

Board of County Commissioners Business Meeting Minutes – APPROVED 20240801 IV.A.1

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

Thursday, July 25, 2024 – 10:00 AM

In person and via virtual technology (Zoom)

PRESENT: Chair Tootie Smith
Commissioner Ben West
Commissioner Paul Savas
Commissioner Martha Schrader
Commissioner Mark Shull
Resident Commissioner Ann Leenstra (I only)

CALL TO ORDER

Chair Smith recessed the Board of County Commissioners and convened the Housing Authority of Clackamas County Board of Commissioners. Resident Commissioner Leenstra joined the meeting.

I. HOUSING AUTHORITY CONSENT AGENDA

- A. Approval of Resolution 1992 authorizes a grant of up to \$700,000 in Affordable Housing Bond funds for the Shortstack Milwaukie affordable home-ownership project and delegates authority to Authorized Representatives to finalize, execute, and deliver documents as necessary. Funding is through Metro Affordable Housing Bond funds. No County General Funds are involved.
- B. Approval of Resolution 1991 authorizing an \$8,000,000 loan of Affordable Housing Bond Funds and the allocation of 20 project-based Regional Long Term Rent Assistance vouchers to support the Wilsonville Transit Oriented Development project and to designate authorized representatives to finalize, execute and deliver all related documents. Funding is through Metro Affordable Housing Bond and Metro Supportive Housing Services Measure funds. No County General Funds are involved.

Chair Smith asked if any commissioner wished to remove any item, no requests were heard.

Commissioner Leenstra: "I move for approval of Housing Authority resolution 1992 and 1991."
Commissioner West seconded the motion. No further discussion was heard.

Commissioner Schrader Aye
Commissioner Savas Aye
Commissioner Shull Aye
Commissioner West Aye
Commissioner Leenstra Aye
Chair Smith Aye; motion passes 6-0.

Chair Smith adjourned the Housing Authority Board and reconvened the Board of County Commissioners. Resident Commissioner Ann Leenstra left the meeting.

II. PUBLIC HEARING

- A. Approval of a Board Order Approving the Construction of Two Gates on Clackamas Road. Total value is \$50,000 in one-time funding for gates and fencing through private contributions, and approximately \$75,000 for one-time funding for right-of-way cleanup through County Road Fund. No County General Funds are involved.

Transportation & Development Director Dan Johnson and Assistant Director Mike Bezner briefed the Board on the proposed Board Order. Staff fielded a number of questions from the Board about process, engaging with the homeless population that would be displaced by the closure, and related concerns about closing a public right-of-way.

Chair Smith opened the public hearing.

Suzanne Warman (Clackamas) – In support of the Board Order

Chair Smith closed the public hearing.

Commissioner West: “I move we approve the Board Order authorizing the construction of two gates on SE Clackamas Road between the Union Pacific Railroad and Minuteman Way.” Commissioner Schrader seconded the motion. No further discussion was heard.

Commissioner Savas Nay

Commissioner Shull Aye

Commissioner Schrader Aye

Commissioner West Aye

Chair Smith Aye; motion passes 4-1.

Commissioner West: “I move that we participate in the funding of the proposed fencing and gates for Can-Am Chains up to \$50,000 to secure their facility.” Commissioner Savas seconded the motion. After further discussion and recommendation from staff, the motion was withdrawn and staff were directed to research the issue and report back to the Board at a future meeting.

III. CONSENT AGENDA

A. Elected Officials

1. Approval of Previous Business Meeting Minutes – BCC
2. *Approval of Amendment #4 with the Oregon Criminal Justice Commission for the Improving People’s Access to Community-Based Treatment, Supports and Services (IMPACTS) Grant Program. Amendment value is \$274,996, total grant value increased to \$983,396. Funding is through the Oregon Criminal Justice Commission. No County General Funds are involved. – Sheriff
3. *Approval of Amendment #1 with the Oregon Criminal Justice Commission for the FY2023-2025 Justice Reinvestment Program Grant. Amendment value is \$1,320,076, total grant value increased to \$2,566,240. Funding is through the Oregon Criminal Justice Commission. No County General Funds are involved. – Sheriff
4. *Approval of an Intergovernmental Agreement between the County Clerk and Clackamas Community College for Placement of an Official Ballot Drop Box. Total value of work is not to exceed \$10,000. Funding is through budgeted County General Funds and Recording Fees. – County Clerk

B. *County Counsel

1. Designation of newspaper for 2024 Property Tax Foreclosure Publication. Fiscal impact is estimated at \$3,000. Funding is through budgeted County General Funds.

