housing Act, Executive Order 12898, and DOT orders in the afternoon session ...

A Tale of Two (Inner Suburban) Cities



Both cities have transit access to major employment centers –
Goal 10 requires that both cities plan for 10 dwelling units per acre



At first glance, Tigard is appears to lag behind Lake Oswego on the sustainability scale.



Lake Oswego is Justifiably Proud of Its Sustainability Plan

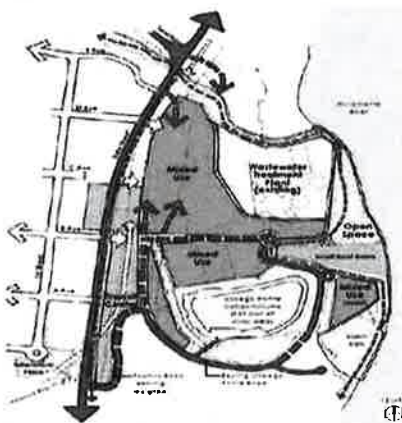
- “A sustainable Lake Oswego is a community that meets the vital human needs of the present without compromising our ability to meet future needs. This requires consideration of both long-term and short-term effects on ecological, economic, and community systems. Operating sustainably means that we are leaving a legacy for the community of Lake Oswego and the planet.”

(City of Lake Oswego Sustainable City Vision and Guiding Principles)

Lake Oswego's Downtown Attractive and Walkable



Lake Oswego is Planning for Intensive Redevelopment in the Foothills Area



Foothills Redevelopment Plan



Proposed Street Car Line

Tigard too, has strong commitment to Good Planning & Affordable Housing



1978 Letter from Tigard to Lake Oswego

Responding to Lake Oswego's policy to limit population growth within its urban service boundary to 49,000 through the Year 2000:

"a successful growth suppression policy in Lake Oswego is almost certain to cause a corresponding increasing in the growth rate of close 'substitute' communities ... including Tigard."

1000 Friends v. Lake Oswego (1981)

Confirmed the Goal 10 principle that each metropolitan city must accept its regional fair share of housing and population growth ... and zone enough land for needed housing under clear and objective approval standards

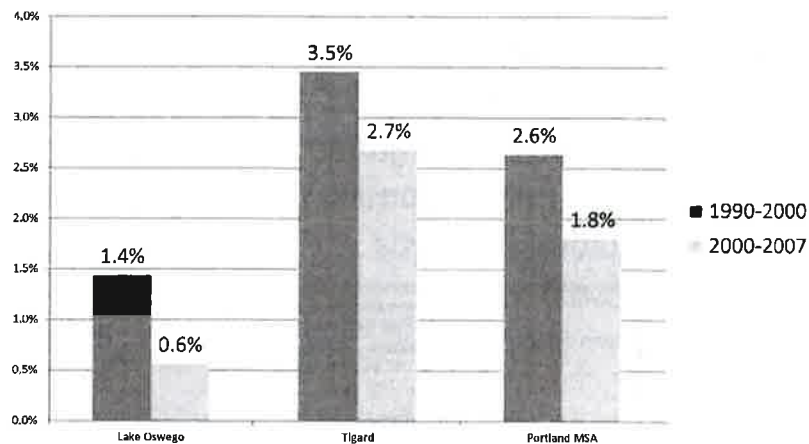
*Before the Land Conservation and Development Commission
of the State of Oregon*
**1000 FRIENDS OF OREGON, an Oregon nonprofit corporation,
et al, Petitioner,**
vs.
CITY OF LAKE OSWEGO, Respondent
[LCDC No. 78-024]
Revised January 8, 1981

1979 and 1984 LO Comp Plan

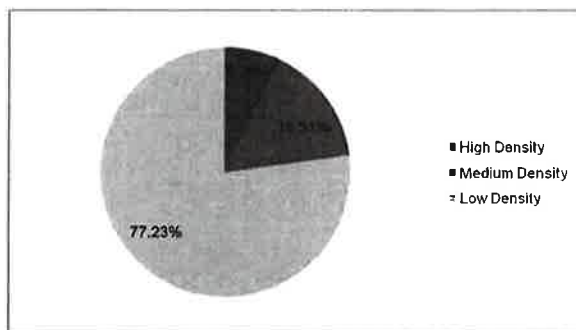
- In 1979, the plan projected that there would be 54,000 people living in the USB by the Year 2000
- In 1984, the plan estimated that the USB would accommodate about 50,000 by the Year 2000

In 2008, there were an estimated 43,412 people within the Lake Oswego USB.

Comparative Population Growth Rates

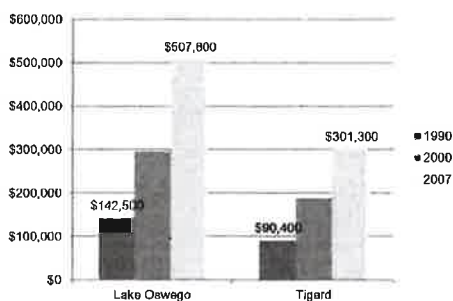
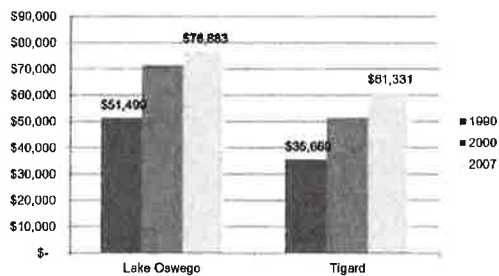


Housing Capacity In Lake Oswego USB Depends Primarily On Low-Density Infill

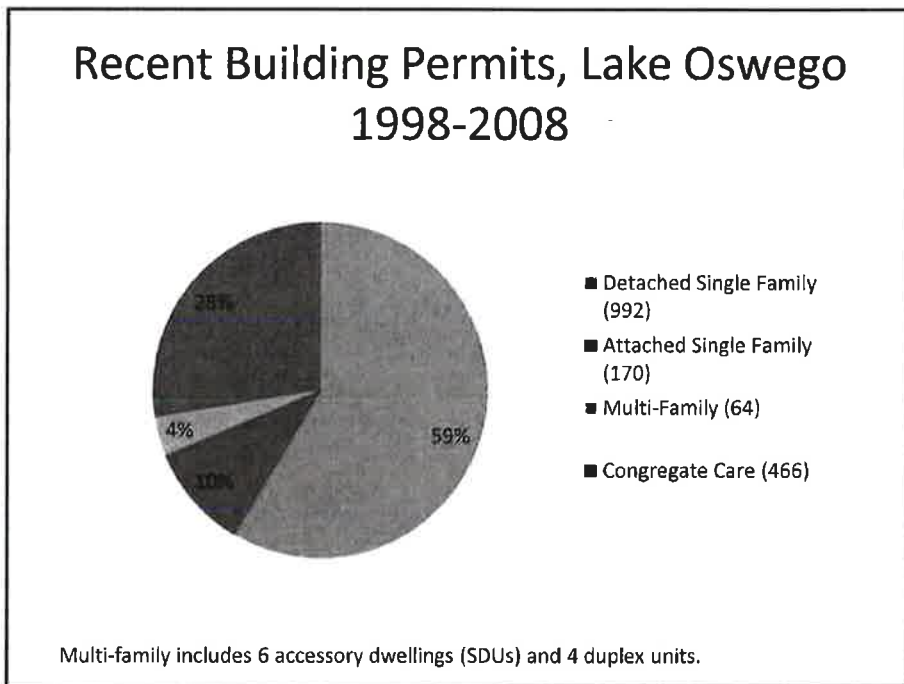
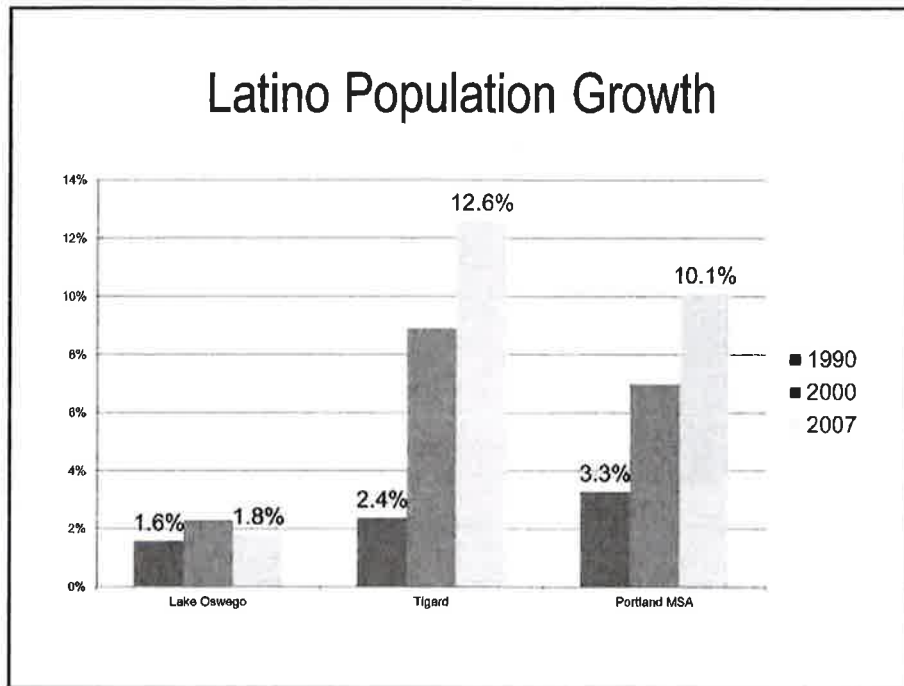


Lake Oswego has 3.1 vacant buildable acres remaining in its R-0, R-3, R-2 and R-2.5 zones

Over 75% of Lake Oswego's dwelling unit capacity is on lands zoned R-7.5, R-10, or R-15. The capacity is primarily based on infill: nearly 80% of identified dwelling unit capacity (and 93% of the identified "buildable" land supply) in Lake Oswego is located on land with existing residential development. Mixed use areas lack clear and objective standards.



Income Growth v. Housing Value



Metro's Role (OAR 660-007-0050)



- (1) At each periodic review of the Metro UGB, Metro shall ... determine whether the buildable land within the UGB satisfies housing needs by type and density for the region's long-range population and housing projections.
- (2) Metro shall ensure that needed housing is provided for on a regional basis through coordinated comprehensive plans.

Infill is an Uncertain Process in Lake Oswego

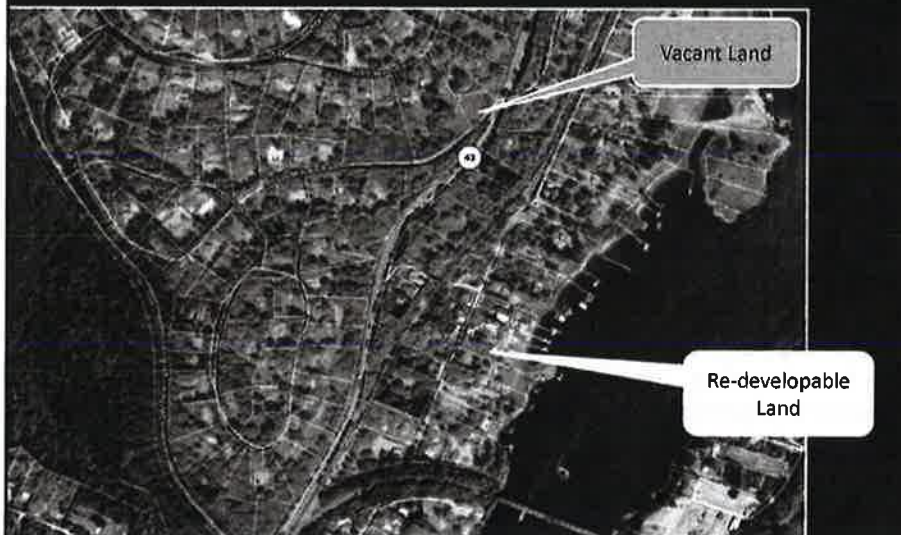
On buildable residential land where housing is permitted under clear and objective standards, the maximum permitted density within the Lake Oswego USB is 5.5 dwelling units per net buildable acre – well below the Goal 10 standard or 10 du / nba.

Metro does not review for clear and objective standards in local zoning ... which makes a difference when it comes to providing certainty for affordable housing.

Lake Forest R-7.5 Infill Opportunities

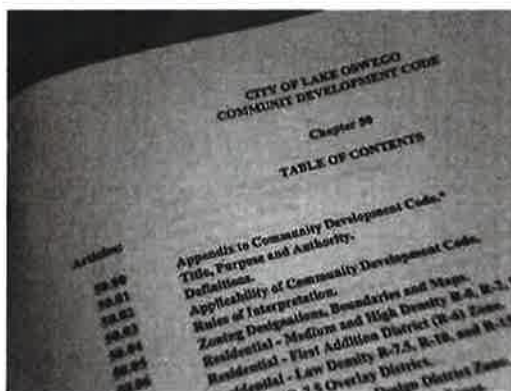


BirdsHill R-10 Infill Opportunities



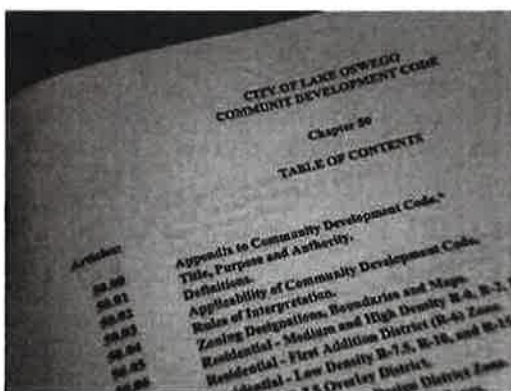
DLCD: No Comprehensive Review Since Acknowledgment 1994

Lake Oswego has made substantial amendments to the Community Development Code, neighborhood plans, and Sensitive Lands regulations ... many of which are not clear and objective.



2009 Lake Oswego Review

"Ideally, Lake Oswego would have a full range of owner-occupied and rental housing units ... subject to a clear, predictable review processes ... Lake Oswego prides itself on being a sustainable community. Clearly, **removing regulatory barriers to housing choices is an important part of being a sustainable community.**"
 Scott Siegel, *Lake Oswego Review*, 10/29/09



Downtown Case Study: 555 2nd Street Site



Original affordable
apartment building
(33 units)

Proposed ALF project
delayed in 2002 (City
purchased site)
(71 units)

High-End Condos
built in 2008
(30 units)

Lake Oswego Needs to Add a Third Leg – Affordable Housing – to Its Sustainability

To meet its regional housing obligations under Goal 10,
Lake Oswego should:

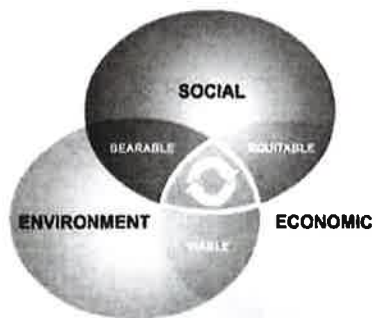
- Adopt clear and objective standards for higher density redevelopment in Downtown, Town Centers and
- Ensure that affordable housing is built in Foothills
- Upzone Lower Density infill areas to encourage more affordable attached and small lot detached single family housing along transit corridors and near town centers for moderate-income workers



Guatemalan farmworkers just out side the LO UGB

Thank You

Greg Winterowd, Principal
Winterbrook Planning
310 SW Fourth Avenue
Suite 1100
Portland, Oregon 97204
(503) 827-4422
greg@winterbrookplanning.com




Greg Winterowd, Winterbrook Planning
The Other Side of the River: Using Land Use Planning to Create a Regional Fair Share of Housing

THE THIRD PILLAR OF SUSTAINABILITY

Cascadia Collaborative: Bridging to the Future
Joint Conference of the Oregon & Washington Chapters of the
American Planning Association
Portland, Oregon / October 20, 2011

The Third Pillar of Sustainability Social Equity

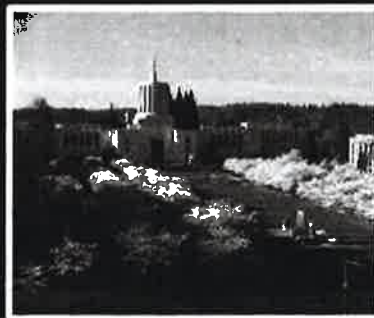
Sustainable communities must also: Promote equitable, affordable housing. Expand location- and energy-efficient housing choices for people of all ages, incomes, races and ethnicities to increase mobility and lower the combined cost of housing and transportation.



Affordable Housing Project in Downtown Portland

Statewide Planning Goal 10 - Housing

Sets minimum housing mix and density standards for the Portland region, and requires that approval standards for needed housing be clear and objective.

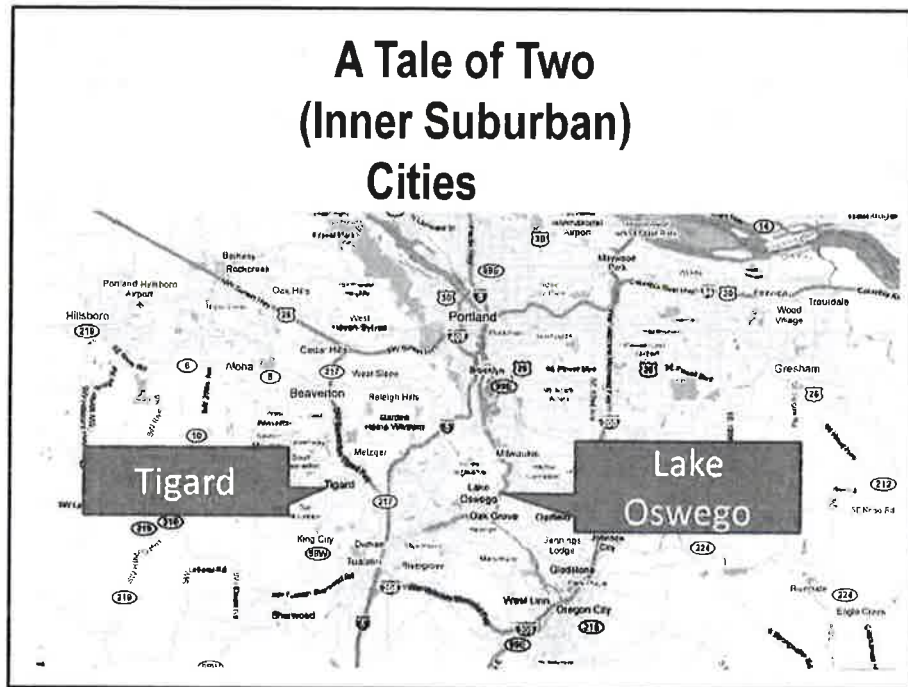


State and Federal Housing Law

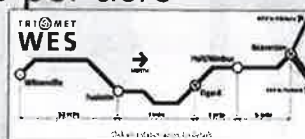


Federal housing law works with Statewide Planning Goal 10 to require cities and counties in Oregon to provide for their regional fair share of housing opportunities.

A Tale of Two (Inner Suburban) Cities



Both cities have transit access to major
employment centers –
Both cities required by Goal 10 Housing to
plan for 10 units per acre



Both cities are planning for transit-oriented mixed use development

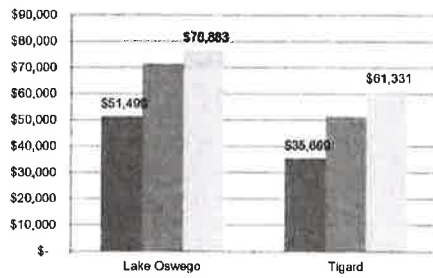
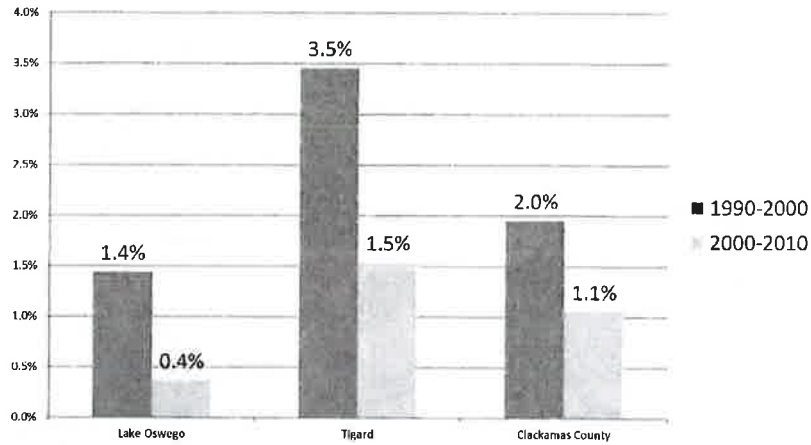


Some important differences

- Population growth
- Housing cost vs. income
- Latino population



Comparative Population Growth Rates



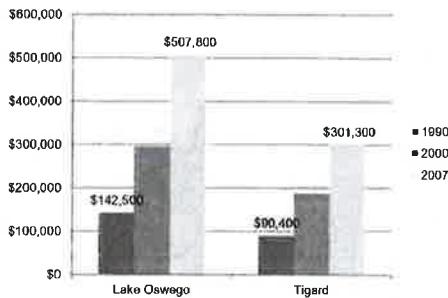
Household income

Tigard 72%
Lake Oswego 49%

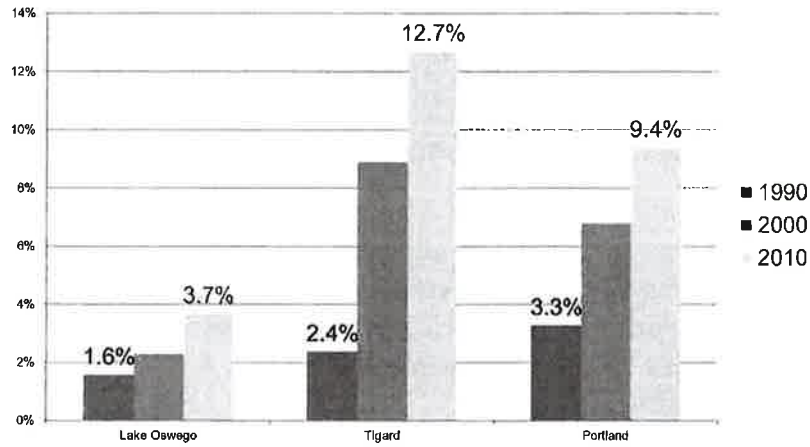
vs.

Home Value

Tigard 233%
Lake Oswego 256%



Latino Population Growth



To understand these demographic differences, we need to take
A Step Back in Time ...



1978 Letter from Tigard to Lake Oswego

Responding to Lake Oswego's policy to limit population growth within its urban service boundary to 49,000 through the Year 2000:

"a successful growth suppression policy in Lake Oswego is almost certain to cause a corresponding increasing in the growth rate of close 'substitute' communities ... including Tigard."

1000 Friends v. Lake Oswego (1981)

Confirmed the Goal 10 principle that each metropolitan city must accept its regional fair share of housing and population growth ... and zone enough land for needed housing under clear and objective approval standards

Before the Land Conservation and Development Commission
of the State of Oregon
1000 FRIENDS OF OREGON, an Oregon nonprofit corporation,
et al, *Petitioner*,
vs.
CITY OF LAKE OSWEGO, *Respondent*
[LCDC No. 78-024]
Revised January 8, 1981

1979 and 1984 LO Comp Plan

- In 1979, the plan projected that there would be 54,000 people living in the USB by the Year 2000
- In 1984, the plan estimated that the USB would accommodate about 50,000 by the Year 2000

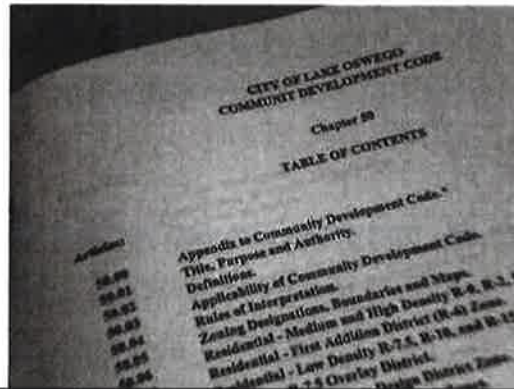
In 2008, there were an estimated 43,412 people within the Lake Oswego USB.

So What Happened?

Could the Oregon Department of Land Conservation and Development and Metro have done more?

No State Review Since 1994 – DLCD no longer reviews for clear and objective standards

Lake Oswego -
substantial
amendments to the
Development Code,
neighborhood plans,
and Sensitive Lands
regulations ... *not*
clear and objective.

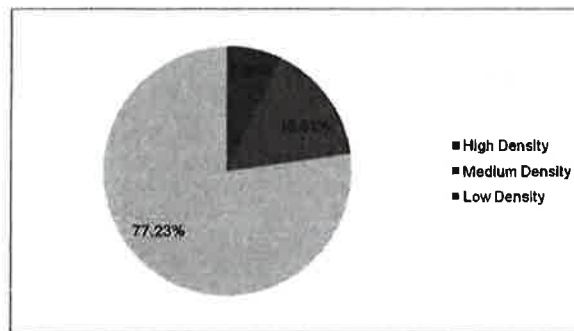


Metro's Role (OAR 660-007-0050)



- (1) At each periodic review of the Metro UGB, Metro shall ... determine whether the buildable land within the UGB satisfies housing needs by type and density for the region's long-range population and housing projections.
- (2) Metro shall ensure that needed housing is provided for on a regional basis through coordinated comprehensive plans.

Metro's Housing Capacity Assumptions in Lake Oswego USB Optimistic



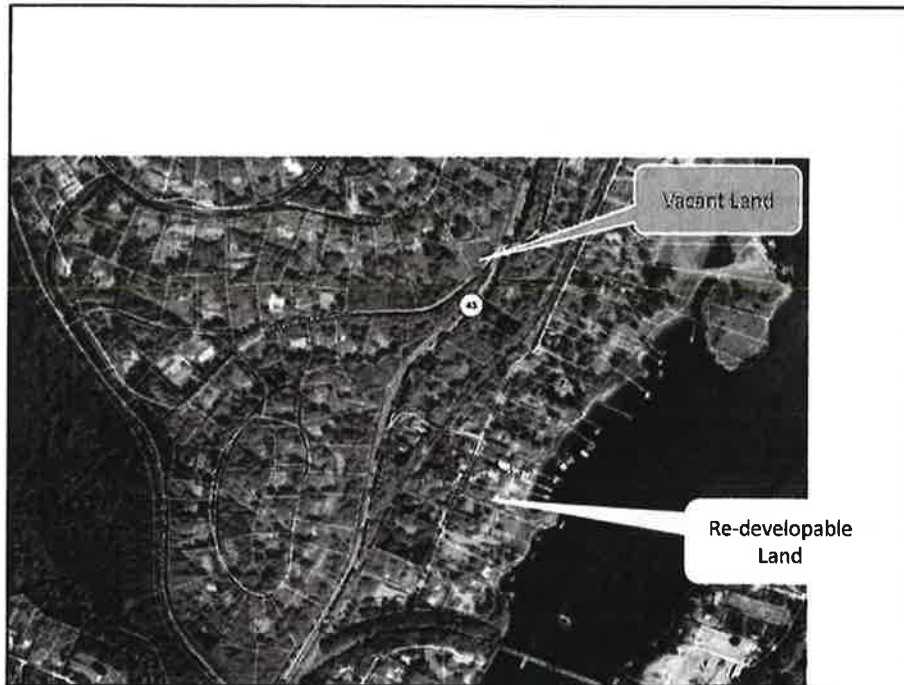
Buildable Land Supply:
Lake Oswego has 3.1
vacant buildable acres
remaining in its High
and Medium Density
Residential Zones

Mixed use areas lack clear and objective standards.