C. *Finance

1. Approval of a Contract with Becmen, LLC for the Lake Road Health Center Remodel Project. Total contract value is \$288,000. Funding is through Health Center fees and charges. No County General Funds are involved.
2. Approval of a Contract with Piper Sandler & Co. for Debt Financial Services. Total contract value not to exceed \$200,000 over 5 years. Funding is encumbered on an as needed basis by the department incurring debt. No County General Funds are involved.

D. *Juvenile

1. Approval of Amendment #3 to the Intergovernmental Agreement with Oregon Health Authority for extending Behavioral Rehabilitation Services Reimbursements effective July 31, 2024 through April 30, 2026. Funding is through Oregon Health Authority. No County General Funds are involved.
2. Approval of an Intergovernmental Agreement with Marion County for Juvenile Detention services at the Marion County Juvenile Detention Facility. Agreement value not to exceed \$1,588,000 over 2 years. Funding is through Oregon Youth Authority and \$205,040 in budgeted County General Funds.

E. *Transportation & Development

1. Approval of a Board Order for Authorizing a Maintenance Program For Bridges Along Local Access Roads in the County. Total value is up to \$100,000 per Maintenance Expenditure. Funding is through County Road Funds. No County General Funds are involved.
2. Approval of a Resolution Declaring the Public Necessity and purpose for Acquisition of Right of Way, Easements and Fee Property and Authorizing Good Faith Negotiations and Condemnation Actions for the Duus Rd/Eagle Creek Rd Intersection Relocation Project. Total project value is \$1,567,106. Funding is through Community Road Fund and System Development Charges. No County General Funds are involved.
3. Approval of a Resolution Declaring the Public Necessity and purpose for Acquisition of Right of Way, Easements and Fee Property and Authorizing Good Faith Negotiations and Condemnation Actions for the Thiessen Road Culvert Replacement and Kellogg Creek Restoration Project. Total project value is \$1,551,635. Funding is through County-allocated ARPA Funds and County Road funds. No County General Funds are involved.
4. Approval of Personal Services Contract with RS&H, Inc. for the Bear Creek Bridge and Molalla Ave Shoulders Project. Total contract value is \$539,887.46. Funding is through the Community Road Fund and Countywide Transportation System Development Charges. No County General Funds are involved.

5. Approval of Amendment #8 with P&C Construction for various scope adds and schedule delays for the Gladstone Public Library project. Amendment value is \$211,346.39. Total contract value is \$33,814,824.69. Funding is through County-allocated ARPA funds and \$115,946.07 in budgeted County General Funds.
6. Approval of a Goods and Services contract with Southwest Solutions Group, Inc. for the purchase of library shelving for the newly constructed Gladstone Library. Total contract value is \$227,821.74. Funding is through budgeted County General Funds.

F. *Health, Housing, & Human Services

1. Approval of a Revenue IGA for the Share Services Agreement with Health Share of Oregon for Traditional Health Workers Capacity Building. Agreement value is \$3,579,052. Of that Clackamas County will receive \$300,000 for two years. Funding is through Health Share of Oregon. No County General Funds are involved.
2. Approval of Amendment #8 renewal and increased funding to the Revenue Intergovernmental Agreement with Oregon Health Authority for the financing of Public Health Services. The amendment value is \$5,223,452.84 for one year. Agreement value increased to \$11,485,450. Funding is through OHA Federal and State grants. No County General Funds are involved.
3. Approval of a Personal Services Contract with Advantage Nurse Staffing of Oregon, Inc. for On-Call Medical Staffing Services. Contract value is \$500,000 for 5 years. Funding is through OHA Federal and State grants. No County General funds are involved.
4. Approval of Amendment # 2 increasing funding to a Subrecipient Agreement with Friends of the Estacada Community Center for services to older adults. Amendment value is \$160,344 for one year. Agreement value increased to \$333,662 for two years. Funding is through the Federal Older Americans Act and state transportation funds for older and disabled residents. No County General Funds are involved.
5. Approval of Amendment # 2 increasing funding to a Subrecipient Agreement with Foothills Community Church on behalf of the Molalla Adult Community Center for services to older adults. Amendment value is \$179,229 for one year, the agreement value increased to \$370,209 for two years. Funding is through the Federal Older Americans Act and state transportation funds for older and disabled residents. No County General Funds are involved.
6. Approval of Amendment # 2 increasing funding to a Subrecipient Agreement with the City of Gladstone on behalf of its Gladstone Community Center for services to older adults. Amendment value is \$83,612 for one year. Agreement value increased to \$147,525 for two years. Funding is through the Federal Older Americans Act and state transportation funds for older and disabled residents. No County General Funds are involved.

7. Approval of Amendment # 2 increasing funding to a Subrecipient Agreement with the City of Lake Oswego on behalf of the Lake Oswego Adult Community Center for services to older adults. Amendment value is \$161,920 for 1 year. Agreement value increased to \$315,290 for two years. Funding is through the Federal Older Americans Act and state transportation funds for older and disabled residents. No County General Funds are involved.
8. Approval of Amendment # 2 increasing funding to a Subrecipient Agreement with the City of Oregon City on behalf of its Pioneer Community Center for services to older adults. Amendment value is \$233,197 for one year. Agreement value increased to \$458,628 for two years. Funding is through the Federal Older Americans Act, energy assistance funds, and state transportation funds for older and disabled residents. No County General Funds are involved.
9. Approval of Amendment # 2 increasing funding of a Subrecipient Agreement with the City of Sandy, on behalf of its Sandy Senior & Community Center for services to older adults. Amendment value is \$112,934 for one year. Agreement value increased to \$226,039 for two years. Funding is through the Federal Older Americans Act, state energy assistance funds, and state transportation funds for older and disabled residents. No County General Funds are involved.
10. Approval of Amendment # 1 increasing funding to a Subrecipient Agreement Amendment with the City of Wilsonville on behalf of its Wilsonville Community Center for services to older adults. Amendment value is \$135,320 for one year. Agreement value increased to \$254,520 for two years. Funding is through the Federal Older Americans Act, state energy assistance funds, and state transportation funds for older and disabled residents. No County General Funds are involved.
11. Approval of Amendment # 2 increasing funding to a Subrecipient Agreement with Hoodland Senior Center for services to older adults. Amendment value is \$124,662 for 1 year. Agreement value increased to \$235,405 for two years. Funding is through the Federal Older Americans Act, energy assistance funds, and state transportation funds for older and disabled residents. No County General Funds are involved.
12. Approval of Amendment # 2 increasing funding to a Subrecipient Agreement with Friends of Canby Adult Center, Incorporated for services to older adults. Amendment value is \$323,037 for 1 year. Agreement value increased to \$660,790 for two years. Funding is through the Federal Older Americans Act, energy assistance funds and state transportation funds for older and disabled residents. No County General Funds are involved.
13. Approval of Amendment# 2 increasing funding to a Subrecipient Agreement with North Clackamas Parks & Recreation on behalf of its Milwaukie Community Center for services to older adults. Amendment value is \$462,652 for one year. Agreement value increased to \$916,640 for two years. Funding is through the Federal Older Americans Act, energy assistance funds, and state transportation funds for older adults and people who experience a disability. No County General Funds are involved.

14. Approval of an Intergovernmental Agreement with Portland State University for Evaluation of Zero Suicide Framework Initiatives. Agreement value is \$64,338 for 6 months. Funding is through the Federal Substance Abuse and Mental Health Services Administration. No County General Funds are involved.
15. Approval of Amendment #2 extending the time and increasing funding to a Revenue Lease Agreement with Genoa Healthcare, LLC for Lease of Clinical Space. Amendment Value is \$3,253.25 for 7 months. Agreement value is \$15,373.31 for 15 months. Funding is through Genoa Healthcare, LLC. No County General Funds are involved.
16. Approval of a Personal Services Contract with Advantage Nurse Staffing of Oregon, Inc. for Temporary Staffing Services. Contract value is \$2,500,000 for 5 years. Funding is through Health Center Fees for Services. No County General Funds are involved.
17. Approval of a Cooperative Agreement with Clackamas County Community Health Council for Co-Application to the U.S. Department of Health and Human Services Primary Care Grant. This is a No-Cost Agreement for 2 years. No County General Funds are involved.
18. Approval of Amendment #3 increasing funding from an Intergovernmental Agreement with the Oregon Health Authority for the financing of Community Mental Health, Addiction Treatment, Recovery & Prevention, and Problem Gambling Services. Amendment value is \$1,000,000 for thirteen months. Agreement value is increased to \$16,854,233.26 for eighteen months. Funding is through the Oregon Health Authority. No County General Funds are involved.
19. Approval of Amendment #4 increasing funding of an Intergovernmental Agreement with the Oregon Health Authority for the financing of Community Mental Health, Addiction Treatment, Recovery & Prevention, and Problem Gambling Services. Amendment value is \$211,000 for 12 months. Agreement value is increased to \$17,065,233.26 for 18 months. Funding is through the Oregon Health Authority. No County General Funds are involved.
20. Approval of Amendment #5 increasing funding from an Intergovernmental Agreement with the Oregon Health Authority for financing Community Mental Health, Addiction Treatment, Recovery & Prevention, and Problem Gambling Services. Amendment value is \$498,800.09 for 12 months. Agreement value is increased to \$17,564,033.35 for 18 months. Funding is through the Oregon Health Authority. No County General Funds are involved.
21. Approval of a Local Subrecipient Grant Agreement with Project Quest for Non-Opioid Pain Management Services. Total Agreement value of \$190,908.90 for 12 months. Funding through Opioid Settlement Funds. No County General Funds are involved.
22. Approval of a Local Subrecipient Grant Agreement with Central City Concern for Chez Ami Mental Health Housing Operations. Total Agreement value of \$427,040.71 for 36 months. Funding is through Oregon Health Authority. No County General Funds are involved.