Infill is an Uncertain Process in Lake Oswego

On buildable residential land where housing is permitted under clear and objective standards, **the maximum permitted density within the Lake Oswego USB is 5.5 dwelling units per net buildable acre – well below the Goal 10 standard or 10 du / nba.**

Metro does not review for clear and objective standards in local zoning ... which makes a difference when it comes to providing certainty for affordable housing.



Downtown Case Study: 555 2nd Street Site



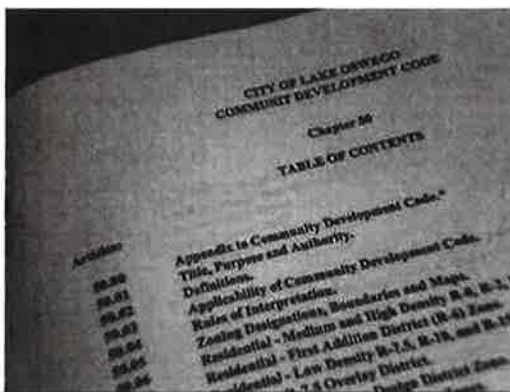
Original affordable
apartment building
(33 units)

Proposed ALF project
delayed in 2002 (City
purchased site)
(71 units)

High-End Condos
built in 2008
(30 units)

2009 Lake Oswego Review

“Ideally, Lake Oswego would have a full range of owner-occupied and rental housing units ... subject to a clear, predictable review processes ... Lake Oswego prides itself on being a sustainable community. Clearly, removing regulatory barriers to housing choices is an important part of being a sustainable community.”
 Scott Siegel, *Lake Oswego Review*, 10/29/09



Metro should

- **Avoid overly optimistic assumptions regarding refill (infill and redevelopment)**
- **Ensure that federal funding of regional transportation projects is equitable**
- **Avoid reliance on abstract zoning categories to determine local Goal 10 compliance**
- **Avoid reliance on its transportation model for determining housing unit capacity**

DLCD should

Review all local land use regulations to ensure that:

- **Buildable land is planned and zoned to achieve at least 10 dwelling units per net buildable acre with a 50:50 mix of attached and detached housing**
- **Clear and objective review standards apply to buildable land for needed housing**

Lake Oswego should Add a Third Leg – Affordable Housing – to Its Sustainability Program

To meet its regional housing obligations under Goal 10, Lake Oswego should:

- **Adopt clear and objective standards for higher density redevelopment in Downtown, Town Centers**
- **Ensure that affordable measurable affordable housing objectives are built in Foothills redevelopment plans**
- **Upzone Lower Density infill areas to encourage more affordable attached and small lot detached single family housing for moderate-income workers**



Guatemalan farmworkers just outside the LO UGB

Thank You

Greg Winterowd, Principal
Winterbrook Planning
310 SW Fourth Avenue
Suite 1100
Portland, Oregon 97204
(503) 827-4422
greg@winterbrookplanning.com

Clackamas County
2017 – 2021 Assessment of Fair Housing Report

Executive Summary

**Housing Authority of Clackamas County and
Housing and Community Development Division**

I. Executive Summary

The Fair Housing Act was enacted in 1968. Recent changes to the Affirmatively Furthering Fair Housing Rule 24 CFR 5.150-5.180 were finalized by HUD on July 8, 2015. The 2016 Assessment of Fair Housing (AFH) in Clackamas County relied on census data provided by the U.S. Department of Housing and Urban Development (HUD), local information and community feedback through surveys and public meetings. The AFH was conducted jointly by the Housing Authority of Clackamas County and the Housing and Community Development Division.

HUD's newly developed AFH process has four nation-wide fair housing goals:

- 1) Reduce segregation, and build on the nation's increasing racial, geographic and economic diversity.
- 2) Eliminate racially and ethnically concentrated areas of poverty.
- 3) Reduce disparities in access to important community assets such as quality schools, job centers, and transit.
- 4) Narrow gaps that leave families with children, people with disabilities, and people of different races, colors, and national origins with more severe housing problems, aka., disproportionate housing needs.

The community participation process for selecting Clackamas County's fair housing goals included 10 public meetings, three separate surveys during April, May and June and consultations with 23 community agencies. A total of 310 people responded to a community survey, a public housing resident survey and a Spanish language survey. Some surveys were mailed to groups and all surveys were available on paper and online. A public notice was published in community newspapers notifying interested persons that a draft of the AFH document, AFH Goals and an executive summary was posted for a 30-day comment period that was extended to 45 days. The public notice also included an invitation to attend a public hearing on September 15th to provide testimony on the proposed AFH goals.

Community meeting discussions in April and May included a review of past fair housing goals, a review of some of the 2010 census data demographics provided by HUD, a comparison of county data to regional housing data and, a review of maps of the county areas that have high concentrations of minorities and concentrations low income households.

Contributing factors to the fair housing conditions were identified after a review of HUD data, comments during public meetings, community survey data and local housing data.

Representatives of the Legal Aid Services of Oregon, the Fair Housing Council of Oregon, the Housing Authority of Clackamas County, the Social Services Division and the Housing and Community Development Division formed a work group to results of surveys, community meetings and HUD provided data to select the contributing factors listed below:

Contributing Factors to fair housing conditions listed in priority order include:

1. Lack of affordable, accessible housing in a range of unit sizes.
2. Availability of affordable units in a range of sizes.
3. Displacement of residents due to economic pressures.
4. Community Opposition.
5. Site selection policies, practices and decisions for publicly supported housing.
6. Lack of assistance for housing accessibility modifications.
7. Private Discrimination.
8. Lack of public fair housing enforcement.
9. Lack of resources for fair housing agencies and organizations.
10. Land Use and Zoning Laws.
11. Inaccessible sidewalks, pedestrian crossings, or other infrastructure.

The Contributing Factors listed above are similar to the fair housing choice impediments identified in 2012 which are listed here:

1. Violations of fair housing laws in renting and purchasing property
2. Lack of knowledge of fair housing laws, including confusion about ADA and fair housing laws
3. Patterns of disadvantage for minorities and other protected classes – location, income, education
4. Lack of suitable affordable (including subsidized) housing in general, and lack of choice by quality, accessibility, location, type of units and access to opportunities
5. Land use and other public policies may be barriers to developing affordable housing

The process of analysis to select the 2017-2021 AFH Goals for the jurisdiction was a series of meetings and discussions by the work group. Workgroup members reviewed past fair housing efforts, clarified the contributing factors in the jurisdiction and in the Portland metro region and discussed the HUD provided census maps and data. After review of the available data and discussion of what data was not available, work group members agreed to the following goals in priority order:

1. Develop new housing units with long-term affordability for a broad range of low-income households with an emphasis on dispersal of affordable housing.
2. Increase accessibility to affordable housing for persons with disabilities and single parent familial status households. (households with children under 18 yrs.).
3. Improve access to housing and services for all protected classes.
4. Enforce Fair Housing laws and Increase public understanding of Fair Housing laws.
5. Coordinate Fair Housing Advocacy and Enforcement Efforts among regional partners

6. Ensure that all housing in Clackamas County is healthy and habitable.

These AFH goals will become part of planning and performance reporting documents for the Housing Authority and the Housing and Community Development Division for the 2017 through 2021 program years. These AFH goals are similar to fair housing goals selected in 2012 listed here:

- Goal I: Fair housing laws are enforced
- Goal II: People and agencies/institutions know about fair housing
- Goal III: Integrative patterns are promoted
- Goal IV: Fair housing is attained regionally
- Goal V: All rental housing is habitable
- Goal VI: Actions are guided by local and regional data

Since 2012 the significant changes that have impacted Clackamas County include a sharp increase in housing demand due to the number of new residents moving to the Portland metro area including Clackamas County. Another significant change has occurred in fair housing enforcement at the Oregon State Bureau of Labor and Industry (BOLI). BOLI legislative changes to the state law made Oregon state fair housing laws no longer substantially equivalent to federal fair housing laws. As a result HUD terminated its contract/partnership with BOLI as of April 3, 2016. This means that now all federal claims of fair housing violations will have to be filed directly with HUD. HUD has limited capacity to handle the additional workload. Fair Housing advocates are anticipating a backlog of complaints to be filed and investigated.

The 45-day public comment period on the draft AFH and AFH goals ended on October 10, 2016. Only two comments were submitted and both were accepted. Legal Aid Services of Oregon provided public testimony at the September 15th public hearing in favor of the AFH process and the AFH Goals. Housing Land Advocates (www.housingLandAdvocates.org) provided written testimony expressing concern on the lack of housing opportunities for Hispanic households due to land use and zoning policies in some communities that have limited multifamily housing projects.

For more information about Clackamas County's Assessment of Fair Housing Report go to the Housing and Community Development webpage at <http://www.clackamas.us/communitydevelopment/maps.html>



Scott Caufield
Building Codes Administrator

BUILDING CODES DIVISION

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

October 13, 2016

Board of County Commissioners
Clackamas County

Members of the Board:

Approval of Updated Intergovernmental Agreement with the City of Portland
for the Master Recycler Training & Program

Purpose/Outcomes	This update will amend the IGA with the City of Portland regarding the Master Recycler Training hosted annually by Clackamas County. The update changes the reporting requirements from quarterly to biannually.
Dollar Amount and Fiscal Impact	There are no anticipated fiscal impacts for this change.
Funding Source	DTD – Resource Conservation & Solid Waste
Duration	The term commences upon execution and continues in effect through June 30, 2017. Thereafter, the agreement automatically renews for successive one year terms (July 1 - June 30), and can be terminated by either party upon thirty (30) days written notice.
Previous Board Action/Review	The Board last reviewed and approved this IGA on March 13, 2014, which formalized the longstanding delivery of the class.
Strategic Plan Alignment	1. Honor, utilize, promote and invest in our natural resources 2. DTD mission & program purpose: ‘...provide...materials management services to residents, property owners, businesses...so they and future generations can experience and invest in a safe ... livable community. Provision of services to residents and businesses so they can reduce overall waste and conserve resources.
Contact Person	Eben Polk, Supervisor – DTD - RC&SW 503-742-4470

BACKGROUND:

The Board originally approved this IGA by consent on March 14, 2014. The City of Portland requests a minor update to change the reporting frequency from quarterly to biannually. This update will bring the IGA into alignment with reporting requirements for the other participating jurisdictions.

The Master Recycler Program is a popular citizen-education program that educates community members in the reduction of waste in homes and workplaces. It is a component of Clackamas County’s annual plan pursuant to state and regional solid waste program requirements. The 8-week class is offered 3 times a year, once each in Clackamas, Multnomah, and Washington Counties.

RECOMMENDATION:

Staff respectfully recommends that the Board of County Commissioners approve the updated Intergovernmental Agreement for the Master Recycler Training.

Respectfully submitted,

A handwritten signature in black ink, appearing to read "Eben Polk". The signature is written in a cursive style with a large initial "E".

Eben Polk
Supervisor, DTD – Resource Conservation & Solid Waste

INTERGOVERNMENTAL AGREEMENT

City of Portland Contract No. _____

THIS AGREEMENT, entered into under the provisions of ORS 190, is between the City of Portland's Bureau of Planning and Sustainability (BPS) "hereinafter referred to as "City", and Clackamas County.

In exchange for the promises and other valuable consideration set forth below, the parties agree as follows:

1. Purpose. The purpose of this Agreement is to establish the responsibilities of the parties in implementing the Master Recycler Program Training.
2. Term. The term of this agreement shall commence upon execution and shall continue in effect through June 30, 2017, unless terminated by either party upon thirty (30) days written notice. Thereafter, the agreement shall automatically renew for successive one-year terms (July 1 – June 30).
3. Services Provided. The City and Clackamas County shall perform the services described in the attached Scope of Work, which is made part of this Agreement by reference, and otherwise fully comply with the provisions in the attached Scope of Work (Attachment 1).
4. Payment for Services. Clackamas County shall pay City for Master Recycler Program Training in the sum of \$5,000.00 in the manner and at the time designated in the Scope of Work.
5. Insurance. City is self-insured for liability and worker's compensation insurance coverage. A certificate of self-insurance is available upon request.
6. Indemnification. Subject to the limitations of liability for public bodies set forth in the Oregon Tort Claims Act, ORS 30.260 to 30.300, and the Oregon Constitution, each party

agrees to hold harmless, defend, and indemnify each other, including its officers, agents, and employees, against all claims, demands, actions and suits (including all attorney fees and costs) arising from the indemnitor's performance of this Agreement where the loss or claim is attributable to the negligent acts or omissions of that party.

7. Termination. This Agreement may be terminated by either party without cause upon giving 30 days written notice of intent to terminate.
8. State Law Constraints. Both parties shall comply with the public contracting provisions of ORS chapter 279 A, B & C and to the extent those provisions apply; they are incorporated into this Agreement by reference. Specifically, it is a condition of this Contract that all employers working under this Agreement are subject employers that will comply with ORS 656.017.
9. Notices. Informal coordination of this Agreement will be conducted by the following designated Project Managers and any formal notice shall be provided to following persons:

For City of Portland:

J Lauren Norris
Master Recycler Program Coordinator
Bureau of Planning and Sustainability
1900 SW 4th Ave Suite 7100
Portland, OR 97201
503-545-8976

Lauren.norris@portlandoregon.gov

For Clackamas County:

Stacy Ludington
Resource Conservation & Solid
Waste Program
150 Beaver Creek Rd
Oregon City, OR 97045
503-742-4463

SLudington@co.clackamas.or.us

10. Integration. This writing contains the entire Agreement between the parties and may only be amended by written instrument, signed by both parties.
11. Severability. If any portion of this Agreement is found to be illegal or unenforceable, this Agreement nevertheless shall remain in full force and effect and the offending provision shall be stricken. This Agreement is dated as of the last signature date below.

12. Appropriation of Funds. Clackamas County attests that funds for this program have been appropriated for the current fiscal year.

CITY OF PORTLAND

Clackamas County

By _____

By _____

Title _____

Title _____

Date _____

Date _____

Approved as to Form

Attachment - 1 Scope of Work

Description of the Scope of Work –

- A. The City shall conduct a minimum of one Master Recycler training session in Clackamas County. The session shall include at least 28 hours of training and shall be offered to approximately 20 volunteers.

- B. The City shall continue to work with Clackamas County's solid waste and recycling staff to refine existing materials to improve the quality and focus on regional needs.

- C. The City shall acknowledge Clackamas County's sponsorship on all printed materials promoting the Master Recycler Program. In addition, Clackamas County shall serve on the Master Recycler Program Advisory Committee.

- D. The City shall work with Master Recycler volunteers and program sponsors to identify and schedule community outreach opportunities for volunteers who have completed the training course. Approximately 30 hours of community outreach shall be required for a volunteer to receive a Master Recycler certificate. Community payback activities shall be selected by volunteers and shall be consistent with criteria developed by the City and the Master Recycler Advisory Committee. The City shall encourage volunteers to undertake projects and educational activities for Clackamas County, Solid Waste and Recycling involving residential recycling, home composting, commercial recycling, waste prevention, recycled-content purchasing, and alternatives to and proper handling of household hazardous wastes.

- E. The City shall prepare biannual progress reports and submit them to all participating agencies. These reports shall include a description of activities during the half-year, the number of volunteers participating, and a summary of payback activities, and shall include cumulative data and information. The second shall be considered the "final" or summary report, and shall include cumulative data and information for the year. In addition to programmatic information, the final report shall include budgetary information including income and expenses and be submitted by the City within two weeks of the end of the

fiscal year.

2. Payment and Billing

The City of Portland shall perform the above work for a maximum price not to exceed FIVE THOUSAND AND NO/100 DOLLARS (\$5,000.00).

- A. This payment shall be the sole monetary obligation of Clackamas County. Payment of all operating costs, federal, state, county or city taxes/assessments and any other charges imposed by law upon employers shall be the sole responsibility of the City.
- B. Clackamas County shall make one payment to the City on the basis of satisfactory implementation of the program as described in this scope of work.



M. BARBARA CARTMILL
DIRECTOR

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

October 13, 2016

Board of County Commissioner
Clackamas County

Members of the Board:

Acceptance of Oregon Department of Transportation Grant to Update the Clackamas County Transportation Safety Action

Purpose/Outcomes	Use the \$88,000 grant from the Oregon Department of Transportation – Transportation Safety Division to update the 2012 Clackamas County Transportation Safety Action Plan
Dollar Amount and Fiscal Impact	\$88,000
Funding Source	Drive-to-Zero Program – General Funds
Duration	15 months
Previous Board Action	BCC/Administration approval to apply for the grant
Strategic Plan Alignment	1. Aligns with plan to reduce fatal and serious injury crashes 2. Aligns with Performance Clackamas Goals in reducing transportation-related fatalities
Contact Person	Joseph Marek

BACKGROUND:

Clackamas County adopted its first Transportation Safety Action Plan (TSAP) in November of 2012. The County is still the only county in Oregon with a locally adopted plan. It is now time to update the TSAP and the County has been successful in receiving grant funding from the Oregon Department of Transportation – Transportation Safety Division for the estimated \$88,000 cost of updating the plan. Most of the funds (\$85,000) will be used for procuring the services of a consulting firm to update the plan. The remainder of the cost will be used for incidentals such as making copies of the report upon completion.

The schedule proposes to have the plan completed by late 2017 with a proposed adoption in December of 2017.

RECOMMENDATION:

Staff respectfully recommends acceptance of the grant award of \$88,000 from the Oregon Department of Transportation – Transportation Safety Division for updating the 2012 Clackamas County Transportation Safety Action Plan.

Respectfully submitted,

Mike Bezner, PE

Assistant Director of Transportation



DEPARTMENT OF TRANSPORTATION AND DEVELOPMENT

DEVELOPMENT SERVICES BUILDING

150 BEAVERCREEK ROAD | OREGON CITY, OR 97045

September 27, 2016

TO: Don Krupp, County Administrator

CC: Joseph Marek, Traffic Engineering Supervisor

From: Mike Bezner – Assistant Director, Department of Transportation and Development *MB*

Subject: Request to Approve Grant Award from ODOT-TSD – Transportation Safety Action Plan Update Grant

Through: Barb Cartmill – Department of Transportation and Development Director

Date: September 27, 2016

The Clackamas Safe Communities Program (also known as – Drive to Zero) has been awarded a grant through the Oregon Department of Transportation – Traffic Safety Division (ODOT-TSD) in the amount of \$88,000 for FY16-17.

The grant funds will be used to hire a consultant to update the Clackamas County Transportation Safety Action Plan, first adopted by the BCC in 2012.

Grant match is 20% and will be met with staff and volunteer time.

Staff greatly appreciates the continued support of ODOT-TSD and their support of our Transportation Safety Action Plan. We will complete the grant award forms upon approval from the Board.



OREGON DEPARTMENT OF TRANSPORTATION
Transportation Safety Division

GRANT PROJECT APPLICATION

Project No: RS-17-77-08

Project Name: CLACKAMAS COUNTY TRANSPORTATION SAFETY PLAN UPDATE

Answer each question in the boxes provided. Answer each question completely and according to the instructions in *Italics*. All fields are required.

I. Project Description

The goal of this project is to create and adopt via the Board of County Commissioners and update of the Transportation Safety Action Plan (TSAP) which was adopted in 2012. The update will build upon the current plan utilizing the FHWA's "5 E" approach - Engineering, Education, Enforcement, Encouragement and Evaluation to help create a culture of emphasizing safety for all road users. It is envisioned that this plan will adopt a Toward Zero Deaths (TZD) goal based on the AASHTO initiative of 2015.

II. Problem Statement

- A. Describe the problem(s) this project will try to impact:
(Describe the problem(s) you intend to impact with this grant.)

Clackamas County's three year fatal average is has ranged between 22 and 24 since 2012, down from a high of 34 in 2007. We believe that every person deserves to get home safely to their families each night and this plan update will reflect this goal, using the TZD goal. While the County has held steady as F&SI crashes have increased across the State, our efforts need to continue and evolve.

- B. Provide summary data about the problem(s):
(Give summary data regarding the problem as it exists in your jurisdiction.)

The three year fatal crash rate is 24 for years 13-15. The County has experienced a decrease in fatals for 2015 and first half of 2016, bucking State and national trends. But numbers are now increasing. As we hold steady, we are cautiously optimistic that our progress in of holding steady may be, at least partially attributed to our safety efforts which have been underway for many years. We have been completing safety outreach in high schools for 10 years now as well as the Safety

Street section at the Clackamas County Fair and have been much more proactive with safety projects in the past five years.

Our top three F&SI crash factors continue to be Roadway Departure, Young Drivers and Aggressive Driving. While the rankings have changed, these have remained the top three. Other areas of high crash causes include alcohol/drugs, motorcyclists, bicyclists, pedestrians and older drivers.

Seventy percent of the fatal crashes occur on rural roads while 70 percent of the crashes occur in the urban areas of the County.

- C. List current activities and associated agencies already involved in solving the problem(s):

(Include all related activities and agencies involved. If you have a current project, list the objectives of that project and progress in achieving them.)

We currently have an adopted TSAP which has been guiding our efforts since its 2012 adoption. There is a Drive To Zero (DTZ) Campaign and an advisory board for this effort, formerly the Safe Communities Advisory Board.

The County budget was realigned for the 2016-17 budget year creating a Transportation Safety Program within DTD under the Transportation Division consisting of all planning, engineering and maintenance work done associated with safety.

The Drive to Zero campaign has a dedicated base level of funding committed from the BCC paying for one staff person and money for our outreach and education efforts.

The County's Strategic Priorities reflect safety as one of the top goals, with an overall focus on Safe Roads, Healthy People and a Vibrant Economy.

There continues to be a strong education component of the DTZ Program including outreach to over 3000 young adults each year at school events and the County Fair.

The County has acknowledged that transportation safety affects all departments and current coordination efforts include County Administration, public health, behavioral health, children, youth and families, social services, housing authority, juvenile, tourism, sheriff's office, engineering, planning, maintenance.

Active city partners include Lake Oswego, Oregon City, Canby, Molalla and Sandy, Montana State University.

Other organizations include AMR, Oregon Impact, Oregon City Together, Molalla Communities That Care, State Farm Insurance, ODOT TSD, and ODOT.

III. Objectives

(Describe quantifiable products or outcomes that address those problems identified in Section II that should result from the proposed activities. Normally at least three very specific objectives should be given and each should include beginning and ending date.

The following are examples:

"To increase safety belt usage in (funded jurisdiction) from 85% to 90% by September 30, 2004, with the use rate determined by conducting observed use surveys."

"To reduce nighttime fatal and injury crashes occurring in (funded jurisdiction) by 20% from 60, the average for the 1998-2001 period, to 48 during the 12-month period starting October 1, 2003, and ending September 30, 2004."

"To provide intensive probation supervision to a minimum of 30 additional persons convicted of DUII in (funded jurisdiction) by making at least three face-to-face contacts with each person weekly from October 1, 2003, through September 30, 2004."

"To complete an evaluation by July 1, 2004, to determine if using photo radar will lead to a significant reduction in fatal and injury traffic crashes in that location."

	Start Date	End Date	Objective
1.	10/01/2016	12/01/2016	Assemble a diverse TSAP stakeholder team including 4E sectors, multiple health sectors, citizens and businesses.
2.	11/01/2016	1/01/2017	Review current transportation safety, health, and education data related to and influencing transportation safety.
3.	12/01/2016	9/30/2017	Review current TSAP and assess new TZD efforts, international, federal, state and local initiatives related to reducing F&SI crashes and develop new TSAP framework and overall plan.
4.	1/01/2017	5/01/2017	Develop a comprehensive suite of safety and health performance measures building up Clackamas County Strategic Priorities.
5.	4/01/2017	9/30/2017	Develop a Safety Project Plan including a prioritization of systemic and hot-spot projects for County-maintained roadways.
6.	10/01/2017	12/31/2017	Adoption of 2017 Clackamas County TSAP by Board of County Commissioners.

IV. Proposed Activities

A. Major Activities

(List major activities to be carried out to achieve objectives stated in Section III above. List the start and end date for each activity, and include in your description what will be done, who will do it, and who will be affected.)

	Start Date	End Date	Activity
1.	10/01/2016	11/30/2016	1.1 Assess needed sectors for TSAP plan update and reach out to the sectors.
2.	11/01/2016	12/31/2017	1.2 Use DTZ Advisory Board as main body and add need sectors to develop stakeholder group of 15-20 persons.
3.	1/01/2017	3/01/2017	2.1 Review 2009-15 ODOT crash data.
4.	2/01/2017	3/01/2017	2.2 Work with stakeholders to identify other data sets that provide insight into safety and safety-health and are easily accessed and searched.
5.	1/01/2017	5/01/2017	2.3 Review data using appropriate analysis methods to identify primary safety areas, trends, gaps and linkages between data sets and various safety-related risk components.
6.	4/01/2017	6/01/2017	2.4 Provide a report summarizing the data with ready to use graphics and tables.
7.	11/01/2016	2/01/2017	3.1 Complete a literature review of TSAP best practices based on international, national, state and local levels.
8.	12/01/2016	2/01/2017	3.2 Review the current TSAP and assess the capabilities for cross sector collaboration.
9.	2/01/2017	5/01/2017	3.3 Develop prioritized goals and action items based on a short-intermediate and long term approach.
10.	4/1/2017	10/1/2017	3.4 Create a new Transportation Safety Action Plan.
11.	1/1/2017	5/1/2017	4.1 Review State, County and current TSAP performance measures including all relevant performance measures from related sectors.
12.	2/1/2017	5/1/2017	4.2 List and prioritize performance measures based on their ability to tell the transportation safety story, available and in-place collection methods and each of use and updating - picking a select top group.
13.	3/1/2017	7/1/2017	5.1 Develop, review and prioritize list of systemic projects for the rural and urban roadways of the County.

14.	3/1/2017	7/1/2017	5.2 Develop, review and prioritize list of "hot-spot" project for the rural and urban roadways of the County.
15.	5/1/2017	7/1/2017	5.3 Develop planning level cost estimates, safety benefits and B/C ratios.
16.	6/1/2017	8/1/2017	5.4 Create plan document for "Safety Project Plan" element of the TSAP.
17.	5/1/2017	8/1/2017	6.1 Develop draft TSAP document.
18.	8/1/2017	12/31/2017	6.2 Complete reviews and changes to plan.
19.	11/1/2017	12/31/2017	6.3 Prepare documents and take plan to Board of County Commissioners for adoption and adoption, by reference, into the Transportation System Plan.

Plans for sharing the project activities with others:

The TSAP project team will host a series of meeting with stakeholders along with public meetings (number yet to be determined) to provide information and solicit input about the plan. A public involvement schedule will be provided, which will include a public review period. The TSAP will also be presented to multiple agency stakeholders including the Board of County Commissioners.

B. Coordination

(List the groups and agencies with which you will be cooperating to complete the activities of the project. Explain how you will be working together. In those projects not requiring the involvement of other agencies, a statement justifying the ability of the applicant to carry out the project independently should be included.)