Chair Smith asked if any commissioner wished to remove any item, no requests were heard.

Commissioner West: "I move for approval of the consent agenda." Commissioner Schrader seconded the motion. No further discussion was heard.

Commissioner Shull Aye
Commissioner Schrader Aye
Commissioner Savas Aye
Commissioner West Aye
Chair Smith Aye; motion passes 5-0.

Chair Smith recessed the Board of County Commissioners and convened the North Clackamas Parks & Recreation District Board of Directors.

IV. NORTH CLACKAMAS PARKS & RECREATION DISTRICT CONSENT AGENDA

- A. Approval of Amendment #2 to a Subrecipient Grant with Clackamas County for ongoing delivery of Older American Act (OAA) funded services at the Milwaukie Community Center. Amendment value is \$462,652 for 1 year, bringing a total agreement value of \$916,640 for 2 years. Funding is through state and federal grant funds. No County General Funds are involved.

Chair Smith asked if any director wished to remove any item, no requests were heard.

Director Shull: "I move for approval of the North Clackamas Parks & Recreation District consent agenda." Director Schrader seconded the motion. No further discussion was heard.

Director Shull Aye
Director Savas Aye
Director West Aye
Director Schrader Aye
Chair Smith Aye; motion passes 5-0.

Chair Smith adjourned the North Clackamas Parks & Recreation District Board and convened the Clackamas County Development Agency Board of Directors.

I. DEVELOPMENT AGENCY CONSENT AGENDA

- A. Approving an Amendment to and Termination of a District Funding Agreement with Clackamas Fire District No. 1. Total Value is \$1,174,048. Funding through Tax Increment Financing. No County General Funds are involved.
- B. Approving a District Funding Agreement with Clackamas Fire District No. 1. Total Value is \$1,200,000. Funding through Tax Increment Financing. No County General Funds are involved.

Chair Smith asked if any director wished to remove any item, no requests were heard.

Director Schrader: "I move for approval of the Development Agency consent agenda." Director Shull seconded the motion. No further discussion was heard.

Director Shull Aye
Director Savas Aye
Director West Aye
Director Schrader
Chair Smith Aye; motion passes 5-0.

Chair Smith adjourned the Development Agency Board and reconvened the Board of County Commissioners.

I. PUBLIC COMMUNICATION

Chair Smith opened the meeting for public testimony. No public testimony was received. Chair Smith closed the meeting for public testimony.

II. COUNTY ADMINISTRATOR UPDATE

County Administrator Gary Schmidt recognized the work of the County's road maintenance crews on behalf of a constituent on Elwood Road and the work of the County Sheriff's Mobile Stabilization Outreach Unit that has helped 104 clients and housed 9 previous unhoused individuals.

III. COMMISSIONER COMMUNICATION

Commissioner Shull made comments on wildfire season, voting, county parks, and the reopening of the Kah-Nee-Ta Hot Springs Resort in Warm Springs.

Commissioner Savas made comments on the Region 1 Area Committee on Transportation.

Commissioner West made comments on wildfire season, the Association of Oregon Counties, the Clackamas County recovery center efforts, and the Sunrise Corridor.

Commissioner Schrader made comments on her work with the National Association of Counties, her work on civics and an intern that has been shadowing her all week, and her activities over the Independence Day weekend.

Chair Smith made comments on potholes and wildfires.

Chair Smith adjourned the meeting at 12:06 PM.

Date: 7-25-24

To: Clackamas County Board of County Commissioners

From: Conveyco Manufacturing Co. located in Clackamas, OR
Representing Conveyco Manufacturing Co. is Suzanne Warman

RE: Property Damages and Financial Burden caused by Homeless Camp located on Clackamas Road owned by Clackamas County

Our facility is on 7-acres and all the property lines are fenced with multiple gates.

Issue 1:

Used drug needles and syringes are being thrown over our fence. We purchased a mechanical grabber to pick up this drug paraphernalia that ends up on our property every day to protect our employees, service providers and vendors. This has been ongoing for over a year is completely untenable.

Issue 2:

The mountains of garbage they are creating is toxic and a severe bio-hazard. We put in a new gate that we can't use, because the Homeless have mountains of garbage piled against it. The smell is very bad on some days. We will have to pay a service provider to sterilize it before allowing any employee, vendor or service provider to touch it (photo attached reflects some of the garbage removed as of 7-23-24).

Issue 3:

The Homeless are defecating behind our buildings. It has become a horrible bio-hazard for our employees and our landscaping maintenance company will not service these parts of the property.

Issue 4:

Homeless individuals and mentally challenged individuals using drugs will go on loud rants and some really become seriously enraged for no reason. Our employees sometimes wonder if their lives are at risk, as many homeless carry weapons of some sort and will run at our employees if they are outside.

Issue 5:

Our company has spent over \$28,000 dollars with Pacific Fence & Wire Company just in the last 4 months fixing and replacing many sections of fencing that the homeless cut out of our chain link fences. Plus, another \$4,000 dollars in replacing privacy fence slats.

Recently, they have started to set our cedar wood privacy fence slats on fire and or pulling out these wood privacy slats. There is 40 feet of chain link fencing now missing cedar wood privacy fence slats that were either partially burned, fully burned or pulled out (see photos 1 through 11 provided). The Fire Department has been to Clackamas Road countless times and as recent as the week of July 9, 2024. Fires during these hot

summer months when everything is so dry, pose a serious threat to businesses and communities.

Issue 6:

Service providers we hire for landscaping maintenance are literally afraid to service those two fence lines of our property that the Homeless use for living and defecating on.

Issue 7:

Vendors will not drive down Clackamas Road to deliver machinery to the back of our building. We have had to put in a separate 30' foot gate to accommodate these types of deliveries.

In summary, as a taxpayer of Clackamas County we have had to spend funds that we wanted to put into our operations, but had to spend these funds to deal with the complications created by the Homeless.

As of 7-23-24, we have spent \$39,437 dollars in repairs caused by the Homeless. This does not include the \$50,214 dollars (see gate proposal in packet) we have committed to for the Clackamas Road fencing and gates or the money it will cost to repair the additional damage (estimate of \$7,700 dollars) the Homeless have done to our fencing. Once these commitments are paid, we will have paid almost \$100,000 dollars. This is a significant amount of money that we wanted to use for employee raises and capital improvements.

This entire scenario is unsustainable, that is why we are offering to pay for the entire fence/gate system on Clackamas Road to make our employees, service providers and vendors feel safe once again.

We would greatly appreciate the Board's approval for east and west fencing /gates on Clackamas Road, while we continue the process of vacating Clackamas Road.

**PRICE QUOTE FOR
PROPOSED
FENCING & GATES
AND
FENCING PICTURES**

May 29, 2024

Company/Project	Can-Am Chains
Contact/Phone/Email	Suzanne Warman 503-764-8363 swarman@can-amchains.com
Project Billing	Same
Site Address	15151 SE Industrial Way Clackamas OR 97015

As requested, please find my bid value of **\$ 50,214.00** for the following described installation:

- 62' of 7' tall invincible style Ameristar fence
- 3" square posts
- 6" square gate posts
- 2 - 32' x 7' Invincible style double drive gate

Bid pricing valid for 10 days.

Exclusions: Private Underground Utility Locate Cost, OCIP, CCIP Insurance and any Special Insurance requirements exceeding our Standard Coverage. Clearing, grading, staking of fence lines. Union labor and any/all liability related to all union matters. Liquidated damages. Prevailing Wages. Permits, bonds, and Sales Tax. Core drilling/ rock drilling. All electrical wiring, conduits and electrical connections including regular and low voltage service.

Qualifications and Terms: This agreement is added to any contract signed as Exhibit A. This agreement takes precedent over all contracts signed between the parties. Terms are: Balance Due on Completion OAC. The undersigned consents to Pacific Fence & Wire Co. to obtain any and all credit reports. Terms are Balance Due on Completion.