Is coordination with outside agencies or groups required? If yes, check here:

1) If you checked the box above, please fill in the following. Otherwise skip to item 2) below:

Name/role of groups and agencies involved:

2) Fill this if you did not check the box above:

Ability to complete the project independently:

Completion of the TSAP update relies upon strong partnerships to identify issues, solutions and strategies to achieve the goals. There are many relationships in place which will be utilized as well as forming new partnerships. Groups may include but are not limited to:
 Clackamas County:
 Transportation Division of Dept. of Trans and Development

County Bike and Pedestrian Coordinator
 Transportation Maintenance
 Sheriff's Office
 Health, Housing and Human Service – Public Health, Social
 Services, Behavioral Health, Office of Children, Youth and Families,
 Housing Authority, Suicide Prevention, Juvenile Department
 County Public Affairs Staff
 Drive to Zero Advisory Board
 Traffic Safety Commission
 Safety Culture Workgroup
 Tourism
 Citizen Participation Organizations – through public meetings
 Clackamas Fire District #1, other fire districts
 School Districts (North Clackamas, Oregon City, Oregon Trail,
 Molalla):
 ODOT – Traffic Safety Coordinator
 Transit agencies
 Not for profit groups such as Oregon Impact
 Public at-large

C. Continuation

Plans to continue the project activities after funding ceases:

Clackamas County has realigned its organization and created a
 Transportation Safety Program with performance measures that
 include number of fatalities. The BCC adopted the current plan in
 2012, and will adopt a new plan, demonstrating the County's
 commitment to safety.

With the new plan and the broader scope, the goal is to create wider
 inclusion of County departments with a goal to have all County
 departments committed to safety and working in a collaborative and
 coordinated manner to include safety in all work.

Current efforts, such as the DTZ program, Traffic Safety Commission
 and internal safety groups will continue and the BCC has created a
 dedicated funding stream for the DTZ efforts.

V. Evaluation Plan

A. Evaluation Questions

*(You will be reporting on your objectives in your Project Evaluation. At a minimum
 each objective should be rephrased as an evaluation question. For example, what
 percentage of the public in (funded jurisdiction) wears a safety belt? What
 percentage increase is this? Add questions that demonstrate expected or
 potential impact of the project on the state or jurisdiction's traffic safety
 environment. Avoid yes/no evaluation questions.)*

Evaluation Question	
1.	Was a diverse TSAP stakeholder team including 4E sectors, multiple health sectors, citizens and businesses formed?
2.	Were the current transportation safety, health, and education data related to and influencing transportation safety reviewed and a report produced?
3.	Was the current TSAP reviewed and new TZD efforts analyzed and a new framework and report completed?
4.	Were a comprehensive suite of safety and health performance measures building up Clackamas County Strategic Priorities developed?
5.	Was a Transportation Safety Project Plan developed including a prioritization of systemic and hot-spot projects for County-maintained roadways?
6.	Was the 2017 Clackamas County TSAP adopted by Board of County Commissioners?

B. Data Requirements

1. Data to be collected: The Data Table presented as Exhibit A will be submitted with required quarterly reports.

2. Data System

Describe how the data will be collected, stored, and tabulated:

ODOT's crash data will be collected along with other relevant data sources such as 911 calls for service, health data, EMS and hospital data, as deemed appropriate by the technical team. Data will be analyzed using proper statistical methods to inform the status of safety and health in the County along with developing trending for future goals and actions items.

C. Evaluation Design

Describe how the data will be analyzed:

The data will be analyzed using proper statistical methods in order to provide a relevant picture of the status of health and safety in the County. Analysis will be done by engineering, but also may be completed by health professionals or others with specialized expertise related to the particular data set. This data analysis will assist in determining where safety efforts need to focus – education, engineering, enforcement, encouragement and/or evaluation.

D. Project Evaluation Preparation

A Project Evaluation Report will be submitted to TSD following the requirements given in the Agreements and Assurances.

VI. Grant Project Budget Summary

A. List of major budget items:

Consultant and sub-consultant time will be the largest budget item. County staff time and partner agency staff time will be submitted as a match to the grant request. Another item will include printing final plans for distribution.

B. Budget Allotment

The agency named in this document hereby applies for \$88,000.00 in Transportation Safety funds to be matched with \$23,188.10 in funds from source Direct staff time to carry out a traffic safety project described in this document.

VII. Budget and Cost Sharing

(Complete Form 737-1003 Budget and Cost Sharing. You may attach one page to explain specific requests. If you are applying for a multiple-year grant, you must include a separate budget for each year for which you are requesting funding.)

VIII. Exhibits

A. Exhibit A: Data Table

(To be developed at a later date.)

B. Exhibit B: Job Descriptions

(Provide copy of job descriptions of all positions assigned to the project 500 hours or more paid with grant funds.)

C. Exhibit C: Contracts or Service Agreements

(Provide signed copies of any contracts or other service agreements that are entered into by the grantee as part of this project. These shall be reviewed by TSD to determine whether the work to be accomplished is consistent with the objectives of the project. All contracts awarded by the grantee shall include the provision that any subcontracts include all provisions stated in the Agreements and Assurances.)

IX. Agreements and Assurances

(READ, sign and attach to the grant project application.)

X. Approval Signatures

I have read and understand the Agreements and Assurances stipulating the conditions under which the funds for which are being applied will be available and can be utilized.

The agency named in this document is prepared to become a recipient of the funds should the grant funds be awarded.

A. Agency Information

Agency Name*: Clackamas Co. Dept. of
Transportation Development
Street Address: 150 Beaver Creek Road
City: Oregon City
State: OR
Zip: 97045

B. Project Director

First Name: Joseph Last Name: Marek
Title: Traffic Engineering Supervisor Email: joem@co.clackamas.
or.us
Phone: (503) 742-4705 Fax: (503) 742-4659
Street Address: 150 Beaver Creek Road
City: Oregon City
State: OR
Zip: 97045

Signature: Joseph Marek Date: 10/3/2016

C. Authorizing Official of Agency Completing Application

First Name: Mike Last Name: Bezner
Title: Assistant Director, DTD Email: mikebez@co.clackamas.
or.us
Phone: (503) 742-4651 Fax: (503) 742-4659
Street Address: 150 Beaver Creek Road
City: Oregon City
State: OR
Zip: 97045

Signature: Mike Bezner Date: 10/4/16

*Non-profit agencies must submit proof of exempt status under Code Sec. 501(c)(3)

Mail signed copies to: Oregon Dept. of Transportation
Transportation Safety Division, MS 3
4040 Fairview Industrial Drive SE
Salem, OR 97302-1142

Email completed electronic copy to your TSD Program Manager.



Reports And Claims Due Dates

Project No.: RS-17-77-08
 Project Title: CLACKAMAS COUNTY TRANSPORTATION SAFETY PLAN UPDATE
 Calendar: FEDERAL FISCAL YEAR 2017 Grant Year: 2017

Reports/Claims	Due Dates
First Quarter (October 01 - December 31)	
Quarterly Reports	Tuesday, January 10, 2017
Claims for Reimbursement	Sunday, February 5, 2017
Second Quarter (January 01 - March 31)	
Quarterly Reports	Monday, April 10, 2017
Claims for Reimbursement	Friday, May 5, 2017
Third Quarter (April 01 - June 30)	
Quarterly Reports	Monday, July 10, 2017
Claims for Reimbursement	Saturday, August 5, 2017
Fourth Quarter (July 01 - September 30)	
Quarterly Reports	Tuesday, October 10, 2017
Claims for Reimbursement	Sunday, November 5, 2017
Project Evaluation Report	
Evaluation Report Due	Sunday, November 5, 2017
Claims for Reimbursement	
Final Claims	Sunday, November 5, 2017

Note: Claim reimbursement for any quarter will not be processed until the quarterly report has been received and signed by the TSD Program Manager.

If you file monthly claims, the last monthly claim for the quarter will not be paid unless the quarterly report has been received and signed by the TSD Program Manager.

The undersigned agree that the information included above has been reviewed and the required due dates and final deadlines are understood.

Project Director's Name: Joseph Marek

Project Director's Signature: *Joseph Marek* Date: 10/3/2016

RACIAL AND ETHNIC IMPACT STATEMENT

This form is used for informational purposes only and must be included with the grant application.

Chapter 600 of the 2013 Oregon Laws require applicants to include with each grant application a racial and ethnic impact statement. The statement provides information as to the disproportionate or unique impact the proposed policies or programs may have on minority persons¹ in the State of Oregon if the grant is awarded to a corporation or other legal entity other than natural persons.

- 1. [] The proposed grant project policies or programs could have a disproportionate or unique positive impact on the following minority persons:

Indicate all that apply:

- _____ Women
_____ Persons with Disabilities
_____ African-Americans
_____ Hispanics
_____ Asians or Pacific Islanders
_____ American Indians
_____ Alaskan Natives

- 2. [] The proposed grant project policies or programs could have a disproportionate or unique negative impact on the following minority persons:

Indicate all that apply:

- _____ Women
_____ Persons with Disabilities
_____ African-Americans
_____ Hispanics
_____ Asians or Pacific Islanders
_____ American Indians
_____ Alaskan Natives

- 3. [x] The proposed grant project policies or programs will have no disproportionate or unique impact on minority persons.

If you checked numbers 1 or 2 above, on a separate sheet of paper, provide the rationale for the existence of policies or programs having a disproportionate or unique impact on minority persons in this state. Further provide evidence of consultation with representative(s) of the affected minority persons.

I HEREBY CERTIFY on this 3rd day of October, 2016, the information contained on this form and any attachment is complete and accurate to the best of my knowledge.

Signature: [Handwritten Signature]
Printed Name: Joseph E. Mark
Title: Transportation Safety Program Manager

1 "Minority persons" are defined in SB 463 (2013 Regular Session) as women, persons with disabilities (as defined in ORS 174.107), African-Americans, Hispanics, Asians or Pacific Islanders, American Indians and Alaskan Natives.

Agreements and Assurances

Project Director:

Joseph Marek, Traffic Engineering
Supervisor

Joseph J. Marek
Signature

9/26/2016
Date

Designated Alternate:

Signature

Date

Authorizing Government Official:

Mike Bezner, Assistant Director, DTD

Mike Bezner
Signature

10/4/16
Date

TO BE COMPLETED BY TSD

Project No.: RS-17-77-08

Title: CLACKAMAS COUNTY
TRANSPORTATION SAFETY PLAN

OTC approval date:	<u>June 16, 2016</u>
Total project cost:	<u>\$111,188.10</u>
TSD grant funds:	<u>\$88,000.00</u>
All matching funds:	<u>\$23,188.10</u>
Matching source(s):	<u>Local</u>

Authority to approve modifications to this agreement is delegated to the Transportation Safety Division grant manager.

Manager, Transportation Safety Division Oregon
Department of Transportation

Date

ODOT GRANT BUDGET AND COST SHARING

Project No.: RS-17-77-08
 Project Name: CLACKAMAS COUNTY TRANSPORTATION SAFETY PLAN UPDATE
 Agency: Clackamas Co. Dept. of Transportation Development

Project Period: 10/01/16 (From) - 09/30/17 (To)

(Office Use Only)

Grant Adjustment #: 0
 Grant Adjust. Effective Date: 9/20/2016
 Project Yr. (1-2-3, Ongoing): _____

This form should include all budget information. If additional information is required for clarity, please include on a separate page referencing appropriate budget item.

1. Personnel Costs*

A. Staff assigned and estimated hours:	Hours	Rate	Total Cost
TranSafety Match - Admin Analyst	120.00 @ \$	54.93 /hr = \$	6,591.60
TranSafety Match - Supervisor	100.00 @ \$	85.89 /hr = \$	8,589.00
TranSafety Match - CE Senior	50.00 @ \$	78.47 /hr = \$	3,923.50
TranSafety Match - ET3	40.00 @ \$	54.60 /hr = \$	2,184.00
	0.00 @ \$	- /hr = \$	-
	0.00 @ \$	- /hr = \$	-
Staff Subtotal		\$	21,288.10

B. Overtime	Hours	Rate	Total Cost
	0.00 @ \$	- /hr = \$	-
	0.00 @ \$	- /hr = \$	-
Overtime Subtotal		\$	-

C. Volunteer Time	Hours	Rate	Total Cost
Volunteer Time	100.00 @ \$	19.00 /hr = \$	1,900.00
	0.00 @ \$	- /hr = \$	-
Volunteer Subtotal		\$	1,900.00

2. Personnel Benefits

A.	Unit Cost	# of Units	Total Cost
	\$ - @	0 =	\$ -
	\$ - @	0 =	\$ -
Benefits Subtotal		\$	-

3. Equipment

A.	Unit Cost	# of Units	Total Cost
	\$ - @	0 =	\$ -
	\$ - @	0 =	\$ -
	\$ - @	0 =	\$ -
	\$ - @	0 =	\$ -
Equipment Subtotal		\$	-

4. Materials/Printing

A.	Unit Cost	# of Units	Total Cost
Report Printing (50 reports)	\$ 60.00 @	50 =	\$ 3,000.00
	\$ - @	0 =	\$ -
	\$ - @	0 =	\$ -
Materials Subtotal		\$	3,000.00

5. Overhead/Indirect Costs

A.	Unit Cost	# of Units	Total Cost
	\$ - @	0 =	\$ -
	\$ - @	0 =	\$ -
Overhead Subtotal		\$	-

TSD FUNDS	MATCH	TOTAL
\$0.00	\$21,288.10	\$21,288.10
\$0.00	\$0.00	\$0.00
\$0.00	\$1,900.00	\$1,900.00
\$0.00	\$0.00	\$0.00
\$0.00	\$0.00	\$0.00
\$3,000.00	\$0.00	\$3,000.00
\$0.00	\$0.00	\$0.00

ODOT GRANT BUDGET AND COST SHARING

Project Number: CLACKAMAS COUNTY TRAN

6. Other Project Costs

A. Travel In-State	Unit Cost	# of Units	Total Cost
	\$ - @	0 =	\$ -
B. Travel Out-of-State (specify)***:			
	\$ - @	0 =	\$ -
C. Office Expenses (supplies, photocopy, telephone, postage)			
	\$ - @	0 =	\$ -
D. Other Costs (specify):			
1.)	\$ - @	0 =	\$ -
2.)	\$ - @	0 =	\$ -
3.)	\$ - @	0 =	\$ -
4.)	\$ - @	0 =	\$ -
5.)	\$ - @	0 =	\$ -
Other Project Costs Subtotal			\$ -

7. Consultation/Contractual Services **

A. TSAP Consultant	Unit Cost	# of Units	Total Cost
	\$ 85,000.00 @	1 =	\$ 85,000.00
B.	\$ - @	0 =	\$ -
Consultation/Contractual Services Total			\$ 85,000.00

8. Mini-Grants ***

	TSD	Match
A.	\$ -	\$ -
B.	\$ -	\$ -
C.	\$ -	\$ -
D.	\$ -	\$ -
E.	\$ -	\$ -
F.	\$ -	\$ -
G.	\$ -	\$ -
H.	\$ -	\$ -
Mini-Grants Subtotals	\$ -	\$ -

TOTAL

COST SHARING BREAKDOWN

1. TSD Funds	\$ 88,000.00	79%
2. Match: State		
3. Match: Local	\$ 23,188.10	21%
4. Match: Other (specify)		
a.)		
b.)		
c.)		
5. TOTAL COSTS	\$ 111,188.10	100%

TSD FUNDS	MATCH	TOTAL
\$0.00	\$0.00	\$0.00
\$0.00	\$0.00	\$0.00
\$0.00	\$0.00	\$0.00
\$0.00	\$0.00	\$0.00
\$85,000.00	\$0.00	\$85,000.00
\$0.00	\$0.00	\$0.00
\$88,000.00	\$23,188.10	\$111,188.10

Project Comments:

* Job descriptions for all positions assigned to grant for 500 hours or more must be included in Exhibit B.
 ** TSD approval required prior to expenditures.

FFY Agreements and Assurances

Failure to comply with applicable Federal statutes, regulations and directives may subject State officials to civil or criminal penalties and/or place the State in a high risk grantee status in accordance with 49 CFR §18.12.

Each fiscal year the State will sign these Certifications and Assurances that the State complies with all applicable Federal statutes, regulations, and directives in effect with respect to the periods for which it receives grant funding. Applicable provisions include, but not limited to, the following:

- 23 U.S.C. Chapter 4 - Highway Safety Act of 1966, as amended;
- 49 CFR Part 18 - Uniform Administrative Requirements for Grants and Cooperative Agreements to State and Local Governments
- 23 CFR Chapter II - (§§1200, 1205, 1206, 1250, 1251, & 1252) Regulations governing highway safety programs
- NHTSA Order 462-6C - Matching Rates for State and Community Highway Safety Programs
- Highway Safety Grant Funding Policy for Field-Administered Grants

Certifications and Assurances

Section 402 Requirements (as amended by Pub. L. 112-141)

The Governor is responsible for the administration of the State highway safety program through a State highway safety agency which has adequate powers and is suitably equipped and organized (as evidenced by appropriate oversight procedures governing such areas as procurement, financial administration, and the use, management, and disposition of equipment) to carry out the program (23 USC 402(b) (1) (A));

The political subdivisions of this State are authorized, as part of the State highway safety program, to carry out within their jurisdictions local highway safety programs which have been approved by the Governor and are in accordance with the uniform guidelines promulgated by the Secretary of Transportation (23 USC 402(b) (1) (B));

At least 40 per cent of all Federal funds apportioned to this State under 23 USC 402 for this fiscal year will be expended by or for the benefit of the political subdivision of the State in carrying out local highway safety programs (23 USC 402(b) (1) (C)), unless this requirement is waived in writing;

This State's highway safety program provides adequate and reasonable access for the safe and convenient movement of physically handicapped persons, including those in wheelchairs, across curbs constructed or

replaced on or after July 1, 1976, at all pedestrian crosswalks (23 USC 402(b) (1) (D));

The State will implement activities in support of national highway safety goals to reduce motor vehicle related fatalities that also reflect the primary data-related crash factors within the State as identified by the State highway safety planning process, including:

- National law enforcement mobilizations and high-visibility law enforcement mobilizations,
- Sustained enforcement of statutes addressing impaired driving, occupant protection, and driving in excess of posted speed limits,
- An annual statewide safety belt use survey in accordance with criteria established by the Secretary for the measurement of State safety belt use rates to ensure that the measurements are accurate and representative,
- Development of statewide data systems to provide timely and effective data analysis to support allocation of highway safety resources.
- Coordination of its highway safety plan, data collection, and information systems with the State strategic highway safety plan (as defined in section 148)(a)).

(23 USC 402 (b)(1)(F));

The State shall actively encourage all relevant law enforcement agencies in the State to follow the guidelines established for vehicular pursuits issued by the International Association of Chiefs of Police that are currently in effect. (23 USC 402 (j)).

Cash drawdowns will be initiated only when actually needed for disbursement. 49 CFR 18.20

Cash disbursements and balances will be reported in a timely manner as required by NHTSA. 49 CFR 18.21.

The same standards of timing and amount, including the reporting of cash disbursement and balances, will be imposed upon any secondary recipient organizations. 49 CFR 18.41.

Failure to adhere to these provisions may result in the termination of drawdown privileges.

The State has submitted appropriate documentation for review to the single point of contact designated by the Governor to review Federal programs, as required by Executive Order 12372 (Intergovernmental Review of Federal Programs);

Equipment acquired under this agreement for use in highway safety program areas shall be used and kept in operation for highway safety purposes by the State; or the State, by formal agreement with appropriate officials of a political subdivision or State agency, shall cause such equipment to be used and

kept in operation for highway safety purposes (23 CFR 1200.21);

The State will comply with all applicable State procurement procedures and will maintain a financial management system that complies with the minimum requirements of 49 CFR 18.20;

Federal Funding Accountability and Transparency Act (FFATA)

The State will comply with FFATA guidance, OMB Guidance on FFATA Subaward and Executive Compensation Reporting August 27, 2010, (https://www.fsrs.gov/documents/OMB_Guidance_on_FFATA_Subaward_and_Executive_Compensation_Reporting_08272010.pdf) by reporting to FSRS.gov for each sub-grant awarded:

- Name of the entity receiving the award;
- Amount of the award;
- Information on the award including transaction type, funding agency, the North American Industry Classification System code or Catalog of Federal Domestic Assistance number (where applicable), program source;
- Location of the entity receiving the award and the primary location of performance under the award, including the city, State, congressional district, and country; and an award title descriptive of the purpose of each funding action;
- A unique identifier (DUNS);
- The names and total compensation of the five most highly compensated officers of the entity if—of the entity receiving the award and of the parent entity of the recipient, should the entity be owned by another entity;

(i) the entity in the preceding fiscal year received
(I) 80 percent or more of its annual gross revenues in Federal awards; and (II) \$25,000,000 or more in annual gross revenues from Federal awards; and (ii) the public does not have access to information about the compensation of the senior executives of the entity through periodic reports filed under section 13(a) or 15(d) of the Securities Exchange Act of 1934 (15 U.S.C. 78m(a), 78o(d)) or section 6104 of the Internal Revenue Code of 1986;

- Other relevant information specified by OMB guidance.

The State highway safety agency will comply with all Federal statutes and implementing regulations relating to nondiscrimination. These include but are not limited to: (a) Title VI of the Civil Rights Act of 1964 (P.L. 88-352) which prohibits discrimination on the basis of race, color or national origin (and 49 CFR Part 21); (b) Title IX of the Education Amendments of 1972, as amended (20 U.S.C. (Revised 01/27/2014)

§§ 1681-1683, and 1685-1686), which prohibits discrimination on the basis of sex; (c) Section 504 of the Rehabilitation Act of 1973, as amended (29 U.S.C. §794) and the Americans with Disabilities Act of 1990 (42 USC § 12101, *et seq.*; PL 101-336), which prohibits discrimination on the basis of disabilities (and 49 CFR Part 27); (d) the Age Discrimination Act of 1975, as amended (42U.S.C. §§ 6101-6107), which prohibits discrimination on the basis of age; (e) the Drug Abuse Office and Treatment Act of 1972 (P.L. 92-255), as amended, relating to nondiscrimination on the basis of drug abuse; (f) the comprehensive Alcohol Abuse and Alcoholism Prevention, Treatment and Rehabilitation Act of 1970 (P.L. 91-616), as amended, relating to nondiscrimination on the basis of alcohol abuse of alcoholism; (g) §§ 523 and 527 of the Public Health Service Act of 1912 (42 U.S.C. §§ 290 dd-3 and 290 ee-3), as amended, relating to confidentiality of alcohol and drug abuse patient records; (h) Title VIII of the Civil Rights Act of 1968 (42 U.S.C. §§ 3601 *et seq.*), as amended, relating to nondiscrimination in the sale, rental or financing of housing; (i) any other nondiscrimination provisions in the specific statute(s) under which application for Federal assistance is being made; The Civil Rights Restoration Act of 1987, which provides that any portion of a state or local entity receiving federal funds will obligate all programs or activities of that entity to comply with these civil rights laws; and, (k) the requirements of any other nondiscrimination statute(s) which may apply to the application.

The Drug-free Workplace Act of 1988 (41 U.S.C. 702);:

The State will provide a drug-free workplace by:

- a. Publishing a statement notifying employees that the unlawful manufacture, distribution, dispensing, possession or use of a controlled substance is prohibited in the grantee's workplace and specifying the actions that will be taken against employees for violation of such prohibition;
- b. Establishing a drug-free awareness program to inform employees about:
 1. The dangers of drug abuse in the workplace.
 2. The grantee's policy of maintaining a drug-free workplace.
 3. Any available drug counseling, rehabilitation, and employee assistance programs.
 4. The penalties that may be imposed upon employees for drug violations occurring in the workplace.
- c. Making it a requirement that each employee engaged in the performance of the grant be given a copy of the statement required by paragraph (a).
- d. Notifying the employee in the statement required by paragraph (a) that, as a condition of employment under the grant, the employee will –
 1. Abide by the terms of the statement.

2. Notify the employer of any criminal drug statute conviction for a violation occurring in the workplace no later than five days after such conviction.
- e. Notifying the agency within ten days after receiving notice under subparagraph (d) (2) from an employee or otherwise receiving actual notice of such conviction.
- f. Taking one of the following actions, within 30 days of receiving notice under subparagraph (d) (2), with respect to any employee who is so convicted -
 1. Taking appropriate personnel action against such an employee, up to and including termination.
 2. Requiring such employee to participate satisfactorily in a drug abuse assistance or rehabilitation program approved for such purposes by a Federal, State, or local health, law enforcement, or other appropriate agency.
- g. Making a good faith effort to continue to maintain a drug-free workplace through implementation of paragraphs (a), (b), (c), (d), (e), and (f) above.

Buy America Act

The State will comply with the provisions of the Buy America Act, 23 U.S.C. § 313, which prohibits States from using highway grant funds under 23 U.S.C Chapter 4 to purchase products, unless they are produced in the United States. This prohibition applies to steel, iron and all manufactured products, unless the Secretary of Transportation has determined that it is appropriate to waive the Buy America Act requirement. There is no minimum purchase threshold that exempts the need for a waiver. For compliance purposes, American-made covers any product that is manufactured or assembled in the United States.

The Secretary of Transportation may waive the Buy America Act requirement if: 1) the requirements would be inconsistent with the public interest (public interest waiver); 2) the products are not produced in the United States in sufficient and reasonably available quantities and of satisfactory quality (non-availability waiver); or 3) use of products produced in the United States would increase the overall cost of a product by more than percent (cost waiver). States may request a waiver of the Buy America Act requirements for purchases made with funds provided through grants under 23 U.S.C. §§ 402 and 405, provided they satisfy one of the above conditions.

Political Activity (Hatch Act)

The State will comply, as applicable, with provisions of the Hatch Act (5 U.S.C. §§1501-1508 and 7324-7328) which limit the political activities of employees whose principal

employment activities are funded in whole or in part with Federal funds.

Certification Regarding Federal Lobbying

Certification for Contracts, Grants, Loans, and Cooperative Agreements

The undersigned certifies, to the best of his or her knowledge and belief, that:

1. No Federal appropriated funds have been paid or will be paid, by or on behalf of the undersigned, to any person for influencing or attempting to influence an officer or employee of any agency, a Member of Congress, an officer or employee of Congress, or an employee of a Member of Congress in connection with the awarding of any Federal contract, the making of any Federal grant, the making of any Federal loan, the entering into of any cooperative agreement, and the extension, continuation, renewal, amendment, or modification of any Federal contract, grant, loan, or cooperative agreement.
2. If any funds other than Federal appropriated funds have been paid or will be paid to any person for influencing or attempting to influence an officer or employee of any agency, a Member of Congress, an officer or employee of Congress, or an employee of a Member of Congress in connection with this Federal contract, grant, loan, or cooperative agreement, the undersigned shall complete and submit Standard Form-LLL, "Disclosure Form to Report Lobbying," in accordance with its instructions.
3. The undersigned shall require that the language of this certification be included in the award documents for all sub-award at all tiers (including subcontracts, subgrants, and contracts under grant, loans, and cooperative agreements) and that all subrecipients shall certify and disclose accordingly.

This certification is a material representation of fact upon which reliance was placed when this transaction was made or entered into. Submission of this certification is a prerequisite for making or entering into this transaction imposed by section 1352, title 31, U.S. Code. Any person who fails to file the required certification shall be subject to a civil penalty of not less than \$10,000 and not more than \$100,000 for each such failure.

Restriction on State Lobbying

None of the funds under this program will be used for any activity specifically designed to urge or influence a State or local legislator to favor or oppose the adoption of any specific legislative proposal pending before any State or local legislative body. Such activities include both direct and indirect (e.g., "grassroots") lobbying activities, with one exception. This does not preclude a State official whose salary is supported with NHTSA funds from engaging in direct communications with State or local legislative officials, in accordance with customary State practice, even if such communications urge

legislative officials to favor or oppose the adoption of a specific pending legislative proposal.

Certification Regarding Debarment and Suspension

Instructions for Primary Certification

1. By signing and submitting this proposal, the prospective primary participant is providing the certification set out below.
2. The inability of a person to provide the certification required below will not necessarily result in denial of participation in this covered transaction. The prospective participant shall submit an explanation of why it cannot provide the certification set out below. The certification or explanation will be considered in connection with the department or agency's determination whether to enter into this transaction. However, failure of the prospective primary participant to furnish a certification or an explanation shall disqualify such person from participation in this transaction.
3. The certification in this clause is a material representation of fact upon which reliance was placed when the department or agency determined to enter into this transaction. If it is later determined that the prospective primary participant knowingly rendered an erroneous certification, in addition to other remedies available to the Federal Government, the department or agency may terminate this transaction for cause or default.
4. The prospective primary participant shall provide immediate written notice to the department or agency to which this proposal is submitted if at any time the prospective primary participant learns its certification was erroneous when submitted or has become erroneous by reason of changed circumstances.
5. The terms *covered transaction*, *debarred*, *suspended*, *ineligible*, *lower tier covered transaction*, *participant*, *person*, *primary covered transaction*, *principal*, *proposal*, and *voluntarily excluded*, as used in this clause, have the meaning set out in the Definitions and coverage sections of 49 CFR Part 29. You may contact the department or agency to which this proposal is being submitted for assistance in obtaining a copy of those regulations.
6. The prospective primary participant agrees by submitting this proposal that, should the proposed covered transaction be entered into, it shall not knowingly enter into any lower tier covered transaction with a person who is proposed for debarment under 48 CFR Part 9, subpart 9.4, debarred, suspended, declared ineligible, or voluntarily excluded from participation in this covered transaction, unless authorized by the department or agency entering into this transaction.
7. The prospective primary participant further agrees by submitting this proposal that it will include the clause titled "Certification Regarding Debarment, Suspension, Ineligibility and Voluntary Exclusion-Lower Tier Covered Transaction," provided by the department or agency entering into this covered transaction, without modification, in all lower tier covered transactions and in all solicitations for lower tier covered transactions.
8. A participant in a covered transaction may rely upon a certification of a prospective participant in a lower tier covered transaction that it is not proposed for debarment under 48 CFR Part 9, subpart 9.4, debarred, suspended, ineligible, or voluntarily excluded from the covered transaction, unless it knows that the certification is erroneous. A participant may decide the method and frequency by which it determines the eligibility of its principals. Each participant may, but is not required to, check the list of Parties Excluded from Federal Procurement and Non-procurement Programs.
9. Nothing contained in the foregoing shall be construed to require establishment of a system of records in order to render in good faith the certification required by this clause. The knowledge and information of a participant is not required to exceed that which is normally possessed by a prudent person in the ordinary course of business dealings.
10. Except for transactions authorized under paragraph 6 of these instructions, if a participant in a covered transaction knowingly enters into a lower tier covered transaction with a person who is proposed for debarment under 48 CFR Part 9, subpart 9.4, suspended, debarred, ineligible, or voluntarily excluded from participation in this transaction, in addition to other remedies available to the Federal Government, the department or agency may terminate this transaction for cause or default.

Certification Regarding Debarment, Suspension, and Other Responsibility Matters-Primary Covered Transactions

1. The prospective primary participant certifies to the best of its knowledge and belief, that its principals:
 - a. Are not presently debarred, suspended, proposed for debarment, declared ineligible, or voluntarily excluded by any Federal department or agency;
 - b. Have not within a three-year period preceding this proposal been convicted of or had a civil judgment rendered against them for commission of fraud or a criminal offense in connection with obtaining, attempting to obtain, or performing a public (Federal, State or local) transaction or contract under a public transaction; violation of Federal or State antitrust statutes or commission of embezzlement, theft, forgery, bribery, falsification or destruction of record, making false statements, or receiving stolen property;
 - c. Are not presently indicted for or otherwise criminally or civilly charged by a governmental entity (Federal, State or Local) with commission of any of the offenses

enumerated in paragraph (1)(b) of this certification; and

- d. Have not within a three-year period preceding this application/proposal had one or more public transactions (Federal, State, or local) terminated for cause or default.
2. Where the prospective primary participant is unable to certify to any of the Statements in this certification, such prospective participant shall attach an explanation to this proposal.

Instructions for Lower Tier Certification

1. By signing and submitting this proposal, the prospective lower tier participant is providing the certification set out below.
2. The certification in this clause is a material representation of fact upon which reliance was placed when this transaction was entered into. If it is later determined that the prospective lower tier participant knowingly rendered an erroneous certification, in addition to other remedies available to the Federal government, the department or agency with which this transaction originated may pursue available remedies, including suspension and/or debarment.
3. The prospective lower tier participant shall provide immediate written notice to the person to which this proposal is submitted if at any time the prospective lower tier participant learns that its certification was erroneous when submitted or has become erroneous by reason of changed circumstances.
4. The terms *covered transaction*, *debarred*, *suspended*, *ineligible*, *lower tier covered transaction*, *participant*, *person*, *primary covered transaction*, *principal*, *proposal*, and *voluntarily excluded*, as used in this clause, have the meanings set out in the Definition and Coverage sections of 49 CFR Part 29. You may contact the person to whom this proposal is submitted for assistance in obtaining a copy of those regulations.
5. The prospective lower tier participant agrees by submitting this proposal that, should the proposed covered transaction be entered into, it shall not knowingly enter into any lower tier covered transaction with a person who is proposed for debarment under 48 CFR Part 9, subpart 9.4, debarred, suspended, declared ineligible, or voluntarily excluded from participation in this covered transaction, unless authorized by the department or agency with which this transaction originated.
6. The prospective lower tier participant further agrees by submitting this proposal that it will include the clause titled "Certification Regarding Debarment, Suspension, Ineligibility and Voluntary Exclusion -- Lower Tier Covered Transaction," without

modification, in all lower tier covered transactions and in all solicitations for lower tier covered transactions. (See below)

7. A participant in a covered transaction may rely upon a certification of a prospective participant in a lower tier covered transaction that it is not proposed for debarment under 48 CFR Part 9, subpart 9.4, debarred, suspended, ineligible, or voluntarily excluded from the covered transaction, unless it knows that the certification is erroneous. A participant may decide the method and frequency by which it determines the eligibility of its principals. Each participant may, but is not required to, check the List of Parties Excluded from Federal Procurement and Non-procurement Programs.
8. Nothing contained in the foregoing shall be construed to require establishment of a system of records in order to render in good faith the certification required by this clause. The knowledge and information of a participant is not required to exceed that which is normally possessed by a prudent person in the ordinary course of business dealings.
9. Except for transactions authorized under paragraph 5 of these instructions, if a participant in a covered transaction knowingly enters into a lower tier covered transaction with a person who is proposed for debarment under 48 CFR Part 9, subpart 9.4, suspended, debarred, ineligible, or voluntarily excluded from participation in this transaction, in addition to other remedies available to the Federal government, the department or agency with which this transaction originated may pursue available remedies, including suspension and/or debarment.

Certification Regarding Debarment, Suspension, Ineligibility and Voluntary Exclusion -- Lower Tier Covered Transactions:

1. The prospective lower tier participant certifies, by submission of this proposal, that neither it nor its principals is presently debarred, suspended, proposed for debarment, declared ineligible, or voluntarily excluded from participation in this transaction by any Federal department or agency.
2. Where the prospective lower tier participant is unable to certify to any of the statements in this certification, such prospective participant shall attach an explanation to this proposal.

Policy to Ban Text Messaging While Driving

In accordance with Executive Order 13513, Federal Leadership On Reducing Text Messaging While Driving, and DOT Order 3902.10, Text Messaging While Driving, States are encouraged to:

1. Adopt and enforce workplace safety policies to decrease crashes caused by distracted driving including policies to ban text messaging while driving—
 - a. Company-owned or -rented vehicles, or Government-owned, leased or rented vehicles; or

- b. Privately-owned when on official Government business or when performing any work on or behalf of the Government.
2. Conduct workplace safety initiatives in a manner commensurate with the size of the business, such as
- a. Establishment of new rules and programs or re-evaluation of existing programs to prohibit text messaging while driving; and
 - b. Education, awareness, and other outreach to employees about the safety risks associated with texting while driving.

Environmental Impact

The Governor's Representative for Highway Safety has reviewed the State's Fiscal Year highway safety planning document and hereby declares that no significant environmental impact will result from implementing this Highway Safety Plan. If, under a future revision, this Plan will be modified in such a manner that a project would be instituted that could affect environmental quality to the extent that a review and statement would be necessary, this office is prepared to take the action necessary to comply with the National Environmental Policy Act of 1969 (42 USC 4321 et seq.) and the implementing regulations of the Council on Environmental Quality (40 CFR Parts 1500-1517).

Oregon General Grant Regulations

Any federal funds committed shall be subject to the continuation of funds made available to TSD by the National Highway Traffic Safety Administration (NHTSA) and the Federal Highway Administration (FHWA) by statute or administrative action. Projects are funded for the federal fiscal year, which is October 1 through September 30 or the state fiscal year, which is July 1 through June 30. Typical grants are for one year but may be continued for up to two additional years. Public information and education projects are continued indefinitely.

The grantee shall ensure compliance with 49 CFR Part 18.42 which addresses retention and access requirements for grant-related records. The State, the federal grantor agency and the Comptroller General of the United States, or any of their authorized representatives, shall have the right of access to any books, documents, papers or other records of the grantee which are pertinent to the grant. These records must be retained for a period of six years starting on the date the grantee submits its final request for reimbursement for this grant.

Any obligation of grant funds extends only to those costs incurred by the grantee after "Authorization to Proceed" for the particular part of the program involving costs.

Grant funds shall not be used for activities previously carried out with the grantee's own resources (supplanting).

Income earned through services conducted through the project should be used to offset the cost of the project and be included in the Budget and Cost Summary.

The grantee shall ensure that all grant-related expenditures are included as a part of entity-wide audits conducted in accordance with the Single Audit Act of 1984 (31 USC 7561-7). The grantee shall provide TSD a copy of all Single Audit Reports covering the time period of the grant award as soon as they become available. Federal funds received have the following Catalog of Federal Domestic Assistance (CFDA) numbers: 20.205, Highway Planning and Construction, 20.600, State and Community Highway Safety; 20.601, Alcohol Impaired Driving Countermeasures Incentive Grants; 20.602, Occupant Protection Incentive Grants; 20.608, Minimum Penalties for Repeat Offenders for Driving While Intoxicated; 20.609, Safety Belt Performance Grants; 20.610, State Traffic Safety Information System Improvement Grants; 20.611, Incentive Grant Program to Prohibit Racial Profiling; 20.612, Incentive Grant Program to Increase Motorcyclist Safety; 20.613, Child Safety and Child Booster Seats Incentive Grants; and 20.616, National Priority Programs – MAP-21.

The grantee shall reimburse TSD within 30 days for any ineligible or unauthorized expenditures as determined by a state or federal review for which grant funds have been claimed and payment received.

The grantee, its subcontractors, if any, and all employers working under this agreement are subject employers under the Oregon Workers' Compensation Law and shall comply with ORS 656.017, which requires them to provide workers' compensation coverage for all their subject workers.

The grantee shall make purchases of any equipment, materials, or services pursuant to this Agreement under procedures consistent with those outlined in ORS Chapter 279A, 279B and 279C; the Attorney General Model Procurement Rules, OAR Chapter 137, Divisions 46, 47, 48 and 49, as may have been modified by a contracting agency pursuant to ORS 279A.065. [The Oregon Department of Administrative Services Administrative Rules (Oregon Administrative Rules, Chapter 125: and Oregon State Law, ORS Chapter 279)].

The grantee shall defend, save and hold harmless the State of Oregon, including the Oregon Transportation Commission, the Oregon Transportation Safety Committee, the Department of Transportation, the Transportation Safety Division, and their members, officers, agents, and employees from all claims, suits, or actions of whatever nature arising out of the performance of this Agreement, except for claims arising out of the negligent acts or omissions of the State of Oregon, its employees, or representatives. This provision is subject to the limitations, if applicable, set forth in Article XI, Section 10 of the Oregon Constitution and in the Oregon Tort Claims Act, ORS 30.260 to 30.300.

Project Director's Responsibilities

The Project Director is responsible for fulfilling this Agreement and establishing and maintaining procedures that will ensure the effective administration of the project objectives. The Project Director shall:

1. Establish or use an accounting system that conforms to generally accepted accounting principles, and ensure that source documents are developed which will reliably account for the funds expended.
2. Maintain copies of job descriptions and resumes of persons hired for all project-related positions which are funded at 0.25 FTE or more.
3. Maintain records showing actual hours utilized in project-related activity by all grant-funded personnel and by all other staff personnel or volunteers whose time is used as in-kind match.
4. Complete a Quarterly Highway Safety Project Report. Each report must be signed by the Project Director or the Designated Alternate, and submitted to TSD by the tenth of the month following the close of each calendar quarter for the duration of the grant period. The Designated Alternate is an individual who is given the authority to sign Quarterly Highway Safety Project Reports for the Project Director, in the event he/she is unable to sign due to circumstances beyond his/her control.
5. Submit a Claim for Reimbursement within 35 days of the end of the calendar quarter in which expenses were incurred, using the form provided by TSD as follows:
 - a. Copies of invoices and/or receipts for all specified items must be submitted to TSD upon request with the Claim for Reimbursement;
 - b. claims may be submitted monthly, and must be submitted at least quarterly; and,
 - c. claims must be signed by the Project Director or the Designated Alternate (duplicated signatures will not be accepted).
6. Prepare a Project Directors Final Evaluation Report in accordance with the Evaluation Plan described in the grant document. The report will be no more than ten pages and will include the following elements:
 - a. A summary of the project including problems addressed, objectives, major activities, and accomplishments as they relate to the objectives;
 - b. a summary of the costs of the project including amount paid by TSD, funded agency, other agencies, and private sources. The amount of volunteer time should be identified;
 - c. discussion of implementation process so that other agencies implementing similar projects can learn from your experiences; What went as planned? What didn't work as expected? What important elements made the project successful or not as successful as expected?

- d. responses to Evaluation Questions. List each question and answer (refer to Data Table); and,
- e. completed Data Table.

The Project Director's Final Evaluation Report must be submitted within 35 days following the last day of the grant period.

Project Revision

1. Any proposed changes in the project objectives, key project personnel, time period, budget, or mailing address must be requested in writing, and receive approval by TSD. A Grant Adjustment Form will be signed by both TSD and the grantee.
2. Any time extension in the project period must be requested at least six weeks prior to the end of the project period and approved by the federal grantor agency if the end of federal fiscal year is involved.

Contracts and Other Service Agreements

1. Any contracts or other service agreements that are entered into by the grantee as part of this project shall be reviewed and approved by TSD to determine whether the work to be accomplished is consistent with the objectives of the project, and whether the provisions of paragraphs 2 through 4 of this section are considered.
2. All contracts awarded by the grantee shall include the provision that any subcontracts include all provisions stated in this section or the provision that no subcontracts shall be awarded.
3. The grantee shall ensure that each contractor adhere to applicable requirements established for the grant and that each contract include provisions for the following:
 - a. Administrative, contractual, or legal remedies in instances where contractors violate or breach contract terms, and provide for such sanctions and penalties as may be appropriate;
 - b. mandatory standards and policies relating to energy efficiency which are contained in the state energy conservation plan issued in compliance with the Energy Policy and Conservation Act (PL 94-163);
 - c. access by the grantee, the state, the federal grantor agency, the Comptroller General of the United States, or any of their duly authorized representatives, to any books, documents, papers, and records of the contractor which are directly pertinent to that specific contract, for the purpose of making audit, examination, excerpts, and transcriptions. Grantees shall require contractors to maintain all required records for three years after grantees make final payments and all other pending matters are closed;
 - d. notice of grantor agency requirements and regulations pertaining to reporting, requirements and regulations pertaining to patent rights with respect to any discovery or invention which arises or is developed in the course of or under such contract, and

requirements and regulations pertaining to copyrights and rights in data.

4. Where applicable, contracts shall include the following provisions:
 - a. Termination for cause and for convenience by the grantee including the manner by which it will be effected and the basis for the settlement (Contracts in excess of \$10,000);
 - b. Compliance with Executive Order 11246 of September 24, 1965 entitled "Equal Employment Opportunity," as amended by Executive Order 11375 of October 13, 1967 and supplemented in Dept. of Labor regulations (41 CFR Part 60) (Contracts in excess of \$10,000);
 - c. Compliance with sections 103 and 107 of the Contract Work Hours and Safety Standards Act (40 USC 327-330) as supplemented by Dept. of Labor regulations (29 CFR Part 5) (Contracts in excess of \$2,500);
 - d. Bidders, proposers, and applicants must certify that neither they nor their principals is presently debarred, suspended, proposed for debarment, declared ineligible, or voluntarily excluded from participating in this transaction by any federal agency or department (Contracts in excess of \$25,000).

Travel

1. The grantee shall keep a record of all significant travel. In-state trips outside the grantee's jurisdiction should be summarized on Quarterly Highway Safety Project Reports.
2. All out-of-state travel must be pre-approved by TSD. To receive authorization, the trip must be detailed on the project budget or requested in a grant adjustment. Reports on out-of-state trips shall be summarized on Quarterly Highway Safety Program Report.
3. Reimbursement will only be authorized for travel of persons employed by the grantee in project-related activities unless prior written approval is granted by TSD.

Development of Printed or Production Materials

1. The grantee shall provide TSD with draft copies of all materials developed using grant funds. TSD may suggest revisions and must approve production.
2. All brochures; course, workshop and conference announcements; and other materials that are developed and/or printed using grant funds shall include a statement crediting TSD and federal participation.
3. Materials produced through this project shall be provided to TSD for its use and distribution and may

not be sold for profit by either the grantee or any other party.

Equipment Purchased with Grant Funds

1. A Residual Value Agreement shall be completed and submitted to TSD if grant funds are used in whole or in part to acquire any single item equipment costing \$5,000 or more or at TSD discretion. A copy of the original vendor's invoice indicating quantity, description, manufacturer's identification number and cost of each item will be attached to the signed agreement. All equipment should be identified with a property identification number.
2. All material and equipment purchased shall be produced in the United States in accordance with Section 165 of the Surface Transportation Assistance Act of 1982 (Pub. L. 97-424; 96 Stat. 2097) unless the Secretary of Transportation has determined under Section 165 that it is appropriate to waive this agreement.
3. Material and equipment shall be used in the program or activity for which it was acquired as long as needed, whether or not the project continues to be supported by grant funds. Ownership of equipment acquired with grant funds shall be vested with the grantee. Costs incurred for maintenance, repairs, updating, or support of such equipment shall be borne by the grantee.
4. If any material or equipment ceases to be used in project activities, the grantee agrees to promptly notify TSD. In such event, TSD may direct the grantee to transfer, return, keep, or otherwise dispose of the equipment.

Termination

1. TSD may terminate this Agreement for convenience in whole or in part whenever:
 - a. The requisite state and/or federal funding becomes unavailable through failure of appropriation or otherwise; or,
 - b. The requisite local funding to continue this project becomes unavailable to grantee; or,
 - c. Both parties agree that continuation of the project would not produce results commensurate with the further expenditure of funds.
2. TSD may, by written notice to grantee, terminate this Agreement for any of the following reasons:
 - a. The grantee takes any action pertaining to this Agreement without the approval of TSD and which under the provisions of this agreement would have required the approval of TSD; or,
 - b. The commencement, prosecution, or timely completion of the project by grantee is, for any reason, rendered improbable, impossible, or illegal; or,
 - c. The grantee is in default under any provision of this Agreement.

Conditions of Project Approval

Actions taken by the Oregon Transportation Safety Committee, if any, regarding conditions under which this project is approved are given in the Conditions of Approval. The grantee agrees to follow these conditions in implementing the project.

Contract Provisions and Signatures

It is understood and agreed that the grantee shall comply with all federal, state, and local laws, regulations, or

ordinances applicable to this agreement and that this Agreement is contingent upon grantee complying with such requirements.

This Agreement shall be executed by those officials authorized to execute this Agreement on the grantee's behalf. In the event grantee's governing body delegates signature of the Agreement, grantee shall attach to this Agreement a copy of the motion or resolution which authorizes said officials to execute this Agreement, and shall also certify its authenticity.

Grant Application Lifecycle Form

Use this form to track your potential grant from conception to submission.

Sections of this form are designed to be completed in collaboration between department program and fiscal staff.

** CONCEPTION **

Note: The processes outlined in this form are not applicable to disaster recovery grants.

Section I: Funding Opportunity Information - To be completed by Requester

Lead Department: DTD-Transportation Safety Grant Renewal? Yes No

Name of Funding Opportunity: Safe Communities Grant
Funding Source: Federal State Local: Nat Hwy Trans Safety Admin
Requestor Information (Name of staff person initiating form): Joseph Marek
Requestor Contact Information: 503-742-4705
Department Fiscal Representative: Diedre Landon
Program Name or Number (please specify): 02108 - Clackamas County Safe Communities
Brief Description of Project:

The Clackamas County Safe Communities Program has received funds from this grant since program inception in 2005. Funding for this grant will support an update of the 2012 Clackamas County Transportation Safety Action Plan. The BCC will adopt the updated plan.

Name of Funding (Granting) Agency: Oregon Department Of Transportation - Transportation Safety Division

Agency's Web Address for Grant Guidelines and Contact Information:

Walter McAllister - ODOT-TSD - MS3 - 4040 Fairview Industrial Drive SE - Salem, OR 97302-1142 -
Walter.J.McAllister@odot.state.or.us - 503-986-4187 -http://www.oregon.gov/ODOT/TS/Pages/grantee.aspx

OR

Application Packet Attached: Yes No

Completed By: Joseph Marek, Transportation Safety Program Manager Date

**** NOW READY FOR SUBMISSION TO DEPARTMENT FISCAL REPRESENTATIVE ****

Section II: Funding Opportunity Information - To be completed by Department Fiscal Rep

Competitive Grant Non-Competing Grant/Renewal Other Notification Date: _____
CFDA(s), if applicable: 20.205
Announcement Date: 7/31/2016 Announcement/Opportunity: na
Grant Category/Title: Safe Communities Max Award Value: _____
Allows Indirect/Rate: yes Match Requirement: 20%
Application Deadline: 9/15/2016 Other Deadlines: _____
Grant Start Date: 10/1/2016 Other Deadline Description: _____
Grant End Date: 9/30/2016
Completed By: Joseph Marek and Patty McMillan
Pre-Application Meeting Schedule: _____

Section III: Funding Opportunity Information - To be completed at Pre-Application Meeting by Dept Program and Fiscal Staff

Mission/Purpose:

1. How does the grant support the Department's Mission/Purpose/Goals?

The Safe Communities program - also called Drive to Zero - has a mission to reduce fatal and serious injury crashes. The goal of the TSAP is to reduce fatal and serious injury crashes by 50% by 2022. This grant funds projects that support the reduction of crash occurrence with education, enforcement, messaging, data collection and other support which is in alignment with the department's mission and goals.

2. How does the grant support the Division's Mission/Purpose/Goals? (If applicable)

The grant supports the division goals in the same manner as the department goals by ensuring safe, healthy and secure communities.

3. What, if any, are the community partners who might be better suited to perform this work?

None

4. What are the objectives of this grant? How will we meet these objectives?

The objective of this grant will be to update the TSAP which will be completed via a consultant contract.

5. Does the grant proposal fund an existing program? If yes, which program? If no, what should the program be called and what is its purpose?

Yes, this grant funds fund a portion of the Drive-to-Zero Program (formerly Safe Communities).

Organizational Capacity:

1. Does the organization have adequate and qualified staff? If yes, what types of staff are required? If no, can staff be hired within the grant timeframe?

Yes, the organization has adequate staff for this grant including Program Director - Joseph Marek and Program Coordinator - Patty McMillan and other Transportation Safety Program staff.

2. Is there partnership efforts required? If yes, who are we partnering with, what are their roles and responsibilities, and are they committed to the same goals?

Not specifically, but the TSAP update will include a large set of stakeholders, or partners. While the TSAP update is within the Transportation Safety Program, the impacts of crashes affect every department in the County, emergency services providers, citizens and businesses. There will be a stakeholder group put together to offer input into the plan update. It will be based around the Drive-to-Zero Advisory Board and the Traffic Safety Commission. All of the stakeholders will be offering input and ideas pertaining to the plan update.

3. If this is a pilot project, what is the plan for sunseting the program or staff if it does not continue (e.g. making staff positions temporary or limited duration, etc.)?

This is not a pilot project.

4. If funding creates a new program, does the department intend that the program continue after initial funding is exhausted? If so, how will the department ensure funding (e.g. request new funding during the budget process, discontinue or supplant a different program, etc.)?

This is not a new program. The program is established and staffed. It does not rely on this grant for sustainability. The

grant offsets road funding that otherwise would support the program.

Collaboration

1. List County departments that will collaborate on this award, if any.

H3S, Public Health, Fairgrounds, Juvenile Department, CCSO, Parks and Rec, Public and Govt Affairs and Social Services.

Reporting Requirements

1. What are the program reporting requirements for this grant?

Initial grant application. Quarterly reports. End of year Director Report.

2. What is the plan to evaluate grant performance? Are we using existing data sources? If yes, what are they and where are they housed? If not, is it feasible to develop a data source within the grant timeframe?

Within the ODOT grant, there are objectives, goals and evaluation measurements that are established and reported every quarterly to ensure outcomes are being reached, in process or delayed.

3. What are the fiscal reporting requirements for this grant?

Purchases are tracked and reported to County grant personnel. Quarterly claims for reimbursement are completed by grant personnel.

Fiscal

1. Will we realize more benefit than this grant will cost to administer?

Yes.

2. What other revenue sources are required? Have they already been secured?

The Safe Communities program is funded with General Funds that have been approved for FY2016-17.

3. Is there a match requirement? If yes, how much and what type of funding (CGF, Inkind, Local Grant, etc.)?

Yes, there is a match requirement, 20%, and easily met with staff and volunteer time. We will meet the required 20% for the match; though we will dedicate more than 20% toward the larger program this will not be part of the grant application.

4. Is this continuous or one-time funding? If one-time funding, how will program funding be sustained?

This grant has been offered since the Safe Communities program was established in 2005. Funding is National Highway Transportation Safety Administration funds routed through the state DOT safety offices. Grant amounts change each year dependent on proposed projects. Grant funds could be terminated at some time, however, the program is sustainable without these grants funds.

5. Does this grant cover indirect costs? If yes, is there a rate cap? If no, can additional funds be obtained to support indirect expenses and what are they?

Yes. The rate cap is identified in the County's Federal Cognizant Agency Letter (per ODOT). ODOT grant representatives prefer funds are used on program needs. It is unknown at this time if additional funds could be obtained to support indirect expenses.

Program Approval:

Name (Typed/Printed)	Date	Signature
** NOW READY FOR PROGRAM MANAGER SUBMISSION TO DIVISION DIRECTOR **		

Section IV: Approvals

DIVISION DIRECTOR OR ASSISTANT DIRECTOR (or designee, if applicable)		
Name (Typed/Printed)	Date	Signature

DEPARTMENT DIRECTOR		
Name (Typed/Printed)	Date	Signature

IF APPLICATION IS FOR FEDERAL FUNDS, PLEASE SEND COPY OF THIS DOCUMENT, BY EMAIL OR BY COURIER, TO FINANCE. ROUTE ORIGINAL OR SCANNED VERSION TO COUNTY ADMIN.