Default: If payment is not made as set forth above, SERVICE CHARGES shall be added to the unpaid balance and shall be computed by a single periodic interest rate of 1.5% per month which is an ANNUAL PERCENTAGE RATE OF 18% per annum. Owner shall be responsible for all costs, including attorney's fees incurred by Pacific Fence & Wire Co. in connection with the collection of monies owed by Owner.

Signer is authorized to sign for Company and authorizes Pacific Fence & Wire Co. to proceed with installation described above including Terms, Exclusions and Qualifications, and Default.

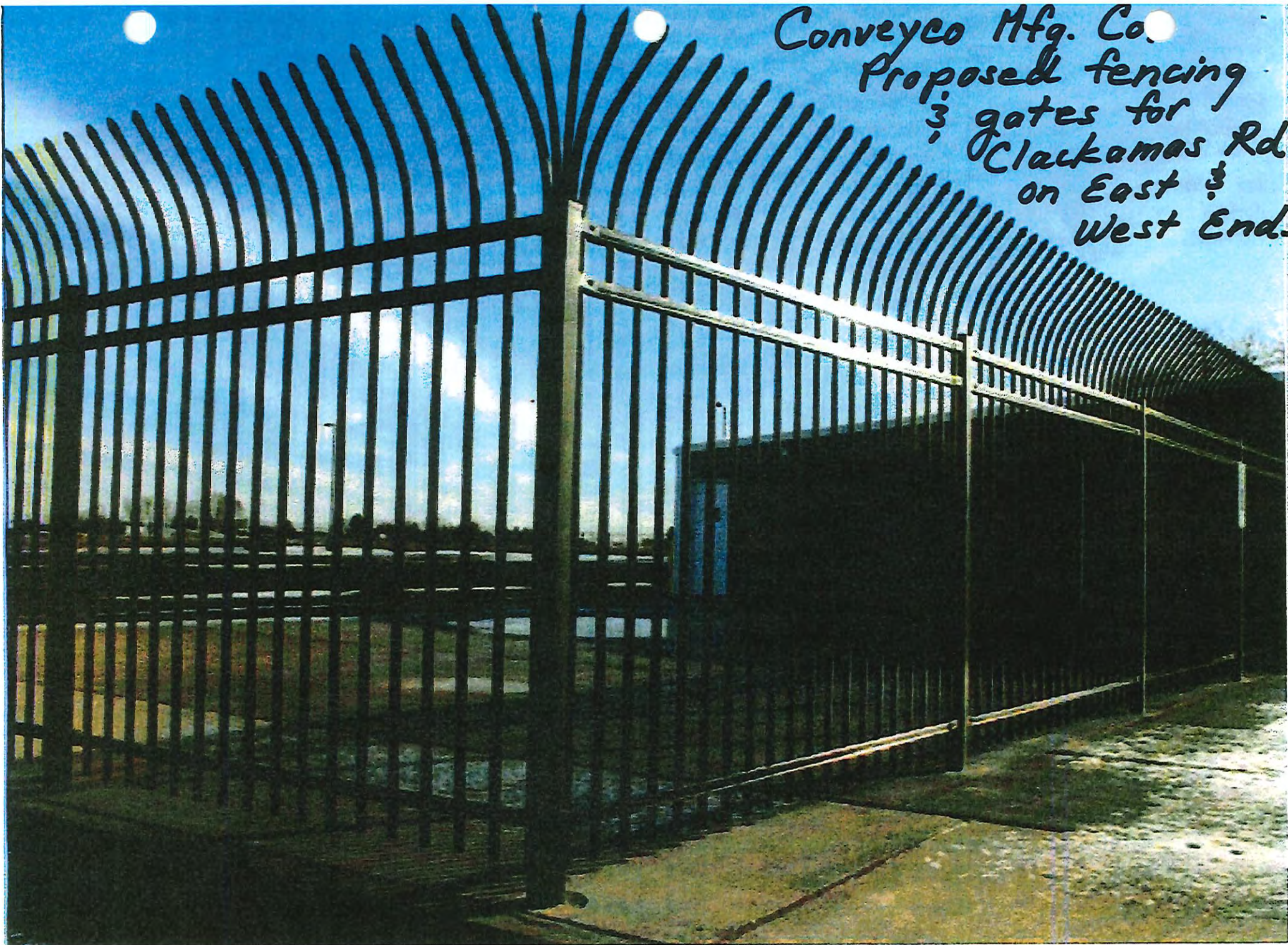

 Signature _____ Title General Manager Date 05/29/24

 Name Printed _____ Purchase Order Number _____

Order is pending Clackamas County Commissioners approval that may take 3 to 7 weeks. Discussed & approved by Kevin Smith on 5-29-24, Pacific Fence Project Manager.

KEVIN SMITH
 Project Manager/Estimator
 kevlns@pacificfence.com
 phone: (503) 233-6248
 fax: (503) 786-2863

Conveyco Mfg. Co.
Proposed fencing
& gates for
Clackamas Rd
on East &
West Ends





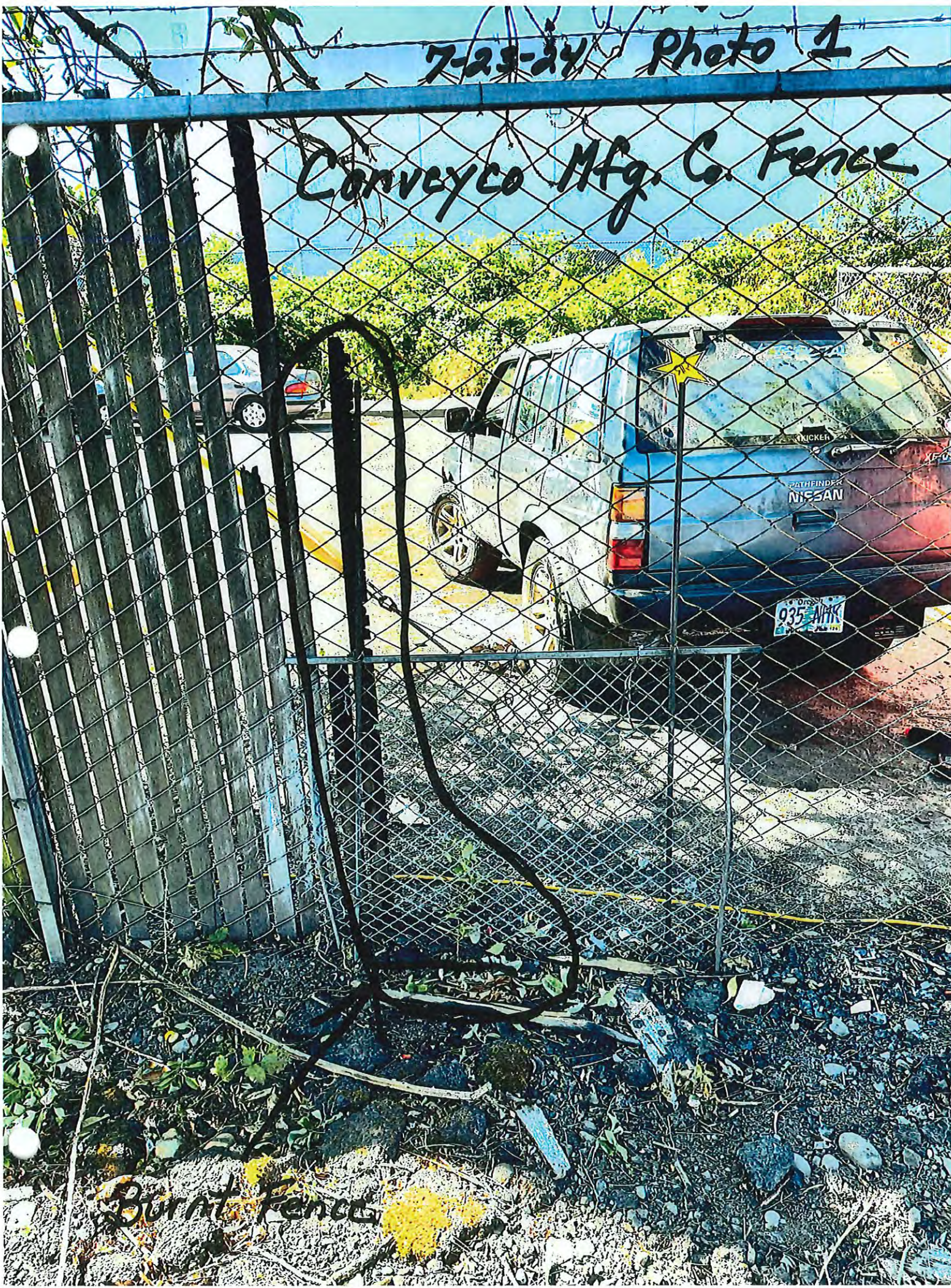
Style: Invincible

**SITE PICTURES
NUMBERED 1 - 11**

**ALONG SOUTHERN FENCELINE
OF
CONVEYCO MFG. CO
AND
CLACKAMAS ROAD**

7-23-24 Photo 1

Conveyco Mfg. Co. Fence



Burnt Fence

Conveyco Mfg. Fence

Photo 2

7-23-84

Burned Fence
Cedar Slats



Photo 3
7-23-24

Burned
Fence
Slats

Convey
Mfg. Co. Fence



Conveyco Mfg. Co. Fence
Burned Fence Slats

Photo 4

7-23-24



CONVEYCO MFG Co. Fence

Photo 5

7-23-24



Burned fence
S.A. (Leda)