Section V: Board of County Commissioners/County Administration (required for all grant applications)

For applications less than \$150,000:

COUNTY ADMINISTRATOR	Approved: <input type="checkbox"/>	Denied: <input type="checkbox"/>
Name (Typed/Printed)	Date	Signature

For applications greater than \$150,000 or which otherwise require BCC approval:

BCC Agenda item #: Date:

OR

Policy Session Date:

County Administration Attestation

County Administration: re-route to department contact when fully approved.
Department: keep original with your grant file.



M. BARBARA CARTMILL
DIRECTOR

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

October 13, 2016

Board of County Commissioner
Clackamas County

Members of the Board:

**Acceptance of Oregon Department of Transportation – Transportation Safety Division
(ODOT-TSD) Grant to Support the Safe Communities Program**

Purpose/Outcomes	Use the \$10,000 grant from the ODOT – TSD to support the Safe Communities (also known as Drive to Zero) program
Dollar Amount and Fiscal Impact	\$10,000
Funding Source	Drive-to-Zero Program – General Funds
Duration	12 months
Previous Board Action	BCC/Administration approval to apply for the grant
Strategic Plan Alignment	<ul style="list-style-type: none">• Aligns with plan to reduce fatal and serious injury crashes• Aligns with Performance Clackamas Goals in reducing transportation-related fatalities
Contact Person	Joseph Marek

BACKGROUND:

The Clackamas County Safe Communities Program has been the recipient of an ODOT-TSD grant since inception in 2005. This grant serves support program activities such as student outreach, community involvement and safety events. Match is 20% and met with staff and volunteer time.

RECOMMENDATION:

Staff respectfully recommends acceptance of the grant award of \$10,000 from the Oregon Department of Transportation – Transportation Safety Division to support the Safe Communities Program.

Respectfully submitted,

Mike Bezner, PE
Assistant Director of Transportation



M. BARBARA CARTMILL
DIRECTOR

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

October 3, 2016

TO: Don Krupp, County Administrator
CC: Joseph Marek, Traffic Engineering Supervisor
From: Mike Bezner – Assistant Director, Department of Transportation and Development
RE: Request to Approve Grant Award from ODOT-TSD – Safe Communities Grant
Through: Barbara Cartmill – Department of Transportation and Development Director

The Clackamas County Safe Communities Program (also known as – Drive to Zero) has been awarded a grant through the Oregon Department of Transportation – Traffic Safety Division (ODOT-TSD) in the amount of \$10,000 for FY16-17.

The grant funds will be used to support program activities such as Posters and Coasters (student created safety posters), Safety Street and other program outreach.

Grant match is 20% and will be met with staff and volunteer time.

Staff appreciates ODOT-TSD and their continued support of the Safe Communities program.



OREGON DEPARTMENT OF TRANSPORTATION
Transportation Safety Division

GRANT PROJECT APPLICATION

Project No: SA-17-25-08

Project Name: CLACKAMAS COUNTY SAFE COMMUNITY

Answer each question in the boxes provided. Answer each question completely and according to the instructions in *Italics*. All fields are required.

I. Project Description

The Clackamas County Safety Communities Program (CSCP) has continued to grow since formation in 2005 as a result of strong support from ODOT-TSD and other safety agencies. Oversight is provided by the Advisory Board with quarterly meetings and the Work Group who meet monthly. This year a major activity will be updating the Transportation Safety Action Plan (separate grant) which was adopted by the Board of County Commissioners in 2012. Staff will continue to work on educational activities, enhanced enforcement and community engagement including a pilot transportation safety culture project in Molalla (titled: Drive to Zero – Molalla). We will also support Risk Management on a driver training program for employees.

II. Problem Statement

- A. Describe the problem(s) this project will try to impact:
(Describe the problem(s) you intend to impact with this grant.)

Youth crashes are overrepresented and staff will continue to work in the schools and at driver education courses doing safety presentations.
Traffic laws are in place, however compliance of these laws remains a problem. Issues related to cell phone use, speed and school zone compliance are often reported to law enforcement agencies and local officials. CSCP will continue to work with LE agencies on enhanced enforcement.
Outreaching safety messages can be problematic. Staff will work on broad outreach of existing PSAs and vehicle wraps. They will also seek methods to outreach messages created during the Posters and Coasters - Safe Driving Media Contest.
Public engagement is difficult to achieve and sustain. Since the largest contributing factor to crashes is human behavior, community participation is key. In 2016, a pilot project called: "Drive to Zero -

Molalla" started with partners from Molalla Communities that Care. The project is anticipated to receive grant funding from the Ford Family Foundation that will provide staff support from the Rural Development Initiatives and Montana State University - Center for Health and Safety will act as consultants to administer the program including scheduling training, providing a stakeholder website and other activities.

- B. Provide summary data about the problem(s):
(Give summary data regarding the problem as it exists in your jurisdiction.)

The three year fatal crash rate is 24 for years 13-15. The County has experienced a decrease in fatalities for 2015 and first half of 2016, bucking State and national trends. But numbers are now increasing. As we hold steady, we are cautiously optimistic that our progress in holding steady may be, at least partially attributed to our safety efforts which have been underway for many years. We have been completing safety outreach in high schools for 10 years now as well as the Safety Street section at the Clackamas County Fair and have been much more proactive with safety projects in the past five years.

Our top three F&SI crash factors continue to be Roadway Departure, Young Drivers and Aggressive Driving. While the rankings have changed, these have remained the top three. Other areas of high crash causes include alcohol/drugs, motorcyclists, bicyclists, pedestrians and older drivers.

Seventy percent of the fatal crashes occur on rural roads while 70 percent of the crashes occur in the urban areas of the County.

- C. List current activities and associated agencies already involved in solving the problem(s):
(Include all related activities and agencies involved. If you have a current project, list the objectives of that project and progress in achieving them.)

This list includes current efforts and efforts completed in recent years. Current efforts/plans are listed first:

- Transportation Safety Action Plan Update (CSCP/CCTSC/CCDTD/CCSCW)
- Community Engagement - Molalla Community that Cares Pilot Program (CSCP/Molalla/Montana State University/Rural Development Initiatives)
- Safety Street (CSCP/Lake Oswego Parks & Rec/Hoodland Fire, Estacada Fire, CCFD#1, City of Damascus and Milwaukie - First Friday Community Event, Canby Preschool and Molalla Community that Cares)
- Enhanced Enforcement Patrols (Lake Oswego Police Department)
- Providing safety education at area Safety Fairs (CCTSC/CSCP)

- Web Service/You Tube/Facebook outreach (CSCP/CCDTD)
- Data Gathering and Integration -
(CSCP/CCSO/CCOM/AMR/GIS/Leidos)
- Providing public service announcements for safety related matters
such as School zones/work zones/speed/distracted
(CSCP/CCTSC/Clackamas Town Center, County Cable)
- Traffic Calming-moveable radar signs-yard signs (CCDTD, CSCP)
- Town Hall Meetings for Reducing Youth Drug/Alcohol Usage (County
Prevention Coalition/CSCP/Vibrant Futures Prevention Coalition,
Oregon City Together)
- School Education Programs (CSCP, Think First, County Prevention
Coalition/Oregon Impact/Vibrant Futures/Molalla - Oregon City - Rex
Putman - Gladstone and Lakeridge High Schools)
- Driver Education Presentations (CSCP/Driver Education
Program/LaSalle, Milwaukie, Clackamas, Putnam, Oregon City and
West Linn high schools)
- Child safety seat checks (Oregon Impact/Safe Kids)
- Helmet Fitting/Education (OHSU Think First)
- DUII simulations/15-Minute Program (Prevention Coalitions
/AMR/Oregon Impact/School Admin)
- Constructing traffic safety projects (CCDTD)
- Traffic/Distracted Driving/School Zone enforcement (Oregon City and
Lake Oswego Police Departments)
- Traffic Law Education (CSCP/CCFD#1/CCTSC/CCSO/CCSCW)
Internal Safety Culture Workgroup (CSCP/CCDTD)
- Drive to Zero - Safe Driving Campaign (CSCP/CCDTD/ Prevention
Coalitions)
- Positive Community Norms (CSCP/Montana State University/County
Prevention Coalition/Vibrant Future)
- All Employee Driver Training Project -Clackamas Risk
Management/CCDTD/CSCP/Administration
Posters and Coasters Campaign - (CSCP/State Farm Insurance,
Clackamas Town Center, CCDTD)

CSCP=Clackamas Safe Communities Program
 CCTSC=Clackamas County Traffic Safety Commission
 CCDTD=Clackamas County Dept. of Transportation & Development
 CCSCW - Clackamas County Safety Culture Workgroup
 CCSO=Clackamas County Sheriff's Office
 CCFD#1=Clackamas County Fire District #1
 AMR=American Medical Response

III. Objectives

(Describe quantifiable products or outcomes that address those problems identified in Section II that should result from the proposed activities. Normally at least three very specific objectives should be given and each should include beginning and ending date.

The following are examples:

“To increase safety belt usage in (funded jurisdiction) from 85% to 90% by September 30, 2004, with the use rate determined by conducting observed use surveys.”

“To reduce nighttime fatal and injury crashes occurring in (funded jurisdiction) by 20% from 60, the average for the 1998-2001 period, to 48 during the 12-month period starting October 1, 2003, and ending September 30, 2004.”

“To provide intensive probation supervision to a minimum of 30 additional persons convicted of DUII in (funded jurisdiction) by making at least three face-to-face contacts with each person weekly from October 1, 2003, through September 30, 2004.”

“To complete an evaluation by July 1, 2004, to determine if using photo radar will lead to a significant reduction in fatal and injury traffic crashes in that location.”

	Start Date	End Date	Objective
1.	10/01/2016	9/30/2017	Continue educational activities including school, driver education classes and safety fairs. Deliver 3-4 safe driving presentations each quarter. Seek out schools not typically engaged.
2.	10/01/2016	9/30/2017	Manage Safety Street at the County fair. Feature Safety Street at 6-10 local safety fairs, community events and camps.
3.	10/01/2016	9/30/2017	Work with law enforcement on enhanced patrol such as distracted driving and school zone enforcement details. Sponsor 2-3 details during the grant cycle.
4.	10/01/2016	9/30/2017	Support the TSAP update.
5.	10/01/2016	9/30/2017	Work with Molalla Communities that Care, Montana State University, the Rural Development Initiatives and community members on Drive to Zero - Molalla.
6.	10/01/2016	9/30/2017	Support Risk Management outreach the Alert Driving driver training program which will be offered to "non-driving" employees for the first time.

IV. Proposed Activities

A. Major Activities

(List major activities to be carried out to achieve objectives stated in Section III above. List the start and end date for each activity, and include in your description what will be done, who will do it, and who will be affected.)

	Start Date	End Date	Activity
1.	10/01/2016	9/30/2017	Schedule safety presentations at schools, driver education and community events. Some are already scheduled.
2.	10/01/2016	9/30/2017	Safety Street has gained popularity and is scheduled several years in advance. Staff will manage the event at the county fair and support outside agencies who use it at National Night Out, Safety Fairs and Summer Camps.
3.	10/01/2016	9/30/2017	Staff has a relationship with Lake Oswego Police Department who perform enhanced enforcement most typically during the fall doing school zone enforcement.
4.	10/01/2016	9/30/2017	Staff will assist writing the RFP for contract services for the TSAP update. They will review RFP submittals and assist with selection. They will work with consultants on activities related to the update, especially in the field of education.
5.	10/01/2016	9/30/2017	Staff will take part in conference calls, attend training, take part in community meetings and other support of the Drive to Zero - Molalla project.
6.	10/01/2016	9/30/2017	Staff will meet work Risk Mgmt representatives to support outreach of the driving training. This will include contacting employees at fairs and in meetings to encourage their participation in the training. Staff will also monitor those taking the training as an evaluation tool.

Plans for sharing the project activities with others:

<p>This plan is dependent on broad participation. Schools will be engaged for education activities. Partner agencies will use Safety Street at their community events. The Drive to Zero - Molalla project will be outreached broadly to members of the community. The Alert Driving training will shared with employees including the opportunity for them to share the training with one family member at no cost.</p>
--

B. Coordination

(List the groups and agencies with which you will be cooperating to complete the activities of the project. Explain how you will be working together. In those projects not requiring the involvement of other agencies, a statement justifying the ability of the applicant to carry out the project independently should be included.)

Is coordination with outside agencies or groups required? If **yes**, check here:

1) If you checked the box above, please fill in the following. Otherwise skip to item 2) below:

Name/role of groups and agencies involved:

Attached

2) Fill this if you did not check the box above:

Ability to complete the project independently:

C. Continuation

Plans to continue the project activities after funding ceases:

The program receives the majority of funding from Clackamas County - general fund - and is able to continue if ODOT-TSD funding ceases.

V. Evaluation Plan

A. Evaluation Questions

(You will be reporting on your objectives in your Project Evaluation. At a minimum each objective should be rephrased as an evaluation question. For example, what percentage of the public in (funded jurisdiction) wears a safety belt? What percentage increase is this? Add questions that demonstrate expected or potential impact of the project on the state or jurisdiction's traffic safety environment. Avoid yes/no evaluation questions.)

	Evaluation Question
1.	Have 3-4 safe driving presentations been conducted each quarter?
2.	Has staff organized Safety Street at the Clackamas County fair? Has staff made the Safety Street trailer available to local communities with a minimum of 6 events during the grant cycle?
3.	Has staff worked with law agencies to schedule 2-3 enhanced enforcement details focused on issues such as distracted driving, speed and school zones?
4.	Has staff assisted writing the RFP for contract services for the TSAP update? Have they reviewed RFP submittals and assist with selection? Have they worked with consultants on activities related to the update, especially in the field of education?

5.	Has staff taken part in conference calls, attended training, and taken part in community meetings and other support of the Drive to Zero - Molalla project?
6.	Has staff met with Risk Mgmt representatives to support outreach of the driving training? Have they contacted employees at fairs and in meetings to encourage their participation in the training? Has staff monitored employees taking the training as an evaluation tool?

B. Data Requirements

1. Data to be collected: The Data Table presented as Exhibit A will be submitted with required quarterly reports.

2. Data System

Describe how the data will be collected, stored, and tabulated:

Staff collects monthly OLCC "point of last sale" and minor decoy data and stores the results. These records are used by county prevention coalitions. The state provides data via the Wellness Survey (in school survey) and through the Oregon Health Authority, which is used to track trends. Staff receives 9-1-1 and AMR data upon request. CSCP recently completed a two year project to collect and analyze ODOT crash data with Leidos and now that data will be used for trending and to support the TSAP update.

C. Evaluation Design

Describe how the data will be analyzed:

Point of Sale and Minor Decoy data is analyzed for trends and some coalitions reward vendors who do not sell to decoys. The Wellness Survey will be used in the Drive to Zero - Molalla project to support or correct community perceptions. 9-1-1 and AMR data is used to evaluate crash cause factors and patterns. Consultants for the TSAP update will need comprehensive data collected by the county and Leidos to effectively create a successful plan.

D. Project Evaluation Preparation

A Project Evaluation Report will be submitted to TSD following the requirements given in the Agreements and Assurances.

VI. Grant Project Budget Summary

A. List of major budget items:

Printing - Posters and Coasters, brochures etc
Enhanced Enforcement

B. Budget Allotment

The agency named in this document hereby applies for \$10,000.00 in Transportation Safety funds to be matched with \$2,457.00 in funds from source Clackamas County to carry out a traffic safety project described in this document.

VII. Budget and Cost Sharing

(Complete Form 737-1003 Budget and Cost Sharing. You may attach one page to explain specific requests. If you are applying for a multiple-year grant, you must include a separate budget for each year for which you are requesting funding.)

VIII. Exhibits

A. Exhibit A: Data Table

(To be developed at a later date.)

B. Exhibit B: Job Descriptions

(Provide copy of job descriptions of all positions assigned to the project 500 hours or more paid with grant funds.)

C. Exhibit C: Contracts or Service Agreements

(Provide signed copies of any contracts or other service agreements that are entered into by the grantee as part of this project. These shall be reviewed by TSD to determine whether the work to be accomplished is consistent with the objectives of the project. All contracts awarded by the grantee shall include the provision that any subcontracts include all provisions stated in the Agreements and Assurances.)

IX. Agreements and Assurances

(READ, sign and attach to the grant project application.)

X. Approval Signatures

I have read and understand the Agreements and Assurances stipulating the conditions under which the funds for which are being applied will be available and can be utilized.

The agency named in this document is prepared to become a recipient of the funds should the grant funds be awarded.

A. Agency Information

Agency Name*: Clackamas Co. Dept. of
Transportation Development

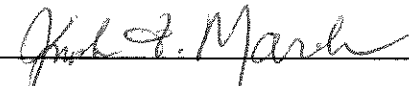
Street Address: 150 Beaver Creek Road

City: Oregon City

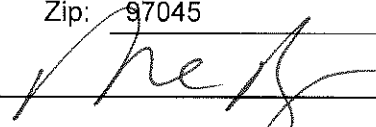
State: OR

Zip: 97045

B. Project Director

First Name: Joseph Last Name: Marek
Title: Traffic Engineering Supervisor Email: joem@co.clackamas.or.us
Phone: (503) 742-4705 Fax: (503) 742-4659
Street Address: 150 Beaver Creek Road
City: Oregon City
State: OR
Zip: 97045
Signature:  Date: 10/3/2016

C. Authorizing Official of Agency Completing Application

First Name: Mike Last Name: Bezner
Title: Assistant Director, DTD Email: mikebez@co.clackamas.or.us
Phone: (503) 742-4651 Fax: (503) 742-4659
Street Address: 150 Beaver Creek Road
City: Oregon City
State: OR
Zip: 97045
Signature:  Date: 10/4/16

*Non-profit agencies must submit proof of exempt status under Code Sec. 501(c)(3)

Mail signed copies to: Oregon Dept. of Transportation
Transportation Safety Division, MS 3
4040 Fairview Industrial Drive SE
Salem, OR 97302-1142

Email completed electronic copy to your TSD Program Manager.



OREGON DEPARTMENT OF TRANSPORTATION
Transportation Safety Division

Reports And Claims Due Dates

Project No.: SA-17-25-08

Project Title: CLACKAMAS COUNTY SAFE COMMUNITY

Calendar: FEDERAL FISCAL YEAR 2017

Grant Year: 2017

Reports/Claims	Due Dates
First Quarter (October 01 - December 31)	
Quarterly Reports	Tuesday, January 10, 2017
Claims for Reimbursement	Sunday, February 5, 2017
Second Quarter (January 01 - March 31)	
Quarterly Reports	Monday, April 10, 2017
Claims for Reimbursement	Friday, May 5, 2017
Third Quarter (April 01 - June 30)	
Quarterly Reports	Monday, July 10, 2017
Claims for Reimbursement	Saturday, August 5, 2017
Fourth Quarter (July 01 - September 30)	
Quarterly Reports	Tuesday, October 10, 2017
Claims for Reimbursement	Sunday, November 5, 2017
Project Evaluation Report	
Evaluation Report Due	Sunday, November 5, 2017
Claims for Reimbursement	
Final Claims	Sunday, November 5, 2017

Note: Claim reimbursement for any quarter will not be processed until the quarterly report has been received and signed by the TSD Program Manager.

If you file monthly claims, the last monthly claim for the quarter will not be paid unless the quarterly report has been received and signed by the TSD Program Manager.

The undersigned agree that the information included above has been reviewed and the required due dates and final deadlines are understood.

Project Director's Name: Joseph Marek

Project Director's Signature: *Joseph Marek* Date: 10/3/2016

FFY Agreements and Assurances

Failure to comply with applicable Federal statutes, regulations and directives may subject State officials to civil or criminal penalties and/or place the State in a high risk grantee status in accordance with 49 CFR §18.12.

Each fiscal year the State will sign these Certifications and Assurances that the State complies with all applicable Federal statutes, regulations, and directives in effect with respect to the periods for which it receives grant funding. Applicable provisions include, but not limited to, the following:

- 23 U.S.C. Chapter 4 - Highway Safety Act of 1966, as amended;
- 49 CFR Part 18 - Uniform Administrative Requirements for Grants and Cooperative Agreements to State and Local Governments
- 23 CFR Chapter II - (§§1200, 1205, 1206, 1250, 1251, & 1252) Regulations governing highway safety programs
- NHTSA Order 462-6C - Matching Rates for State and Community Highway Safety Programs
- Highway Safety Grant Funding Policy for Field-Administered Grants

Certifications and Assurances

Section 402 Requirements (as amended by Pub. L. 112-141)

The Governor is responsible for the administration of the State highway safety program through a State highway safety agency which has adequate powers and is suitably equipped and organized (as evidenced by appropriate oversight procedures governing such areas as procurement, financial administration, and the use, management, and disposition of equipment) to carry out the program (23 USC 402(b) (1) (A));

The political subdivisions of this State are authorized, as part of the State highway safety program, to carry out within their jurisdictions local highway safety programs which have been approved by the Governor and are in accordance with the uniform guidelines promulgated by the Secretary of Transportation (23 USC 402(b) (1) (B));

At least 40 per cent of all Federal funds apportioned to this State under 23 USC 402 for this fiscal year will be expended by or for the benefit of the political subdivision of the State in carrying out local highway safety programs (23 USC 402(b) (1) (C)), unless this requirement is waived in writing;

This State's highway safety program provides adequate and reasonable access for the safe and convenient movement of physically handicapped persons, including those in wheelchairs, across curbs constructed or

replaced on or after July 1, 1976, at all pedestrian crosswalks (23 USC 402(b) (1) (D));

The State will implement activities in support of national highway safety goals to reduce motor vehicle related fatalities that also reflect the primary data-related crash factors within the State as identified by the State highway safety planning process, including:

- National law enforcement mobilizations and high-visibility law enforcement mobilizations,
- Sustained enforcement of statutes addressing impaired driving, occupant protection, and driving in excess of posted speed limits,
- An annual statewide safety belt use survey in accordance with criteria established by the Secretary for the measurement of State safety belt use rates to ensure that the measurements are accurate and representative,
- Development of statewide data systems to provide timely and effective data analysis to support allocation of highway safety resources.
- Coordination of its highway safety plan, data collection, and information systems with the State strategic highway safety plan (as defined in section 148)(a)).

(23 USC 402 (b)(1)(F));

The State shall actively encourage all relevant law enforcement agencies in the State to follow the guidelines established for vehicular pursuits issued by the International Association of Chiefs of Police that are currently in effect. (23 USC 402 (j)).

Cash drawdowns will be initiated only when actually needed for disbursement. 49 CFR 18.20

Cash disbursements and balances will be reported in a timely manner as required by NHTSA. 49 CFR 18.21.

The same standards of timing and amount, including the reporting of cash disbursement and balances, will be imposed upon any secondary recipient organizations. 49 CFR 18.41.

Failure to adhere to these provisions may result in the termination of drawdown privileges.

The State has submitted appropriate documentation for review to the single point of contact designated by the Governor to review Federal programs, as required by Executive Order 12372 (Intergovernmental Review of Federal Programs);

Equipment acquired under this agreement for use in highway safety program areas shall be used and kept in operation for highway safety purposes by the State; or the State, by formal agreement with appropriate officials of a political subdivision or State agency, shall cause such equipment to be used and

kept in operation for highway safety purposes (23 CFR 1200.21);

The State will comply with all applicable State procurement procedures and will maintain a financial management system that complies with the minimum requirements of 49 CFR 18.20;

Federal Funding Accountability and Transparency Act (FFATA)

The State will comply with FFATA guidance, OMB Guidance on FFATA Subaward and Executive Compensation Reporting August 27, 2010, (https://www.fsrs.gov/documents/OMB_Guidance_on_FFATA_Subaward_and_Executive_Compensation_Reporting_08272010.pdf) by reporting to FSRS.gov for each sub-grant awarded:

- Name of the entity receiving the award;
- Amount of the award;
- Information on the award including transaction type, funding agency, the North American Industry Classification System code or Catalog of Federal Domestic Assistance number (where applicable), program source;
- Location of the entity receiving the award and the primary location of performance under the award, including the city, State, congressional district, and country; and an award title descriptive of the purpose of each funding action;
- A unique identifier (DUNS);
- The names and total compensation of the five most highly compensated officers of the entity if—of the entity receiving the award and of the parent entity of the recipient, should the entity be owned by another entity;

(i) the entity in the preceding fiscal year received
(I) 80 percent or more of its annual gross revenues in Federal awards; and (II) \$25,000,000 or more in annual gross revenues from Federal awards; and (ii) the public does not have access to information about the compensation of the senior executives of the entity through periodic reports filed under section 13(a) or 15(d) of the Securities Exchange Act of 1934 (15 U.S.C. 78m(a), 78o(d)) or section 6104 of the Internal Revenue Code of 1986;

- Other relevant information specified by OMB guidance.

The State highway safety agency will comply with all Federal statutes and implementing regulations relating to nondiscrimination. These include but are not limited to: (a) Title VI of the Civil Rights Act of 1964 (P.L. 88-352) which prohibits discrimination on the basis of race, color or national origin (and 49 CFR Part 21); (b) Title IX of the Education Amendments of 1972, as amended (20 U.S.C. (Revised 01/27/2014)

§§ 1681-1683, and 1685-1686), which prohibits discrimination on the basis of sex; (c) Section 504 of the Rehabilitation Act of 1973, as amended (29 U.S.C. § 794) and the Americans with Disabilities Act of 1990 (42 USC § 12101, *et seq.*; PL 101-336), which prohibits discrimination on the basis of disabilities (and 49 CFR Part 27); (d) the Age Discrimination Act of 1975, as amended (42 U.S.C. §§ 6101-6107), which prohibits discrimination on the basis of age; (e) the Drug Abuse Office and Treatment Act of 1972 (P.L. 92-255), as amended, relating to nondiscrimination on the basis of drug abuse; (f) the comprehensive Alcohol Abuse and Alcoholism Prevention, Treatment and Rehabilitation Act of 1970 (P.L. 91-616), as amended, relating to nondiscrimination on the basis of alcohol abuse of alcoholism; (g) §§ 523 and 527 of the Public Health Service Act of 1912 (42 U.S.C. §§ 290 dd-3 and 290 ee-3), as amended, relating to confidentiality of alcohol and drug abuse patient records; (h) Title VIII of the Civil Rights Act of 1968 (42 U.S.C. §§ 3601 *et seq.*), as amended, relating to nondiscrimination in the sale, rental or financing of housing; (i) any other nondiscrimination provisions in the specific statute(s) under which application for Federal assistance is being made; The Civil Rights Restoration Act of 1987, which provides that any portion of a state or local entity receiving federal funds will obligate all programs or activities of that entity to comply with these civil rights laws; and, (k) the requirements of any other nondiscrimination statute(s) which may apply to the application.

The Drug-free Workplace Act of 1988 (41 U.S.C. 702):

The State will provide a drug-free workplace by:

- a. Publishing a statement notifying employees that the unlawful manufacture, distribution, dispensing, possession or use of a controlled substance is prohibited in the grantee's workplace and specifying the actions that will be taken against employees for violation of such prohibition;
- b. Establishing a drug-free awareness program to inform employees about:
 1. The dangers of drug abuse in the workplace.
 2. The grantee's policy of maintaining a drug-free workplace.
 3. Any available drug counseling, rehabilitation, and employee assistance programs.
 4. The penalties that may be imposed upon employees for drug violations occurring in the workplace.
- c. Making it a requirement that each employee engaged in the performance of the grant be given a copy of the statement required by paragraph (a).
- d. Notifying the employee in the statement required by paragraph (a) that, as a condition of employment under the grant, the employee will –
 1. Abide by the terms of the statement.

2. Notify the employer of any criminal drug statute conviction for a violation occurring in the workplace no later than five days after such conviction.
- e. Notifying the agency within ten days after receiving notice under subparagraph (d) (2) from an employee or otherwise receiving actual notice of such conviction.
- f. Taking one of the following actions, within 30 days of receiving notice under subparagraph (d) (2), with respect to any employee who is so convicted –
 1. Taking appropriate personnel action against such an employee, up to and including termination.
 2. Requiring such employee to participate satisfactorily in a drug abuse assistance or rehabilitation program approved for such purposes by a Federal, State, or local health, law enforcement, or other appropriate agency.
- g. Making a good faith effort to continue to maintain a drug-free workplace through implementation of paragraphs (a), (b), (c), (d), (e), and (f) above.

Buy America Act

The State will comply with the provisions of the Buy America Act, 23 U.S.C. § 313, which prohibits States from using highway grant funds under 23 U.S.C Chapter 4 to purchase products, unless they are produced in the United States. This prohibition applies to steel, iron and **all** manufactured products, unless the Secretary of Transportation has determined that it is appropriate to waive the Buy America Act requirement. There is no minimum purchase threshold that exempts the need for a waiver. For compliance purposes, American-made covers any product that is manufactured or assembled in the United States.

The Secretary of Transportation may waive the Buy America Act requirement if: 1) the requirements would be inconsistent with the public interest (public interest waiver); 2) the products are not produced in the United States in sufficient and reasonably available quantities and of satisfactory quality (non-availability waiver); or 3) use of products produced in the United States would increase the overall cost of a product by more than percent (cost waiver). States may request a waiver of the Buy America Act requirements for purchases made with funds provided through grants under 23 U.S.C. §§ 402 and 405, provided they satisfy one of the above conditions.

Political Activity (Hatch Act)

The State will comply, as applicable, with provisions of the Hatch Act (5 U.S.C. §§1501-1508 and 7324-7328) which limit the political activities of employees whose principal

employment activities are funded in whole or in part with Federal funds.

Certification Regarding Federal Lobbying

Certification for Contracts, Grants, Loans, and Cooperative Agreements

The undersigned certifies, to the best of his or her knowledge and belief, that:

1. No Federal appropriated funds have been paid or will be paid, by or on behalf of the undersigned, to any person for influencing or attempting to influence an officer or employee of any agency, a Member of Congress, an officer or employee of Congress, or an employee of a Member of Congress in connection with the awarding of any Federal contract, the making of any Federal grant, the making of any Federal loan, the entering into of any cooperative agreement, and the extension, continuation, renewal, amendment, or modification of any Federal contract, grant, loan, or cooperative agreement.
2. If any funds other than Federal appropriated funds have been paid or will be paid to any person for influencing or attempting to influence an officer or employee of any agency, a Member of Congress, an officer or employee of Congress, or an employee of a Member of Congress in connection with this Federal contract, grant, loan, or cooperative agreement, the undersigned shall complete and submit Standard Form-LLL, "Disclosure Form to Report Lobbying," in accordance with its instructions.
3. The undersigned shall require that the language of this certification be included in the award documents for all sub-award at all tiers (including subcontracts, subgrants, and contracts under grant, loans, and cooperative agreements) and that all subrecipients shall certify and disclose accordingly.

This certification is a material representation of fact upon which reliance was placed when this transaction was made or entered into. Submission of this certification is a prerequisite for making or entering into this transaction imposed by section 1352, title 31, U.S. Code. Any person who fails to file the required certification shall be subject to a civil penalty of not less than \$10,000 and not more than \$100,000 for each such failure.

Restriction on State Lobbying

None of the funds under this program will be used for any activity specifically designed to urge or influence a State or local legislator to favor or oppose the adoption of any specific legislative proposal pending before any State or local legislative body. Such activities include both direct and indirect (e.g., "grassroots") lobbying activities, with one exception. This does not preclude a State official whose salary is supported with NHTSA funds from engaging in direct communications with State or local legislative officials, in accordance with customary State practice, even if such communications urge

legislative officials to favor or oppose the adoption of a specific pending legislative proposal.

Certification Regarding Debarment and Suspension

Instructions for Primary Certification

1. By signing and submitting this proposal, the prospective primary participant is providing the certification set out below.
2. The inability of a person to provide the certification required below will not necessarily result in denial of participation in this covered transaction. The prospective participant shall submit an explanation of why it cannot provide the certification set out below. The certification or explanation will be considered in connection with the department or agency's determination whether to enter into this transaction. However, failure of the prospective primary participant to furnish a certification or an explanation shall disqualify such person from participation in this transaction.
3. The certification in this clause is a material representation of fact upon which reliance was placed when the department or agency determined to enter into this transaction. If it is later determined that the prospective primary participant knowingly rendered an erroneous certification, in addition to other remedies available to the Federal Government, the department or agency may terminate this transaction for cause or default.
4. The prospective primary participant shall provide immediate written notice to the department or agency to which this proposal is submitted if at any time the prospective primary participant learns its certification was erroneous when submitted or has become erroneous by reason of changed circumstances.
5. The terms *covered transaction*, *debarred*, *suspended*, *ineligible*, *lower tier covered transaction*, *participant*, *person*, *primary covered transaction*, *principal*, *proposal*, and *voluntarily excluded*, as used in this clause, have the meaning set out in the Definitions and coverage sections of 49 CFR Part 29. You may contact the department or agency to which this proposal is being submitted for assistance in obtaining a copy of those regulations.
6. The prospective primary participant agrees by submitting this proposal that, should the proposed covered transaction be entered into, it shall not knowingly enter into any lower tier covered transaction with a person who is proposed for debarment under 48 CFR Part 9, subpart 9.4, debarred, suspended, declared ineligible, or voluntarily excluded from participation in this covered transaction, unless authorized by the department or agency entering into this transaction.
7. The prospective primary participant further agrees by submitting this proposal that it will include the clause titled "Certification Regarding Debarment, Suspension, Ineligibility and Voluntary Exclusion-Lower Tier Covered Transaction," provided by the department or agency entering into this covered transaction, without modification, in all lower tier covered transactions and in all solicitations for lower tier covered transactions.
8. A participant in a covered transaction may rely upon a certification of a prospective participant in a lower tier covered transaction that it is not proposed for debarment under 48 CFR Part 9, subpart 9.4, debarred, suspended, ineligible, or voluntarily excluded from the covered transaction, unless it knows that the certification is erroneous. A participant may decide the method and frequency by which it determines the eligibility of its principals. Each participant may, but is not required to, check the list of Parties Excluded from Federal Procurement and Non-procurement Programs.
9. Nothing contained in the foregoing shall be construed to require establishment of a system of records in order to render in good faith the certification required by this clause. The knowledge and information of a participant is not required to exceed that which is normally possessed by a prudent person in the ordinary course of business dealings.
10. Except for transactions authorized under paragraph 6 of these instructions, if a participant in a covered transaction knowingly enters into a lower tier covered transaction with a person who is proposed for debarment under 48 CFR Part 9, subpart 9.4, suspended, debarred, ineligible, or voluntarily excluded from participation in this transaction, in addition to other remedies available to the Federal Government, the department or agency may terminate this transaction for cause or default.

Certification Regarding Debarment, Suspension, and Other Responsibility Matters-Primary Covered Transactions

1. The prospective primary participant certifies to the best of its knowledge and belief, that its principals:
 - a. Are not presently debarred, suspended, proposed for debarment, declared ineligible, or voluntarily excluded by any Federal department or agency;
 - b. Have not within a three-year period preceding this proposal been convicted of or had a civil judgment rendered against them for commission of fraud or a criminal offense in connection with obtaining, attempting to obtain, or performing a public (Federal, State or local) transaction or contract under a public transaction; violation of Federal or State antitrust statutes or commission of embezzlement, theft, forgery, bribery, falsification or destruction of record, making false statements, or receiving stolen property;
 - c. Are not presently indicted for or otherwise criminally or civilly charged by a governmental entity (Federal, State or Local) with commission of any of the offenses

enumerated in paragraph (1)(b) of this certification; and

- d. Have not within a three-year period preceding this application/proposal had one or more public transactions (Federal, State, or local) terminated for cause or default.
2. Where the prospective primary participant is unable to certify to any of the Statements in this certification, such prospective participant shall attach an explanation to this proposal.

Instructions for Lower Tier Certification

1. By signing and submitting this proposal, the prospective lower tier participant is providing the certification set out below.
2. The certification in this clause is a material representation of fact upon which reliance was placed when this transaction was entered into. If it is later determined that the prospective lower tier participant knowingly rendered an erroneous certification, in addition to other remedies available to the Federal government, the department or agency with which this transaction originated may pursue available remedies, including suspension and/or debarment.
3. The prospective lower tier participant shall provide immediate written notice to the person to which this proposal is submitted if at any time the prospective lower tier participant learns that its certification was erroneous when submitted or has become erroneous by reason of changed circumstances.
4. The terms *covered transaction, debarred, suspended, ineligible, lower tier covered transaction, participant, person, primary covered transaction, principal, proposal, and voluntarily excluded*, as used in this clause, have the meanings set out in the Definition and Coverage sections of 49 CFR Part 29. You may contact the person to whom this proposal is submitted for assistance in obtaining a copy of those regulations.
5. The prospective lower tier participant agrees by submitting this proposal that, should the proposed covered transaction be entered into, it shall not knowingly enter into any lower tier covered transaction with a person who is proposed for debarment under 48 CFR Part 9, subpart 9.4, debarred, suspended, declared ineligible, or voluntarily excluded from participation in this covered transaction, unless authorized by the department or agency with which this transaction originated.
6. The prospective lower tier participant further agrees by submitting this proposal that it will include the clause titled "Certification Regarding Debarment, Suspension, Ineligibility and Voluntary Exclusion -- Lower Tier Covered Transaction," without

modification, in all lower tier covered transactions and in all solicitations for lower tier covered transactions. (See below)

7. A participant in a covered transaction may rely upon a certification of a prospective participant in a lower tier covered transaction that it is not proposed for debarment under 48 CFR Part 9, subpart 9.4, debarred, suspended, ineligible, or voluntarily excluded from the covered transaction, unless it knows that the certification is erroneous. A participant may decide the method and frequency by which it determines the eligibility of its principals. Each participant may, but is not required to, check the List of Parties Excluded from Federal Procurement and Non-procurement Programs.
8. Nothing contained in the foregoing shall be construed to require establishment of a system of records in order to render in good faith the certification required by this clause. The knowledge and information of a participant is not required to exceed that which is normally possessed by a prudent person in the ordinary course of business dealings.
9. Except for transactions authorized under paragraph 5 of these instructions, if a participant in a covered transaction knowingly enters into a lower tier covered transaction with a person who is proposed for debarment under 48 CFR Part 9, subpart 9.4, suspended, debarred, ineligible, or voluntarily excluded from participation in this transaction, in addition to other remedies available to the Federal government, the department or agency with which this transaction originated may pursue available remedies, including suspension and/or debarment.

Certification Regarding Debarment, Suspension, Ineligibility and Voluntary Exclusion -- Lower Tier Covered Transactions:

1. The prospective lower tier participant certifies, by submission of this proposal, that neither it nor its principals is presently debarred, suspended, proposed for debarment, declared ineligible, or voluntarily excluded from participation in this transaction by any Federal department or agency.
2. Where the prospective lower tier participant is unable to certify to any of the statements in this certification, such prospective participant shall attach an explanation to this proposal.

Policy to Ban Text Messaging While Driving

In accordance with Executive Order 13513, Federal Leadership On Reducing Text Messaging While Driving, and DOT Order 3902.10, Text Messaging While Driving, States are encouraged to:

1. Adopt and enforce workplace safety policies to decrease crashes caused by distracted driving including policies to ban text messaging while driving—
 - a. Company-owned or -rented vehicles, or Government-owned, leased or rented vehicles; or

- b. Privately-owned when on official Government business or when performing any work on or behalf of the Government.
2. Conduct workplace safety initiatives in a manner commensurate with the size of the business, such as –
- a. Establishment of new rules and programs or re-evaluation of existing programs to prohibit text messaging while driving; and
 - b. Education, awareness, and other outreach to employees about the safety risks associated with texting while driving.

Environmental Impact

The Governor's Representative for Highway Safety has reviewed the State's Fiscal Year highway safety planning document and hereby declares that no significant environmental impact will result from implementing this Highway Safety Plan. If, under a future revision, this Plan will be modified in such a manner that a project would be instituted that could affect environmental quality to the extent that a review and statement would be necessary, this office is prepared to take the action necessary to comply with the National Environmental Policy Act of 1969 (42 USC 4321 et seq.) and the implementing regulations of the Council on Environmental Quality (40 CFR Parts 1500-1517).

Oregon General Grant Regulations

Any federal funds committed shall be subject to the continuation of funds made available to TSD by the National Highway Traffic Safety Administration (NHTSA) and the Federal Highway Administration (FHWA) by statute or administrative action. Projects are funded for the federal fiscal year, which is October 1 through September 30 or the state fiscal year, which is July 1 through June 30. Typical grants are for one year but may be continued for up to two additional years. Public information and education projects are continued indefinitely.

The grantee shall ensure compliance with 49 CFR Part 18.42 which addresses retention and access requirements for grant-related records. The State, the federal grantor agency and the Comptroller General of the United States, or any of their authorized representatives, shall have the right of access to any books, documents, papers or other records of the grantee which are pertinent to the grant. These records must be retained for a period of six years starting on the date the grantee submits its final request for reimbursement for this grant.

Any obligation of grant funds extends only to those costs incurred by the grantee after "Authorization to Proceed" for the particular part of the program involving costs.

Grant funds shall not be used for activities previously carried out with the grantee's own resources (supplanting).

Income earned through services conducted through the project should be used to offset the cost of the project and be included in the Budget and Cost Summary.

The grantee shall ensure that all grant-related expenditures are included as a part of entity-wide audits conducted in accordance with the Single Audit Act of 1984 (31 USC 7561-7). The grantee shall provide TSD a copy of all Single Audit Reports covering the time period of the grant award as soon as they become available. Federal funds received have the following Catalog of Federal Domestic Assistance (CFDA) numbers: 20.205, Highway Planning and Construction, 20.600, State and Community Highway Safety; 20.601, Alcohol Impaired Driving Countermeasures Incentive Grants; 20.602, Occupant Protection Incentive Grants; 20.608, Minimum Penalties for Repeat Offenders for Driving While Intoxicated; 20.609, Safety Belt Performance Grants; 20.610, State Traffic Safety Information System Improvement Grants; 20.611, Incentive Grant Program to Prohibit Racial Profiling; 20.612, Incentive Grant Program to Increase Motorcyclist Safety; 20.613, Child Safety and Child Booster Seats Incentive Grants; and 20.616, National Priority Programs – MAP-21.

The grantee shall reimburse TSD within 30 days for any ineligible or unauthorized expenditures as determined by a state or federal review for which grant funds have been claimed and payment received.

The grantee, its subcontractors, if any, and all employers working under this agreement are subject employers under the Oregon Workers' Compensation Law and shall comply with ORS 656.017, which requires them to provide workers' compensation coverage for all their subject workers.

The grantee shall make purchases of any equipment, materials, or services pursuant to this Agreement under procedures consistent with those outlined in ORS Chapter 279A, 279B and 279C; the Attorney General Model Procurement Rules, OAR Chapter 137, Divisions 46, 47, 48 and 49, as may have been modified by a contracting agency pursuant to ORS 279A.065. [The Oregon Department of Administrative Services Administrative Rules (Oregon Administrative Rules, Chapter 125: and Oregon State Law, ORS Chapter 279)].

The grantee shall defend, save and hold harmless the State of Oregon, including the Oregon Transportation Commission, the Oregon Transportation Safety Committee, the Department of Transportation, the Transportation Safety Division, and their members, officers, agents, and employees from all claims, suits, or actions of whatever nature arising out of the performance of this Agreement, except for claims arising out of the negligent acts or omissions of the State of Oregon, its employees, or representatives. This provision is subject to the limitations, if applicable, set forth in Article XI, Section 10 of the Oregon Constitution and in the Oregon Tort Claims Act, ORS 30.260 to 30.300.

Project Director's Responsibilities

The Project Director is responsible for fulfilling this Agreement and establishing and maintaining procedures that will ensure the effective administration of the project objectives. The Project Director shall:

1. Establish or use an accounting system that conforms to generally accepted accounting principles, and ensure that source documents are developed which will reliably account for the funds expended.
2. Maintain copies of job descriptions and resumes of persons hired for all project-related positions which are funded at 0.25 FTE or more.
3. Maintain records showing actual hours utilized in project-related activity by all grant-funded personnel and by all other staff personnel or volunteers whose time is used as in-kind match.
4. Complete a Quarterly Highway Safety Project Report. Each report must be signed by the Project Director or the Designated Alternate, and submitted to TSD by the tenth of the month following the close of each calendar quarter for the duration of the grant period. The Designated Alternate is an individual who is given the authority to sign Quarterly Highway Safety Project Reports for the Project Director, in the event he/she is unable to sign due to circumstances beyond his/her control.
5. Submit a Claim for Reimbursement within 35 days of the end of the calendar quarter in which expenses were incurred, using the form provided by TSD as follows:
 - a. Copies of invoices and/or receipts for all specified items must be submitted to TSD upon request with the Claim for Reimbursement;
 - b. claims may be submitted monthly, and must be submitted at least quarterly; and,
 - c. claims must be signed by the Project Director or the Designated Alternate (duplicated signatures will not be accepted).
6. Prepare a Project Directors Final Evaluation Report in accordance with the Evaluation Plan described in the grant document. The report will be no more than ten pages and will include the following elements:
 - a. A summary of the project including problems addressed, objectives, major activities, and accomplishments as they relate to the objectives;
 - b. a summary of the costs of the project including amount paid by TSD, funded agency, other agencies, and private sources. The amount of volunteer time should be identified;
 - c. discussion of implementation process so that other agencies implementing similar projects can learn from your experiences; What went as planned? What didn't work as expected? What important elements made the project successful or not as successful as expected?

- d. responses to Evaluation Questions. List each question and answer (refer to Data Table); and,
- e. completed Data Table.

The Project Director's Final Evaluation Report must be submitted within 35 days following the last day of the grant period.

Project Revision

1. Any proposed changes in the project objectives, key project personnel, time period, budget, or mailing address must be requested in writing, and receive approval by TSD. A Grant Adjustment Form will be signed by both TSD and the grantee.
2. Any time extension in the project period must be requested at least six weeks prior to the end of the project period and approved by the federal grantor agency if the end of federal fiscal year is involved.

Contracts and Other Service Agreements

1. Any contracts or other service agreements that are entered into by the grantee as part of this project shall be reviewed and approved by TSD to determine whether the work to be accomplished is consistent with the objectives of the project, and whether the provisions of paragraphs 2 through 4 of this section are considered.
2. All contracts awarded by the grantee shall include the provision that any subcontracts include all provisions stated in this section or the provision that no subcontracts shall be awarded.
3. The grantee shall ensure that each contractor adhere to applicable requirements established for the grant and that each contract include provisions for the following:
 - a. Administrative, contractual, or legal remedies in instances where contractors violate or breach contract terms, and provide for such sanctions and penalties as may be appropriate;
 - b. mandatory standards and policies relating to energy efficiency which are contained in the state energy conservation plan issued in compliance with the Energy Policy and Conservation Act (PL 94-163);
 - c. access by the grantee, the state, the federal grantor agency, the Comptroller General of the United States, or any of their duly authorized representatives, to any books, documents, papers, and records of the contractor which are directly pertinent to that specific contract, for the purpose of making audit, examination, excerpts, and transcriptions. Grantees shall require contractors to maintain all required records for three years after grantees make final payments and all other pending matters are closed;
 - d. notice of grantor agency requirements and regulations pertaining to reporting, requirements and regulations pertaining to patent rights with respect to any discovery or invention which arises or is developed in the course of or under such contract, and

requirements and regulations pertaining to copyrights and rights in data.

not be sold for profit by either the grantee or any other party.

4. Where applicable, contracts shall include the following provisions:
 - a. Termination for cause and for convenience by the grantee including the manner by which it will be effected and the basis for the settlement (Contracts in excess of \$10,000);
 - b. Compliance with Executive Order 11246 of September 24, 1965 entitled "Equal Employment Opportunity," as amended by Executive Order 11375 of October 13, 1967 and supplemented in Dept. of Labor regulations (41 CFR Part 60) (Contracts in excess of \$10,000);
 - c. Compliance with sections 103 and 107 of the Contract Work Hours and Safety Standards Act (40 USC 327-330) as supplemented by Dept. of Labor regulations (29 CFR Part 5) (Contracts in excess of \$2,500);
 - d. Bidders, proposers, and applicants must certify that neither they nor their principals is presently debarred, suspended, proposed for debarment, declared ineligible, or voluntarily excluded from participating in this transaction by any federal agency or department (Contracts in excess of \$25,000).

Travel

1. The grantee shall keep a record of all significant travel. In-state trips outside the grantee's jurisdiction should be summarized on Quarterly Highway Safety Project Reports.
2. All out-of-state travel must be pre-approved by TSD. To receive authorization, the trip must be detailed on the project budget or requested in a grant adjustment. Reports on out-of-state trips shall be summarized on Quarterly Highway Safety Program Report.
3. Reimbursement will only be authorized for travel of persons employed by the grantee in project-related activities unless prior written approval is granted by TSD.

Development of Printed or Production Materials

1. The grantee shall provide TSD with draft copies of all materials developed using grant funds. TSD may suggest revisions and must approve production.
2. All brochures; course, workshop and conference announcements; and other materials that are developed and/or printed using grant funds shall include a statement crediting TSD and federal participation.
3. Materials produced through this project shall be provided to TSD for its use and distribution and may

Equipment Purchased with Grant Funds

1. A Residual Value Agreement shall be completed and submitted to TSD if grant funds are used in whole or in part to acquire any single item equipment costing \$5,000 or more or at TSD discretion. A copy of the original vendor's invoice indicating quantity, description, manufacturer's identification number and cost of each item will be attached to the signed agreement. All equipment should be identified with a property identification number.
2. All material and equipment purchased shall be produced in the United States in accordance with Section 165 of the Surface Transportation Assistance Act of 1982 (Pub. L. 97-424; 96 Stat. 2097) unless the Secretary of Transportation has determined under Section 165 that it is appropriate to waive this agreement.
3. Material and equipment shall be used in the program or activity for which it was acquired as long as needed, whether or not the project continues to be supported by grant funds. Ownership of equipment acquired with grant funds shall be vested with the grantee. Costs incurred for maintenance, repairs, updating, or support of such equipment shall be borne by the grantee.
4. If any material or equipment ceases to be used in project activities, the grantee agrees to promptly notify TSD. In such event, TSD may direct the grantee to transfer, return, keep, or otherwise dispose of the equipment.

Termination

1. TSD may terminate this Agreement for convenience in whole or in part whenever:
 - a. The requisite state and/or federal funding becomes unavailable through failure of appropriation or otherwise; or,
 - b. The requisite local funding to continue this project becomes unavailable to grantee; or,
 - c. Both parties agree that continuation of the project would not produce results commensurate with the further expenditure of funds.
2. TSD may, by written notice to grantee, terminate this Agreement for any of the following reasons:
 - a. The grantee takes any action pertaining to this Agreement without the approval of TSD and which under the provisions of this agreement would have required the approval of TSD; or,
 - b. The commencement, prosecution, or timely completion of the project by grantee is, for any reason, rendered improbable, impossible, or illegal; or,
 - c. The grantee is in default under any provision of this Agreement.

Conditions of Project Approval

Actions taken by the Oregon Transportation Safety Committee, if any, regarding conditions under which this project is approved are given in the Conditions of Approval. The grantee agrees to follow these conditions in implementing the project.

Contract Provisions and Signatures

It is understood and agreed that the grantee shall comply with all federal, state, and local laws, regulations, or

ordinances applicable to this agreement and that this Agreement is contingent upon grantee complying with such requirements.

This Agreement shall be executed by those officials authorized to execute this Agreement on the grantee's behalf. In the event grantee's governing body delegates signature of the Agreement, grantee shall attach to this Agreement a copy of the motion or resolution which authorizes said officials to execute this Agreement, and shall also certify its authenticity.

Agreements and Assurances

Project Director:

Joseph Marek, Traffic Engineering Supervisor

Joseph Marek
Signature

10/9/2016
Date

Designated Alternate:

Signature

Date

Authorizing Government Official:

Mike Bezner, Assistant Director, DTD

Mike Bezner
Signature

10/4/16
Date

TO BE COMPLETED BY TSD

Project No.: SA-17-25-08

Title: CLACKAMAS COUNTY SAFE
COMMUNITY

OTC approval date: June 16, 2016

Total project cost: \$12,457

TSD grant funds: \$10,000

All matching funds: \$2,457

Matching source(s): Local

Authority to approve modifications to this agreement is delegated to the Transportation Safety Division grant manager.

Manager, Transportation Safety Division Oregon
Department of Transportation

Date

ODOT GRANT BUDGET AND COST SHARING

Project No.: SA-17-25-08
 Project Name: CLACKAMAS COUNTY SAFE COMMUNITY
 Agency: Clackamas Co. Dept. of Transportation Development

Project Period: 10/01/16 (From) - 09/30/17 (To)

(Office Use Only)

Grant Adjustment #: 0

Grant Adjust. Effective Date:

Project Yr. (1-2-3, Ongoing):

This form should include all budget information. If additional information is required for clarity, please include on a separate page referencing appropriate budget item.

1. Personnel Costs*

A. Staff assigned and estimated hours:	Hours	Rate	Total Cost
Traffic Safety Match - Program Coordinat	63.00 @ \$	39.00 /hr = \$	2,457.00
	0.00 @ \$	- /hr = \$	-
	0.00 @ \$	- /hr = \$	-
	0.00 @ \$	- /hr = \$	-
	0.00 @ \$	- /hr = \$	-
	0.00 @ \$	- /hr = \$	-
Staff Subtotal			\$ 2,457.00

B. Overtime	Hours	Rate	Total Cost
Targeted Law Enforcement	55.00 @ \$	65.00 /hr = \$	3,575.00
	0.00 @ \$	- /hr = \$	-
Overtime Subtotal			\$ 3,575.00

C. Volunteer Time	Hours	Rate	Total Cost
	0.00 @ \$	- /hr = \$	-
	0.00 @ \$	- /hr = \$	-
Volunteer Subtotal			\$ -

2. Personnel Benefits

	Unit Cost	# of Units	Total Cost
A.	\$ - @	0 =	\$ -
B.	\$ - @	0 =	\$ -
Benefits Subtotal			\$ -

3. Equipment

	Unit Cost	# of Units	Total Cost
A.	\$ - @	0 =	\$ -
B.	\$ - @	0 =	\$ -
C.	\$ - @	0 =	\$ -
D.	\$ - @	0 =	\$ -
Equipment Subtotal			\$ -

4. Materials/Printing

	Unit Cost	# of Units	Total Cost
A. Project Specific Printing	\$ 6,200.00 @	1 =	\$ 6,200.00
B.	\$ - @	0 =	\$ -
C.	\$ - @	0 =	\$ -
Materials Subtotal			\$ 6,200.00

5. Overhead/Indirect Costs

	Unit Cost	# of Units	Total Cost
A.	\$ - @	0 =	\$ -
B.	\$ - @	0 =	\$ -
Overhead Subtotal			\$ -

TSD FUNDS	MATCH	TOTAL
\$0.00	\$2,457.00	\$2,457.00
\$3,575.00	\$0.00	\$3,575.00
\$0.00	\$0.00	\$0.00
\$0.00	\$0.00	\$0.00
\$0.00	\$0.00	\$0.00
\$6,200.00	\$0.00	\$6,200.00
\$0.00	\$0.00	\$0.00

ODOT GRANT BUDGET AND COST SHARING

Project Number: CLACKAMAS COUNTY SAFE

6. Other Project Costs

A. Travel In-State	Unit Cost	# of Units	Total Cost
	\$ 225.00 @	1 =	\$ 225.00
B. Travel Out-of-State (specify)***:	\$ - @	0 =	\$ -
C. Office Expenses (supplies, photocopy, telephone, postage)	\$ - @	0 =	\$ -
D. Other Costs (specify):			
1.)	\$ - @	0 =	\$ -
2.)	\$ - @	0 =	\$ -
3.)	\$ - @	0 =	\$ -
4.)	\$ - @	0 =	\$ -
5.)	\$ - @	0 =	\$ -
Other Project Costs Subtotal			\$ -

7. Consultation/Contractual Services **

A.	Unit Cost	# of Units	Total Cost
	\$ - @	0 =	\$ -
B.	\$ - @	0 =	\$ -
Consultation/Contractual Services Total			\$ -

8. Mini-Grants ***

	TSD	Match
A.	\$ -	\$ -
B.	\$ -	\$ -
C.	\$ -	\$ -
D.	\$ -	\$ -
E.	\$ -	\$ -
F.	\$ -	\$ -
G.	\$ -	\$ -
H.	\$ -	\$ -
Mini-Grants Subtotals	\$ -	\$ -

TOTAL

COST SHARING BREAKDOWN

1. TSD Funds	\$ 10,000.00	80%
2. Match: State		
3. Match: Local	\$ 2,457.00	20%
4. Match: Other (specify)		
a.)		
b.)		
c.)		
5. TOTAL COSTS	\$ 12,457.00	100%

TSD FUNDS	MATCH	TOTAL
\$225.00	\$0.00	\$225.00
\$0.00	\$0.00	\$0.00
\$0.00	\$0.00	\$0.00
\$0.00	\$0.00	\$0.00
\$0.00	\$0.00	\$0.00
\$0.00	\$0.00	\$0.00
\$0.00	\$0.00	\$0.00
\$0.00	\$0.00	\$0.00
\$0.00	\$0.00	\$0.00
\$0.00	\$0.00	\$0.00
\$10,000.00	\$2,457.00	\$12,457.00

Budget Comments:

* Job descriptions for all positions assigned to grant for 500 hours or more must be included in Exhibit B.
 ** TSD approval required prior to expenditures.

RACIAL AND ETHNIC IMPACT STATEMENT

This form is used for informational purposes only and must be included with the grant application.

Chapter 600 of the 2013 Oregon Laws require applicants to include with each grant application a racial and ethnic impact statement. The statement provides information as to the disproportionate or unique impact the proposed policies or programs may have on minority persons¹ in the State of Oregon if the grant is awarded to a corporation or other legal entity other than natural persons.

1. The proposed grant project policies or programs could have a disproportionate or unique positive impact on the following minority persons:

Indicate all that apply:

- Women
 Persons with Disabilities
 African-Americans
 Hispanics
 Asians or Pacific Islanders
 American Indians
 Alaskan Natives

2. The proposed grant project policies or programs could have a disproportionate or unique negative impact on the following minority persons:

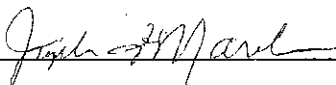
Indicate all that apply:

- Women
 Persons with Disabilities
 African-Americans
 Hispanics
 Asians or Pacific Islanders
 American Indians
 Alaskan Natives

3. The proposed grant project policies or programs will have no disproportionate or unique impact on minority persons.

If you checked numbers 1 or 2 above, on a separate sheet of paper, provide the rationale for the existence of policies or programs having a disproportionate or unique impact on minority persons in this state. Further provide evidence of consultation with representative(s) of the affected minority persons.

I HEREBY CERTIFY on this 3rd day of October, 2016, the information contained on this form and any attachment is complete and accurate to the best of my knowledge.



Signature
Printed Name: Joseph F. Marek
Title: Transportation Safety Program Manager

¹ "Minority persons" are defined in SB 463 (2013 Regular Session) as women, persons with disabilities (as defined in ORS 174.107), African-Americans, Hispanics, Asians or Pacific Islanders, American Indians and Alaskan Natives.

Grant Application Lifecycle Form

Use this form to track your potential grant from conception to submission.

Sections of this form are designed to be completed in collaboration between department program and fiscal staff.

**** CONCEPTION ****

Note: The processes outlined in this form are not applicable to disaster recovery grants.

Section I: Funding Opportunity Information - To be completed by Requester

Lead Department: DTD-Transportation Safety Grant Renewal? Yes No

Name of Funding Opportunity: Safe Communities Grant

Funding Source: Federal State Local: _____

Requestor Information (Name of staff person initiating form): Patty McMillan

Requestor Contact Information: 503-742-4661 pmcm

Department Fiscal Representative: Diedre Landon

Program Name or Number (please specify): 02108 - Clackamas County Safe Communities

Brief Description of Project:

The Clackamas County Safe Communities Program has received funds from this grant since program inception in 2005. Funds are used to support traffic safety. Typical programs include teen education, enhanced enforcement and messaging projects. in 2012.

Name of Funding (Granting) Agency: Oregon Department Of Transportation - Traffic Safety Division

Agency's Web Address for Grant Guidelines and Contact Information:

Walter McAllister - ODOT-TSD - MS3 - 4040 Fairview Industrial Drive SE - Salem, OR 97302-1142 -
Walter.J.McAllister@odot.state.or.us - 503-986-4187 - <http://www.oregon.gov/ODOT/TS/Pages/grantee.aspx>

OR

Application Packet Attached: Yes No

Completed By: Patty McMillan 9/7/2016
Date

**** NOW READY FOR SUBMISSION TO DEPARTMENT FISCAL REPRESENTATIVE ****

Section II: Funding Opportunity Information - To be completed by Department Fiscal Rep

Competitive Grant Non-Competing Grant/Renewal Other Notification Date: _____

CFDA(s), if applicable: 20.600

Announcement Date: 7/31/2016 Announcement/Opportunity: _____

Grant Category/Title: Safe Communities Max Award Value: tba

Allows Indirect/Rate: yes Match Requirement: 20%

Application Deadline: 9/15/2016 Other Deadlines: _____

Grant Start Date: 10/1/2016 Other Deadline Description: _____

Grant End Date: 9/30/2016

Completed By: Patty McMillan and Joe Marek

Pre-Application Meeting Schedule: _____

Section III: Funding Opportunity Information - To be completed at Pre-Application Meeting by Dept Program and Fiscal Sta

Mission/Purpose:

1. *How does the grant support the Department's Mission/Purpose/Goals?*

The Safe Communities program - also called Drive to Zero - has a mission to reduce fatal and serious injury crashes. The goal of the TSAP is to reduce fatal and serious injury crashes by 50% by 2022. This grant funds projects that support the reduction of crash occurrence with education, enforcement, messaging, data collection and other support which is in alignment with the department's mission and goals.

2. *How does the grant support the Division's Mission/Purpose/Goals? (If applicable)*

The grant supports the division goals in the same manner as the department goals by ensuring safe, healthy and secure communities.

3. *What, if any, are the community partners who might be better suited to perform this work?*

None

4. *What are the objectives of this grant? How will we meet these objectives?*

The objectives of this grant will be to perform outreach for education on transportation safety measured by the amount of school and community presentations. Also to fund enhanced enforcement activities measured by local law enforcement agencies.

5. *Does the grant proposal fund an existing program? If yes, which program? If no, what should the program be called and what is its purpose?*

Yes, the grant funds a portion of the Drive to Zero Program (formally Safe Communities).

Organizational Capacity:

1. *Does the organization have adequate and qualified staff? If yes, what types of staff are required? If no, can staff be hired within the grant timeframe?*

Yes, the organization has adequate staff for this grant including Program Director - Joseph Marek and Program Coordinator - Patty McMillan.

2. *Is there partnership efforts required? If yes, who are we partnering with, what are their roles and responsibilities, and are they committed to the same goals?*

Staff partners with several local high schools who are committed to the same goals. Staff also partners with local law enforcement agencies, ODOT staff and prevention coalitions who are very committed to the goal of eliminating serious and fatal crashes.

3. *If this is a pilot project, what is the plan for sunsetting the program or staff if it does not continue (e.g. making staff positions temporary or limited duration, etc.)?*

This is not a pilot project.

4. *If funding creates a new program, does the department intend that the program continue after initial funding is exhausted? If so, how will the department ensure funding (e.g. request new funding during the budget process, discontinue or supplant a different program, etc.)?*

This is not a new program. The program is established and staffed. It does not rely on this grant for sustainability.

Collaboration

1. List County departments that will collaborate on this award, if any.

H3S, Public Health, Fairgrounds, Juvenile Department, CCSO, Parks and Rec, Public and Govt Affairs and Social Services.

Reporting Requirements

1. What are the program reporting requirements for this grant?

Initial grant application. Quarterly reports. End of year Director Report.

2. What is the plan to evaluate grant performance? Are we using existing data sources? If yes, what are they and where are they housed? If not, is it feasible to develop a data source within the grant timeframe?

Within the ODOT grant, there are objectives, goals and evaluation measurements that are established and reported every quarterly to ensure outcomes are being reached, in process or delayed.

3. What are the fiscal reporting requirements for this grant?

Purchases are tracked and reported to County grant personnel. Quarterly claims for reimbursement are completed by grant personnel.

Fiscal

1. Will we realize more benefit than this grant will cost to administer?

Yes.

2. What other revenue sources are required? Have they already been secured?

The Safe Communities program is funded with General Funds that have been approved for FY2016-17.

3. Is there a match requirement? If yes, how much and what type of funding (CGF, Inkind, Local Grant, etc.)?

Yes, there is a match requirement (20%) and easily met with staff and volunteer time.

4. Is this continuous or one-time funding? If one-time funding, how will program funding be sustained?

This grant has been offered since the Safe Communities program was established in 2005. Grant amounts change each year dependent on proposed projects. Grant funds could be terminated at some time, however, the program sustainable without these grants funds.

5. Does this grant cover indirect costs? If yes, is there a rate cap? If no, can additional funds be obtained to support indirect expenses and what are they?

Yes. The rate cap should be identified in the County's Federal Cognizant Agency Letter (per ODOT). ODOT grant representatives have preferred funds are used on program needs. It is unknown at this time if additional funds could be obtained to support indirect expenses.

Program Approval:

Section IV: Approvals

DIVISION DIRECTOR OR ASSISTANT DIRECTOR (or designee, if applicable)		
Name (Typed/Printed)	Date	Signature

DEPARTMENT DIRECTOR		
Name (Typed/Printed)	Date	Signature

IF APPLICATION IS FOR FEDERAL FUNDS, PLEASE SEND COPY OF THIS DOCUMENT, BY EMAIL OR BY COURIER, TO FINANCE. ROUTE ORIGINAL OR SCANNED VERSION TO COUNTY ADMIN.

Section V: Board of County Commissioners/County Administration (required for all grant applications)

For applications less than \$150,000:

COUNTY ADMINISTRATOR	Approved: <input type="checkbox"/>	Denied: <input type="checkbox"/>
Name (Typed/Printed)	Date	Signature

For applications greater than \$150,000 or which otherwise require BCC approval:

BCC Agenda item #: Date:

OR

Policy Session Date:

County Administration Attestation

County Administration: re-route to department contact when fully approved.

Department: keep original with your grant file.



Karen Brisbin
Justice Of The Peace

CLACKAMAS COUNTY JUSTICE COURT

11750 SE 82ND AVE SUITE D | HAPPY VALLEY, OR 97086

October 13, 2016

Board of County Commissioners
Clackamas County

Members of the Board:

A Resolution Appointing Justices of the Peace Pro Tempore for the
Clackamas County Justice of the Peace District

Purpose/ Outcome	Approval of the Resolution Appointing Justices of the Peace Pro Tempore will appoint pro tempore judges to ensure that the Justice Court can continue to hold court during those periods of time when Justice of the Peace Brisbin is temporarily absent or otherwise unable to hold court.
Dollar Amount and Fiscal Impact	Pro Tempore judges are paid at an hourly rate of \$47.22, plus .54 cents per mile for travel to and from the court building.
Funding Source	Justice Court Budget
Duration	1 year
Previous Board Action/ Review	Annual appointment per ORS 51.260
Strategic Plan Alignment	Provide continuity of judicial service to the public
Contact Person	Laura Anderson, Accounting Specialist III 503-794-3816
Contract Number	N/A

BACKGROUND: When Justice of the Peace Brisbin is temporarily absent or otherwise unable to hold court, justices of the peace pro tempore ensure that the Justice Court can continue to hold court. Pro tempore judges adjudicate violation or civil cases set for first appearance/ arraignment or contest hearing/ trial. The individual recommended for appointment is a Clackamas County attorney in good standing with the Oregon State Bar and meets the eligibility requirements set by Oregon Revised Statutes.

The Resolution has been reviewed and approved by County Counsel.

RECOMMENDATION: Staff recommends approval of this Resolution appointing two Clackamas County attorneys to serve as justice of the peace pro tempore during the next year.

Respectfully submitted,

Karen Brisbin
Justice of the Peace

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

A RESOLUTION APPOINTING A
JUSTICE OF THE PEACE PRO
TEMPORE FOR THE CLACKAMAS
COUNTY JUSTICE OF THE PEACE
DISTRICT



Resolution No.

WHEREAS, The Clackamas County Justice of the Peace District (the Justice Court) was created by the Board of County Commissioners (BCC) in February 2009, and Justice of the Peace Karen Brisbin was subsequently appointed by the Governor and has been elected to serve a six (6) year term; and

WHEREAS, Pursuant to ORS 51,260(2), the BCC may appoint a justice of the peace pro tempore to ensure that the Justice Court can continue to hold court during those periods of time when Judge Brisbin is temporarily absent or otherwise unable to hold court; and

WHEREAS, Kristen S. David and Roxanne R. Scott are eligible to serve as a justice of the peace pro tempore being a citizen of the United States, a resident of Oregon for at least three years, and has maintained a residence or principal office in Clackamas County for at least one year immediately prior to appointment; and

WHEREAS, The BCC, upon the recommendation of Judge Brisbin, finds it is in the public interest to appoint Kristen S. David and Roxanne R. Scott, to serve as a justice of the peace pro tempore in Clackamas County; and

NOW, THEREFORE, IT IS HEREBY RESOLVED, that the Board of County Commissioners appoints Kristen S. David and Roxanne R. Scott, to serve as a justice of the peace pro tempore for the Clackamas County Justice of the Peace District. Kristen S. David and Roxanne R. Scott shall have the authority to preside over court proceedings as is necessary during times when Judge Brisbin is temporarily absent or otherwise unable to hold court.

IT IS FURTHER RESOLVED, that the appointment of Kristen S. David and Roxanne R. Scott shall be for a term not to exceed one year from the date of this resolution. The appointment, however, is subject to termination in the sole discretion of the BCC at any time prior to the expiration of the term.

Dated this 13th day of October, 2016

CLACKAMAS COUNTY BOARD OF COMMISSIONERS

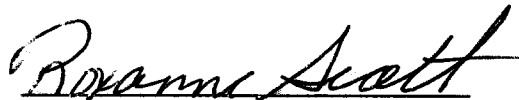
Chair

Recording Secretary


STATE OF OREGON
JUDICIAL OATH OF OFFICE

STATE OF OREGON)
)ss.
COUNTY OF CLACKAMAS)

I, Roxanne R. Scott, do solemnly swear or affirm that I will support the Constitution of the United States, and the Constitution of the State of Oregon, and that I will faithfully, honestly, and impartially discharge the duties of a pro tempore judge of the Clackamas County Justice of the Peace District, according to the best of my ability, and that I will not accept any other office, except judicial offices, during the term for which I have been appointed.


Roxanne R. Scott

Subscribed and sworn before me this 8th day of September, 2016.


Karen Brisbin
Justice of the Peace
Clackamas County

UNDERTAKING FOR
JUSTICE OF THE PEACE PRO TEM

Whereas Roxanne R. Scott has been duly appointed justice of the peace pro tem in and for the Clackamas County Justice of the Peace District on the 23rd day of

June, 2016, we, Paula Hull-Torres and Scott Haynes,

hereby undertake that if Roxanne R. Scott shall not faithfully pay over according to law all moneys that shall come into his hands by virtue of such office, then we, or either of us, will pay to the State of Oregon the sum of \$2,500.

Dated this 23rd day of June, 2016.

Paula Hull-Torres

Surety #1

Scott Haynes

Surety #2

Approved on behalf of the Clackamas County Board of Commissioners by:

John Ludlow, Chair

JUSTIFICATION OF SURETY

I, Scott Haynes, being duly sworn hereby depose and say:

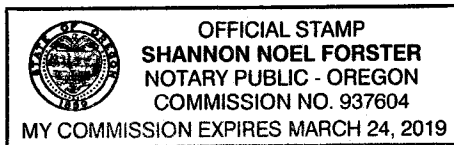
1. That I am a surety in the undertaking for Roxanne R. Scott pursuant to ORS 51.250;
2. That I am a resident of the State of Oregon, County of Clackamas;
3. That I am not a sheriff or officer of any court;
4. That I am worth the sum specified in the undertaking, exclusive of property exempt from execution, and over and above all just debts and liabilities.

Dated this 23rd day of June, 2016.

Scott Haynes
Surety

State of Oregon)
) ss.
County of Clackamas)

Subscribed and sworn to me this 23rd day of June, 2016.



Shannon Forster
Notary Public

JUSTIFICATION OF SURETY

I, Paula Hull-Torres, being duly sworn hereby depose and say:

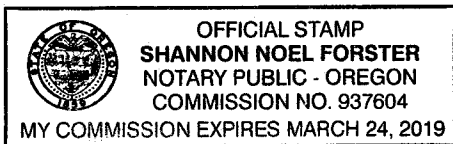
1. That I am a surety in the undertaking for Roxanne R. Scott pursuant to ORS 51.250;
2. That I am a resident of the State of Oregon, County of Clackamas;
3. That I am not a sheriff or officer of any court;
4. That I am worth the sum specified in the undertaking, exclusive of property exempt from execution, and over and above all just debts and liabilities.

Dated this 22nd day of June, 2016.

Paula Hull-Torres
Surety

State of Oregon)
) ss.
County of Clackamas)

Subscribed and sworn to me this 22nd day of June, 2016.

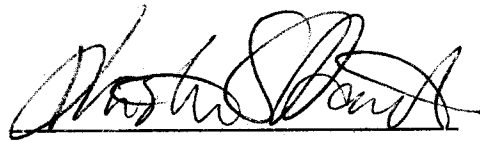


Shannon Noel Forster
Notary Public

STATE OF OREGON
JUDICIAL OATH OF OFFICE

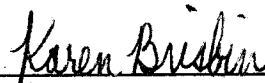
STATE OF OREGON)
)ss.
COUNTY OF CLACKAMAS)

I, Kristen S. David, do solemnly swear or affirm that I will support the Constitution of the United States, and the Constitution of the State of Oregon, and that I will faithfully, honestly, and impartially discharge the duties of a pro tempore judge of the Clackamas County Justice of the Peace District, according to the best of my ability, and that I will not accept any other office, except judicial offices, during the term for which I have been appointed.



Kristen S. David

Subscribed and sworn before me this 8th day of September, 2016.



Karen Brisbin
Justice of the Peace
Clackamas County

JUSTIFICATION OF SURETY

I, Sam Nelson, being duly sworn hereby depose and say:

1. That I am a surety in the undertaking for Kristen S. David pursuant to ORS 51.250;
2. That I am a resident of the State of Oregon, County of Clackamas;
3. That I am not a sheriff or officer of any court;
4. That I am worth the sum specified in the undertaking, exclusive of property exempt from execution, and over and above all just debts and liabilities.

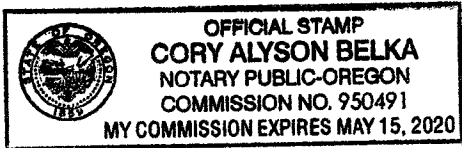
Dated this 23 day of September 2016.

[Handwritten signature of Sam Nelson]

Surety

State of Oregon)
) ss.
County of Clackamas)

Subscribed and sworn to me this 23rd day of September, 2016.



[Handwritten signature of Cory Alyson Belka]
Notary Public

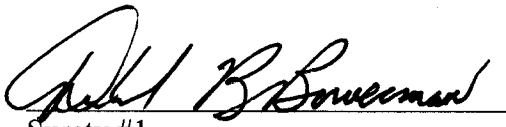
CLACKAMAS COUNTY JUSTICE COURT
STATE OF OREGON
2016 SEP 26 PM 4:19

UNDERTAKING FOR
JUSTICE OF THE PEACE PRO TEM

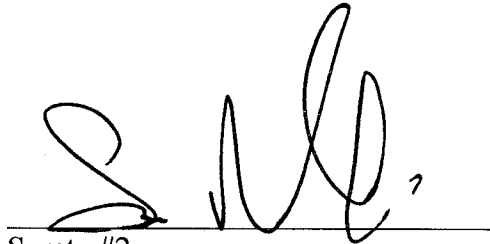
ENTERED _____ BY _____

Whereas Kristen S. David has been duly appointed justice of the peace pro tem in and for the Clackamas County Justice of the Peace District on the 8th day of September, 2016, we, Don Bowerman and Sam Nelson, hereby undertake that if Kristen S. David shall not faithfully pay over according to law all moneys that shall come into her hands by virtue of such office, then we, or either of us, will pay to the State of Oregon the sum of \$2,500.

Dated this 23rd day of September, 2016.



Surety #1



Surety #2

Approved on behalf of the Clackamas County Board of Commissioners by:

John Ludlow, Chair

CLACKAMAS COUNTY COURT
NOTARY PUBLIC
FILED

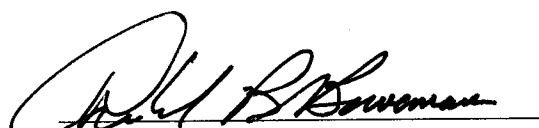
SEP 23 2016 9:19

JUSTIFICATION OF SURETY

I, Donald B. Bowerman, being ~~duly sworn hereby~~ depose and say:

1. That I am a surety in the undertaking for Kristen S. David pursuant to ORS 51.250;
2. That I am a resident of the State of Oregon, County of Clackamas;
3. That I am not a sheriff or officer of any court;
4. That I am worth the sum specified in the undertaking, exclusive of property exempt from execution, and over and above all just debts and liabilities.

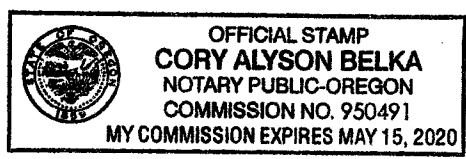
Dated this 23 day of September, 2016.

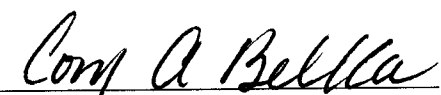


Surety

State of Oregon)
) ss.
County of Clackamas)

Subscribed and sworn to me this 23rd day of September 2016.





Notary Public



October 13, 2016

Board of County Commissioners
Clackamas County

Members of the Board:

Board Order in the Matter of an Extension of the Cable Television Franchise with
Government Camp Cable, Inc., an Oregon Partnership

Purpose/Outcome	Extend current cable television franchise to allow time for evaluation and negotiations.
Dollar Amount and Fiscal Impact	N/A
Funding Source	N/A
Duration	Effective October 20, 2016 through April 30, 2017
Previous Board Action/Review	The original franchise agreement was approved by Board Order No. 2006-468 on October 19, 2006.
Strategic Plan Alignment	Build Public Trust Through Good Government
Contact Person	Gary Schmidt, Public and Government Affairs, 503-742-5908
Contract No.	N/A

BACKGROUND:

Government Camp Cable, Inc., an Oregon Partnership Cable Franchise Permit Agreement expires on October 19, 2016. As the County and Government Camp Cable, Inc. will need time to evaluate and negotiate a new cable franchise agreement, it is desirable to continue the current contract under the same terms and conditions pursuant to applicable law unless and until the County issues a termination of franchise notice. Government Camp Cable, Inc. currently serves over 65 subscribers in the unincorporated area of Clackamas County.

This extension, if granted, would not affect either party's rights in the renewal process. Government Camp Cable, Inc. does not operate PEG channels at this time. Therefore, PEG fees are not collected. The County will evaluate Government Camp Cable, Inc.'s legal, technical and financial qualifications to operate the cable system, as well as the community's needs, in its determination of whether to renew the franchise and on what terms and conditions.

This cable franchise agreement extension has been reviewed and approved by County Counsel.

Page 2
Staff Report – Government Camp Cable, Inc.
October 13, 2016

RECOMMENDATION:

Staff respectfully recommends the Board approve the extension of the franchise permit agreement to assure that the terms of the current franchise agreement continue to be met through April 30, 2017.

Respectfully submitted,

Gary Schmidt, Director
Public and Government Affairs

In the Matter of Approving an
Extension of the Cable Television
Franchise with Government Camp Cable, Inc.
an Oregon Partnership

ORDER NO.

This matter coming before the Clackamas County Board of Commissioners at its regularly scheduled public meeting on October 13, 2016 to consider approving an extension of the cable television franchise with Government Camp Cable, Inc., an Oregon Partnership.

WHEREAS, Government Camp Cable, Inc. holds a cable television franchise with Clackamas County, which will expire on October 19, 2016; and

WHEREAS, County staff and representatives of Government Cable, Inc. will evaluate and negotiate terms regarding the renewal of the applicable franchise unless and until the County issues a termination of franchise notice; and

WHEREAS, the amount of time required to conclude negotiations and allow for public review of a new franchise agreement will extend beyond the current expiration date; and

WHEREAS, it is in the public interest to extend the current franchise for an additional period of time under the same terms and conditions pursuant to applicable law to accommodate the renewal process and avoid a potentially unnecessary disruption of service to affected residents.

NOW, THEREFORE, IT IS HEREBY ORDERED THAT the franchise granted to Government Camp Cable, Inc. shall be extended until and including April 30, 2017, and that all rights and obligations provided the parties under the franchise agreement shall remain in full force and effect during that period, including the rights of the parties under the Cable Communications Policy Act of 1992 and the Telecommunications Act of 1996. Neither Government Camp Cable, Inc. nor the County shall assert any claim, denial or defense based upon the original expiration date of the Franchise Agreement. This extension of the franchise is explicitly conditioned upon written acceptance thereof by the Franchisee.

DATED THIS _____ DAY OF OCTOBER, 2016.

CLACKAMAS COUNTY BOARD OF COMMISSIONERS

Chair

Recording Secretary



GEORGE MARLTON, JD
PROCUREMENT DIVISION DIRECTOR

PROCUREMENT DIVISION

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

October 05, 2016

MEMORANDUM TO THE
BOARD OF COUNTY COMMISSIONERS

Please place on the Board Agenda of October 13th, 2016 this Amendment #1 with Summit Strategies, LLC. for **FEDERAL REPRESENTATION SERVICES**. This project was requested by Gary Schmidt of Public and Governmental Affairs. PGA executed the original contract dated December 23, 2015, which provided \$149,750.00 in the first year with the option for three (3) potential one-year renewals. The County wishes to amend the contract to encompass the three (3) renewals, thus extending the termination date to June 30, 2019, in order to continue with the vendor's expertise in representation services. This amendment will result in a cumulative contract total of \$599,000.00. This Amendment #1 has been reviewed and approved by County Counsel. Funds for this project are budgeted under **three departments: DTD @ 17% = \$25,457.50; Admin @ 70% = \$104,825.00 and WES @ 13% = \$19,467.50.**

Respectfully Submitted,

Ryan Rice
Clackamas County Procurement



Board of County Commissioners
Clackamas County

Members of the Board:

Approval of Amendment #1 to Contract with
Summit Strategies Government Affairs, LLC, for
Federal Representation Services

Purpose / Outcome	Approval of Amendment #1 to contract with Summit Strategies Government Affairs, LLC, for Federal Representation Services.
Fiscal Impact	\$599,000.00
Funding Source	Annual Breakdown: 1. Admin Non-D Budget Line: 100-9110-00-43100 \$104,825.00 (70%) 2. DTD Budget Line: 215-7401-00-43100 \$25,457.50 (17%) 3. WES Budget Line: 111-01-16400 \$19,467.50 (13%) Original Contract: \$149,750 Amendment #1: \$449,250 Total Price: \$599,000 Fiscal Years: 2015/2016, 2016/2017, 2017-2018 and 2018-2019
Duration	June 30, 2019
Strategic Plan Alignment	Building trust through good government.
Previous Action	N/A
Contact Person	Gary Schmidt, Director, 503-742-4351

Background:

Clackamas County's Public and Government Affairs Department has contracted with Summit Strategies Government Affairs LLC (Summit Strategies) for federal representation services. PGA would like to extend the term of the contract with Summit Strategies through June 30, 2019.

The contract has been reviewed by Counsel.

Page 2

Staff Report – Summit Strategies Government Affairs, LLC

October 13, 2016

Recommendation:

Staff respectfully recommends the Board approve Amendment #1 to the contract with Summit Strategies Government Affairs LLC (Summit Strategies).

Sincerely,

Gary Schmidt, Director

Public and Government Affairs

**Placed on the Board Agenda of _____ by
the Procurement Division.**

AMENDMENT #1

**TO THE CONTRACT DOCUMENTS WITH SUMMIT STRATEGIES GOVERNMENT AFFAIRS,
LLC. FOR FEDERAL REPRESENTATION SERVICES**

This Amendment #1 is entered into between **Summit Strategies Government Affairs, LLC.** ("Contractor") Clackamas County Public Government & Affairs ("County") shall become part of the Professional Services Contract entered into between the parties on December 23, 2015.

The Purpose of the Amendment #1 is to make the following changes to the Contract;

1. Section I. Scope is hereby changed as follows:
The Contract expiration date is hereby changed from June 30, 2016 to **June 30, 2019.**
2. Section II. Compensation
The maximum annual compensation authorized under this Contract shall be \$149,750.00 with a maximum compensation not to exceed \$599,000.00.

ORIGINAL CONTRACT	\$ 149,750.00
AMENDMENT #1	<u>\$ 449,250.00</u>
TOTAL AMENDED CONTRACT	<u>\$ 599,000.00</u>

3. Section VI. Termination-Amendment is hereby deleted in its entirety and replaced with:
VI. TERMINATION - AMENDMENT
A. TERMINATIONS. This Contract may be terminated for the following reasons: 1) This Contract may be terminated at any time by mutual consent of the parties, or by County for convenience upon thirty (30) days' written notice to the Contractor; 2) County may terminate this Contract effective upon delivery of notice to Contractor, or at such later date as may be established by the County, if (i) federal or state laws, rules, regulations, or guidelines are modified, changed, or interpreted in such a way that either the work under this Contract is prohibited or County is prohibited from paying for such work from the planned funding source; or (ii) any license or certificate required by law or regulation to be held by the Contractor to provide the services required by this Contract is for any reason denied, revoked, or not renewed; 3) This Contract may also be immediately terminated by County for default (including breach of Contract) if (i) Contractor fails to provide services or materials called for by this Contract within the time specified herein or any extension thereof; or (ii) Contractor fails to perform any of the other provisions of this Contract or so fails to pursue the work as to endanger performance of this Contract in accordance with its terms, and after receipt of notice from County, fails to correct such failure within ten (10) business days; 4) If sufficient funds are not provided in future approved budgets of County (or from applicable federal, state, or other sources) to permit County in the exercise of its reasonable administrative discretion to continue this Contract, or if the program for which this Contract was executed is abolished, County may terminate this Contract without further liability by giving Contractor not less than thirty (30) days' notice.
B. This Contract and any amendments to the Contract will not be effective upon approval in writing by an authorized representative of the Board of County Commissioners of Clackamas County and Contractor.

C. **Execution and Counterparts:** This Contract may be executed in several counterparts, each of which shall be an original, all of which shall constitute but one and the same instrument.

Except as expressly amended above, all other terms and conditions of the Contract shall remain in full force and effect.

By signature below, the parties agree to this Amendment #1, effective upon the date of the last signature below.

Summit Strategies
Government Affairs, LLC.
5331 SW Macadam Avenue, Suite 356
Portland, OR 97239

Clackamas County Board of
County Commissioners by:

Authorized Signature

Chair

Name, Title

Recording Secretary

Date

Date

1171343-95

Oregon Business Registry Number

DLLC/OR

Entity Type / State of Formation

Approved as to Form

County Counsel Date



Gary Barth
Director

BUSINESS AND COMMUNITY SERVICES

Development Services Building
150 Beaver Creek Road Oregon City, OR 97045

October 13, 2016

Board of County Commissioners
Clackamas County

Members of the Board:

Approval of an Intergovernmental Agreement with
Clackamas County Parks and Clackamas County Service District #1
for Environmental Laboratory Services

Purpose/Outcomes	Provide laboratory analysis on behalf of the County Parks to perform a baseline test for lead in drinking water and ongoing monitoring as needed.
Dollar Amount and Fiscal Impact	One time expenditure of \$2,500; post testing monitoring as needed
Funding Source	County Parks Operational and Maintenance funds.
Duration	Effective upon signature and expires on June 30, 2019.
Previous Board Action	None.
Strategic Plan Alignment	1. Supports the Operations line of business purpose of providing services so communities can have a properly functioning infrastructure that supports healthy waterways. 2. Supports the County's goal of ensuring safe, healthy and secure communities.
Contact Person	<i>Rick Gruen, County Parks Manager x 4345</i>

BACKGROUND:

County Parks requests the approval of an Intergovernmental Agreement ("IGA") with Clackamas County Service District #1 ("CCSD #1"). County Parks is voluntarily conducting baseline testing and ongoing monitoring of lead in the drinking water of Park facilities. CCSD #1 will provide laboratory collection and analysis services to County Parks with costs based upon time and materials.

CCSD #1 staff assessed the arrangement and determined that it could be accommodated without significant impact on its current regulatory obligations or District operations.

The IGA has been reviewed by County Counsel.

RECOMMENDATION:

Staff recommends the Board of County Commissioners approve the Intergovernmental Agreement with CCSD #1 for Environmental Laboratory Services.

Respectfully submitted,

Gary Barth, Director
Business and Community Services

ATTACHMENT:

1. IGA between Clackamas County and CCSD #1 for Environmental Laboratory Services

**INTERGOVERNMENTAL AGREEMENT
BETWEEN
CLACKAMAS COUNTY SERVICE DISTRICT NO. 1
AND
CLACKAMAS COUNTY**

This Intergovernmental Agreement (“Agreement”) is entered into by and between **Clackamas County** (“County”), and **Clackamas County Service District No. 1** (“District”), a county service district formed under Oregon Revised Statutes 451, for the provision of water quality monitoring services. This Agreement is authorized pursuant to ORS 190.110.

1. **Effective Date and Duration.** This Agreement shall become effective upon signature by District representative. Unless earlier terminated or extended, this Agreement shall expire on June 30, 2019 (“Expiration Date”). This Agreement shall automatically renew for one (1) additional three-year period, unless otherwise terminated by the parties pursuant to Section 10 below.
2. **Statement of Work.** The statement of work (the “Work”) is contained in Attachment 1, attached hereto and incorporated by reference into this Agreement. District agrees to perform the Work in accordance with the terms and conditions of this Agreement.
3. **Consideration.** County agrees to pay District based upon time and materials for the tasks as referenced in Attachment 1.
4. **Schedule of Performance.** The delivery schedule for the provision of these services is also contained in Attachment 1, attached hereto and incorporated by reference into this Agreement.
5. **Project Site.** The Project site location is provided in Attachment 1.
7. **Project Managers; Notice.** Each party has designated a project manager to be the formal representative for this Agreement. All reports, notices, and other communications required under or relating to this Agreement shall be directed to the appropriate individual. To be effective, any notice required to be given under this Agreement may be given by personal delivery to the address below or may be sent by certified mail, return receipt requested and if sent via certified mail return receipt requested such notice will be deemed delivered three (3) business days after postmark. Notice may also be given by overnight delivery service, effective upon receipt of such delivery.

Clackamas County -Parks

Attn: Rick Gruen
150 Beaver creek Road
Oregon City, OR 97045
(503) 742-8030

Clackamas County Service District No. 1

Mona LaPierre
c/o Water Environment Services
150 Beaver creek Road
Oregon City, OR 97045
(503) 557-2830

8. **Amendments.** The terms of this Agreement shall not be waived, altered, modified, supplemented, or amended, in any manner whatsoever, except by written instrument signed by

both parties.

9. **Payment.**

- A. Within 45 days of receiving samples from County, District shall submit an itemized invoice to County for reimbursement of services performed for analysis, which shall include a description of the project and District contract number and the allocation of costs.
- B. County shall pay all invoices within 30 days.

10. **Termination.**

- A. The parties may agree to an immediate termination of this Agreement or at a time certain upon mutual written consent.
- B. Either party may terminate this Agreement effective not less than 30 days from delivery of written notice for any reason. County shall be responsible for any costs of Work done on its behalf prior to the effective date of the termination.
- C. Either party may terminate this Agreement in the event of a breach by the other party. However, prior to such termination, the party seeking termination shall give the other party written notice of the party's intent to terminate. If the breaching party has not cured the breach within 10 days or a longer period as granted in the cure notice, the party seeking compliance may terminate this Agreement.

11. **Funds Available and Authorized.** Both parties certify that at the time the Agreement is written that sufficient funds are available and authorized for expenditure to finance costs of this Agreement within each party's current appropriation and limitation through their fiscal years. Both parties understand and agree that payment of amounts under this Agreement attributable to Work performed after the end of the current fiscal year is contingent on either party receiving appropriations, limitations, or other expenditure authority.

12. **Captions.** The captions or headings in this Agreement are for convenience only and in no way define, limit or describe the scope or intent of any provisions of this Agreement.

13. **Access to Records.** Both parties and their duly authorized representatives shall have access to the documents, papers, and records which are directly pertinent to the specific Agreement for the purpose of making audit, examination, excerpts, and transcript.

14. **Compliance with Applicable Law.** Both parties shall comply with all federal, state, and local laws, regulations, executive orders and ordinances applicable to the Work under this Agreement. Both party's performance under this Agreement is conditioned upon either parties compliance with the provisions of the Oregon Revised Statutes, including but not limited to ORS 279A, B, and C, which are incorporated by relevant reference herein. County remains solely responsible for compliance with any regulatory requirements imposed upon it through the Safe Drinking Water Act or other application regulations.

15. **No Third Party Beneficiary.** The District and COUNTY are the only parties to this Agreement and as such, are the only parties entitled to enforce its terms. Nothing contained in this Agreement gives or shall be construed to give or provide any benefit, direct, indirect, or otherwise to third parties unless third persons are expressly described as intended to be beneficiaries of its terms.

16. **Indemnification.** Within the limits of the Oregon Tort Claims Act, each party agrees to indemnify and defend the other and its officers, employees, agents and representatives from and

against all claims, demands, penalties and causes of action of any kind or character relating to or arising from this Agreement, including the cost of defense, attorney fees arising in favor of any person on account of personal injury, death or damage to property and arising out of or resulting from the negligent or other legally culpable acts or omissions of the indemnitor, its employees, agents, subcontractors or representatives.

17. **Merger Clause.** This Agreement constitutes the entire agreement between the parties. No waiver, consent, modification or change of terms of this Agreement shall bind either party unless in writing and signed by both parties. Such waiver, consent, modification or change, if made, shall be effective only in the specific instance and for the specific purpose given. There are no understandings, agreements, or representations, oral or written, not specified herein regarding this agreement.
18. **Oregon Law and Forum.** This Agreement shall be construed according to the laws of the State of Oregon, without giving effect to the conflict of law provisions thereof.
19. **Severability.** If any provision of this Agreement is found to be unconstitutional, illegal or unenforceable, this Agreement nevertheless shall remain in full force and effect and the offending provision shall be stricken. The Court or other authorized body finding such provision unconstitutional, illegal or unenforceable shall construe this Agreement without such provision to give effect to the maximum extent possible the intentions of the parties.

[Signature Page Follows]

IN WITNESS WHEREOF, the parties hereto have caused this Agreement to be executed in duplicate by their duly authorized officers or representatives as of the day and year first above written.

**Clackamas County Board of County
Commissioners**

Clackamas County Service District No. 1

Chair

Chair

Date

Date

Recording Secretary

Approved as to Form:

County Counsel

ATTACHMENT #1
Clackamas County Service District #1 and Clackamas County
Drinking Water Monitoring Project
Statement of Work

PURPOSE

The purpose of this attachment (the “Attachment”) is to define the specific responsibilities of the Clackamas County (“County”) and Clackamas County Service District No. 1 (“District”). County desires to obtain laboratory services from District in order to perform a baseline and ongoing monitoring for drinking water contaminants as identified in the Safe Drinking Water Act (“SDWA”).

PROJECT DESCRIPTION AND LOCATION

The project (“Project”) involves the analyses of samples from drinking water sites located within facilities and in Clackamas County Parks as identified by Clackamas County.

PROJECT COSTS

The cost of the Project will be based upon time and materials and established laboratory fees. The fee for FY 16/17 is \$32.64. This data will be captured through the Water Environment Services Time Card and Financial Systems. Rates are adjusted annually and effective July 1.

RESPONSIBILITIES

Laboratory Analysis

County Shall:

1. Collect field and drinking water lab samples at the site specified for baseline and ongoing monitoring events.
2. Deliver samples to the lab prior to 3:00 pm on the day of sampling unless there is a prior agreement from the District for an alternate time.
3. Submit payment to the District for County’s share of the Project cost within 30 days of receipt of invoice from the District and all deliverables as described in the responsibilities above.
4. Provide an updated contact list of County personnel that are involved with sampling to the District to ensure clear communications.

District Shall:

1. Analyze the samples in the lab for analyses as requested on the District’s Chain of Custody form.
2. Provide hard copy results of the laboratory results to County within 30 days of the date the County provides the sample.
3. Submit an invoice that itemizes the costs to County within 60 days of conducting a sampling event.



DAN JOHNSON
MANAGER

DEVELOPMENT AGENCY

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

October 13, 2016

Board of County Commissioners
Clackamas County

Members of the Board:

Approval to Proceed with the Public Review Process for a Substantial Amendment to the
Clackamas Town Center Urban Renewal Plan

Purpose/Outcomes	This substantial amendment will add a new project, improvements to Mt. Scott Elementary School, to the Plan.
Dollar Amount and Fiscal Impact	Up to \$2,500,000 of urban renewal funds will be used for the proposed project.
Funding Source	Funding is from already accumulated tax increment funds in the Clackamas Town Center Urban Renewal Area. No additional tax increment funds are being taken for the district since it was closed for tax increment collections in 2013.
Duration	The public review process for this amendment will continue through 2016.
Previous Board Action	Board discussion of the proposed amendment at a Policy Session on September 20, 2016.
Strategic Plan Alignment	Build a Strong Infrastructure Ensure safe, healthy and secure communities
Contact Person	Dan Johnson, Development Agency Manager 503.742.4325
Contract No.	N/A

BACKGROUND:

In March 2013, the Agency completed the Clackamas Town Center Urban Renewal District Final Recommended Work Program. Following several discussions with the Board, staff was directed to proceed with five road improvement projects and to work with four overlapping taxing districts to identify partnership opportunities on needed district projects.

To date, the Agency has completed one road project with one currently under construction and three in design. It has also distributed funds to the Clackamas County Sheriff's Office, North

Clackamas Parks and Recreation District and Clackamas County Fire District No. 1 for needed district projects that are identified in the Urban Renewal Plan.

The Agency has been working with the North Clackamas School District to provide funding toward much needed improvements to district facilities. The District identified upgrades to the Mt. Scott Elementary School as the highest priority for use of the funds. While this school is within the Urban Renewal District boundary and is consistent with the Plan goals, the Plan lacks a project that aligns with the proposed improvements. In order to provide funding to the School District as directed by the Board, the Plan must be amended to add improvements to Mt. Scott Elementary as a project.

As part of the statutory requirements for a substantial amendment to the Clackamas Town Center Urban Renewal Plan, there must be a public review process. Therefore, the Agency is prepared to do the following:

- Provide notice in the Citizen News of the proposed amendment, which is distributed to all County households
- Consult and confer with the overlapping taxing districts
- After providing the required public notice, present the proposed amendment to the Clackamas County Planning Commission for their consideration
- After providing the required public notice, present the proposed ordinance for the amendment to the Board for consideration at a future business meeting

RECOMMENDATION:

Staff recommends the Board approve proceeding with the public review process for a substantial amendment to the Clackamas Town Center Urban Renewal Plan.

Respectfully submitted,

Dan Johnson, Manager
Development Agency



Gregory L. Geist
Director

October 13, 2016

Board of County Commissioners
Clackamas County

Members of the Board:

Approval of an Intergovernmental Agreement with
Clackamas County and Clackamas County Service District #1
for Water Quality Monitoring Services

Purpose/Outcomes	Provide laboratory analysis on behalf of Clackamas County to perform a baseline and ongoing monitoring for drinking water contaminants identified in the Safe Drinking Water Act.
Dollar Amount and Fiscal Impact	Annual revenue of \$ 2,500; additional funds for post testing monitoring as needed
Funding Source	N/A
Duration	Effective upon signature and expires on June 30, 2019
Previous Board Action	None.
Strategic Plan Alignment	1. Supports the Operations line of business purpose of providing services so communities can have a properly functioning infrastructure that supports healthy waterways. 2. Supports the County's goal of ensuring safe, healthy and secure communities.
Contact Person	Mona LaPierre, Monitoring and Compliance Manager, WES 503-557-2830
Contract No.	N/A

BACKGROUND:

Clackamas County Service District #1 ("CCSD #1") requests the approval of an Intergovernmental Agreement ("IGA") with Clackamas County ("County").

The County wishes to perform baseline testing and ongoing monitoring of contaminants in the drinking water of the County parks facilities. The District will provide the laboratory collection and analysis services to the County with costs based upon time and materials.

District staff assessed the conditions of the arrangement and determined that it could be accommodated without significant impact on our current regulatory and District obligations.

The IGA was reviewed and approved by County Counsel.

RECOMMENDATION:

District staff recommends the Board of County Commissioners acting as the Governing Body for Clackamas County Service District No. 1 approve the Intergovernmental Agreement with Clackamas County for Environmental Laboratory Services.

Respectfully submitted,

Gregory Geist
Director

**INTERGOVERNMENTAL AGREEMENT
BETWEEN
CLACKAMAS COUNTY SERVICE DISTRICT NO. 1
AND
CLACKAMAS COUNTY**

This Intergovernmental Agreement (“Agreement”) is entered into by and between **Clackamas County** (“County”) and **Clackamas County Service District No. 1** (“District”), a county service district formed under Oregon Revised Statutes 451, for the provision of water quality monitoring services. This Agreement is authorized pursuant to ORS 190.110.

1. **Effective Date and Duration.** This Agreement shall become effective upon signature by District representative. Unless earlier terminated or extended, this Agreement shall expire on June 30, 2019 (“Expiration Date”). This Agreement shall automatically renew for one (1) additional three-year period, unless otherwise terminated by the parties pursuant to Section 10 below.
2. **Statement of Work.** The statement of work (the “Work”) is contained in Attachment 1, attached hereto and incorporated by reference into this Agreement. District agrees to perform the Work in accordance with the terms and conditions of this Agreement.
3. **Consideration.** County agrees to pay District based upon time and materials for the tasks as referenced in Attachment 1.
4. **Schedule of Performance.** The delivery schedule for the provision of these services is also contained in Attachment 1, attached hereto and incorporated by reference into this Agreement.
5. **Project Site.** The Project site location is provided in Attachment 1.
7. **Project Managers; Notice.** Each party has designated a project manager to be the formal representative for this Agreement. All reports, notices, and other communications required under or relating to this Agreement shall be directed to the appropriate individual. To be effective, any notice required to be given under this Agreement may be given by personal delivery to the address below or may be sent by certified mail, return receipt requested and if sent via certified mail return receipt requested such notice will be deemed delivered three (3) business days after postmark. Notice may also be given by overnight delivery service, effective upon receipt of such delivery.

Clackamas County -Parks

Attn: Rick Gruen
150 Beaver creek Road
Oregon City, OR 97045
(503) 742-8030

Clackamas County Service District No. 1

Mona LaPierre
c/o Water Environment Services
150 Beaver creek Road
Oregon City, OR 97045
(503) 557-2830

8. **Amendments.** The terms of this Agreement shall not be waived, altered, modified, supplemented, or amended, in any manner whatsoever, except by written instrument signed by both parties.

9. **Payment.**
 - A. Within 45 days of receiving samples from County, District shall submit an itemized invoice to County for reimbursement of services performed for analysis, which shall include a description of the project and District contract number and the allocation of costs.
 - B. County shall pay all invoices within 30 days.
10. **Termination.**
 - A. The parties may agree to an immediate termination of this Agreement or at a time certain upon mutual written consent.
 - B. Either party may terminate this Agreement effective not less than 30 days from delivery of written notice for any reason. County shall be responsible for any costs of Work done on its behalf prior to the effective date of the termination.
 - C. Either party may terminate this Agreement in the event of a breach by the other party. However, prior to such termination, the party seeking termination shall give the other party written notice of the party's intent to terminate. If the breaching party has not cured the breach within 10 days or a longer period as granted in the cure notice, the party seeking compliance may terminate this Agreement.
11. **Funds Available and Authorized.** Both parties certify that at the time the Agreement is written that sufficient funds are available and authorized for expenditure to finance costs of this Agreement within each party's current appropriation and limitation through their fiscal years. Both parties understand and agree that payment of amounts under this Agreement attributable to Work performed after the end of the current fiscal year is contingent on either party receiving appropriations, limitations, or other expenditure authority.
12. **Captions.** The captions or headings in this Agreement are for convenience only and in no way define, limit or describe the scope or intent of any provisions of this Agreement.
13. **Access to Records.** Both parties and their duly authorized representatives shall have access to the documents, papers, and records which are directly pertinent to the specific Agreement for the purpose of making audit, examination, excerpts, and transcript.
14. **Compliance with Applicable Law.** Both parties shall comply with all federal, state, and local laws, regulations, executive orders and ordinances applicable to the Work under this Agreement. Both party's performance under this Agreement is conditioned upon either parties compliance with the provisions of the Oregon Revised Statutes, including but not limited to ORS 279A, B, and C, which are incorporated by relevant reference herein. County remains solely responsible for compliance with any regulatory requirements imposed upon it through the Safe Drinking Water Act or other application regulations.
15. **No Third Party Beneficiary.** The District and County are the only parties to this Agreement and as such, are the only parties entitled to enforce its terms. Nothing contained in this Agreement gives or shall be construed to give or provide any benefit, direct, indirect, or otherwise to third parties unless third persons are expressly described as intended to be beneficiaries of its terms.
16. **Indemnification.** Within the limits of the Oregon Tort Claims Act, each party agrees to indemnify and defend the other and its officers, employees, agents and representatives from and against all claims, demands, penalties and causes of action of any kind or character relating to or arising from this Agreement, including the cost of defense, attorney fees arising in favor of any

person on account of personal injury, death or damage to property and arising out of or resulting from the negligent or other legally culpable acts or omissions of the indemnitor, its employees, agents, subcontractors or representatives.

17. **Merger Clause.** This Agreement constitutes the entire agreement between the parties. No waiver, consent, modification or change of terms of this Agreement shall bind either party unless in writing and signed by both parties. Such waiver, consent, modification or change, if made, shall be effective only in the specific instance and for the specific purpose given. There are no understandings, agreements, or representations, oral or written, not specified herein regarding this agreement.
18. **Oregon Law and Forum.** This Agreement shall be construed according to the laws of the State of Oregon, without giving effect to the conflict of law provisions thereof.
19. **Severability.** If any provision of this Agreement is found to be unconstitutional, illegal or unenforceable, this Agreement nevertheless shall remain in full force and effect and the offending provision shall be stricken. The Court or other authorized body finding such provision unconstitutional, illegal or unenforceable shall construe this Agreement without such provision to give effect to the maximum extent possible the intentions of the parties.

[Signature Page Follows]

IN WITNESS WHEREOF, the parties hereto have caused this Agreement to be executed in duplicate by their duly authorized officers or representatives as of the day and year first above written.

Clackamas County Board of County Commissioners

Clackamas County Service District No. 1

Chair

Chair

Date

Date

Recording Secretary

Approved as to Form:

County Counsel

ATTACHMENT #1
Clackamas County Service District #1 and Clackamas County
Drinking Water Monitoring Project
Statement of Work

PURPOSE

The purpose of this attachment (the “Attachment”) is to define the specific responsibilities of Clackamas County (“County”) and Clackamas County Service District No. 1 (“District”). The County desires to obtain laboratory services from District in order to perform a baseline and ongoing monitoring for drinking water contaminants as identified in the Safe Drinking Water Act (“SDWA”).

PROJECT DESCRIPTION AND LOCATION

The project (“Project”) involves the analysis of samples from drinking water sites located within facilities and in Clackamas County Parks as identified by Clackamas County.

PROJECT COSTS

The cost of the Project will be based upon time and materials and established laboratory fees. The fee for FY 16/17 is \$32.64. This data will be captured through the Water Environment Services Time Card and Financial Systems. Rates are adjusted annually and effective July 1.

RESPONSIBILITIES

Laboratory Analysis

County Shall:

1. Collect field and drinking water lab samples at the site specified for baseline and ongoing monitoring events.
2. Deliver samples to the District’s Water Quality Lab prior to 3:00 pm on the day of sampling unless there is a prior agreement from the District for an alternate time.
3. Submit payment to the District for County’s share of the Project cost within 30 days of receipt of invoice from the District and all deliverables as described in the responsibilities above.
4. Provide an updated contact list of County personnel that are involved with sampling to the District to ensure clear communications.

District Shall:

1. Analyze the samples in the lab for analyses as requested on the District’s Chain of Custody form.
2. Provide hard copy results of the laboratory results to County within 30 days of the date the County provides the sample.
3. Submit an invoice that itemizes the costs to County within 60 days of conducting a sampling event.