7-23-24

Photo 6

Conveyco Mfg. Co. Fence



Charcoals from burning entire area of Cedar
Fence Slats

7-23-24
Photo 7

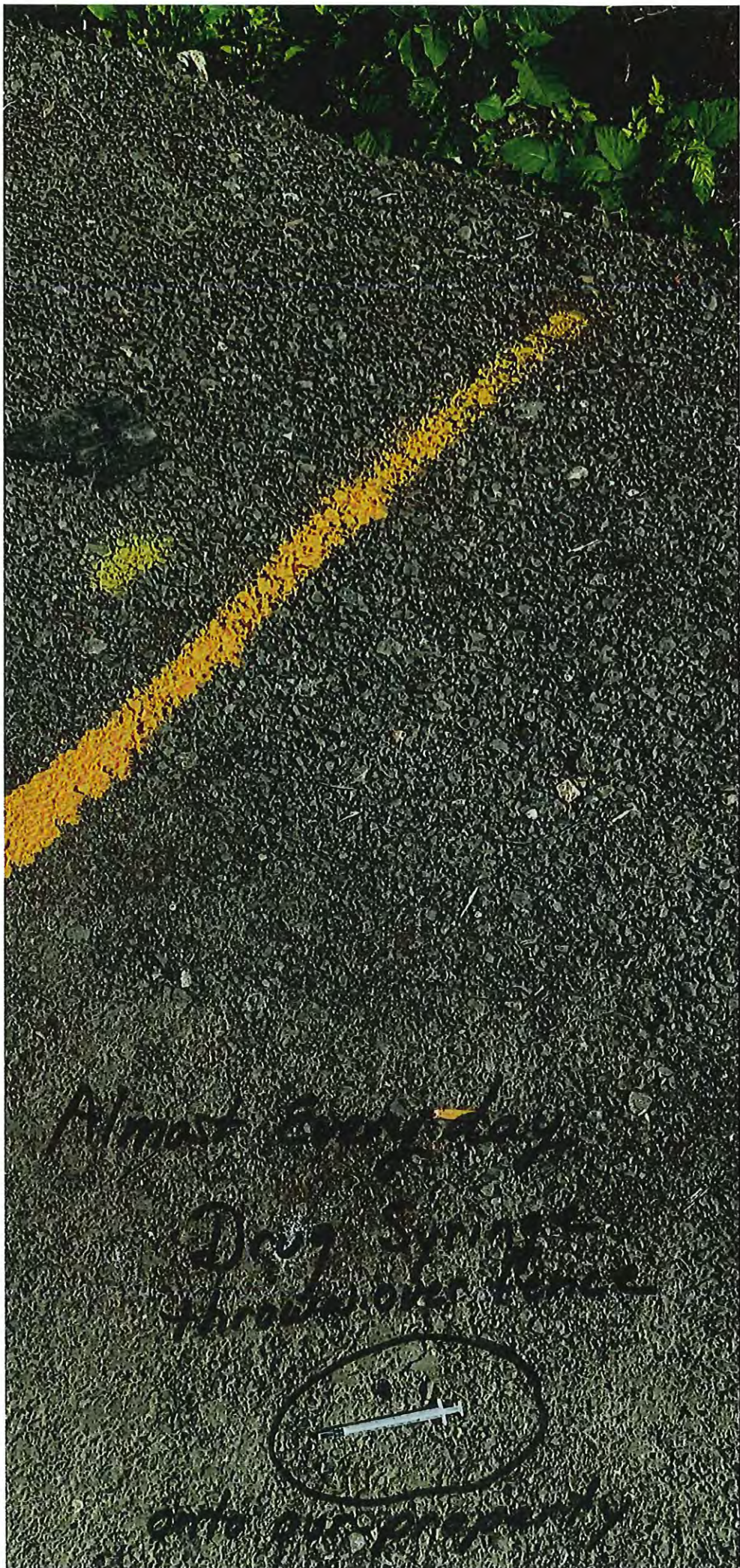
Conveyco Mfg Fence

Homeless have
removed or burned 30 feet
fence slots

Burned Fence
Slots →

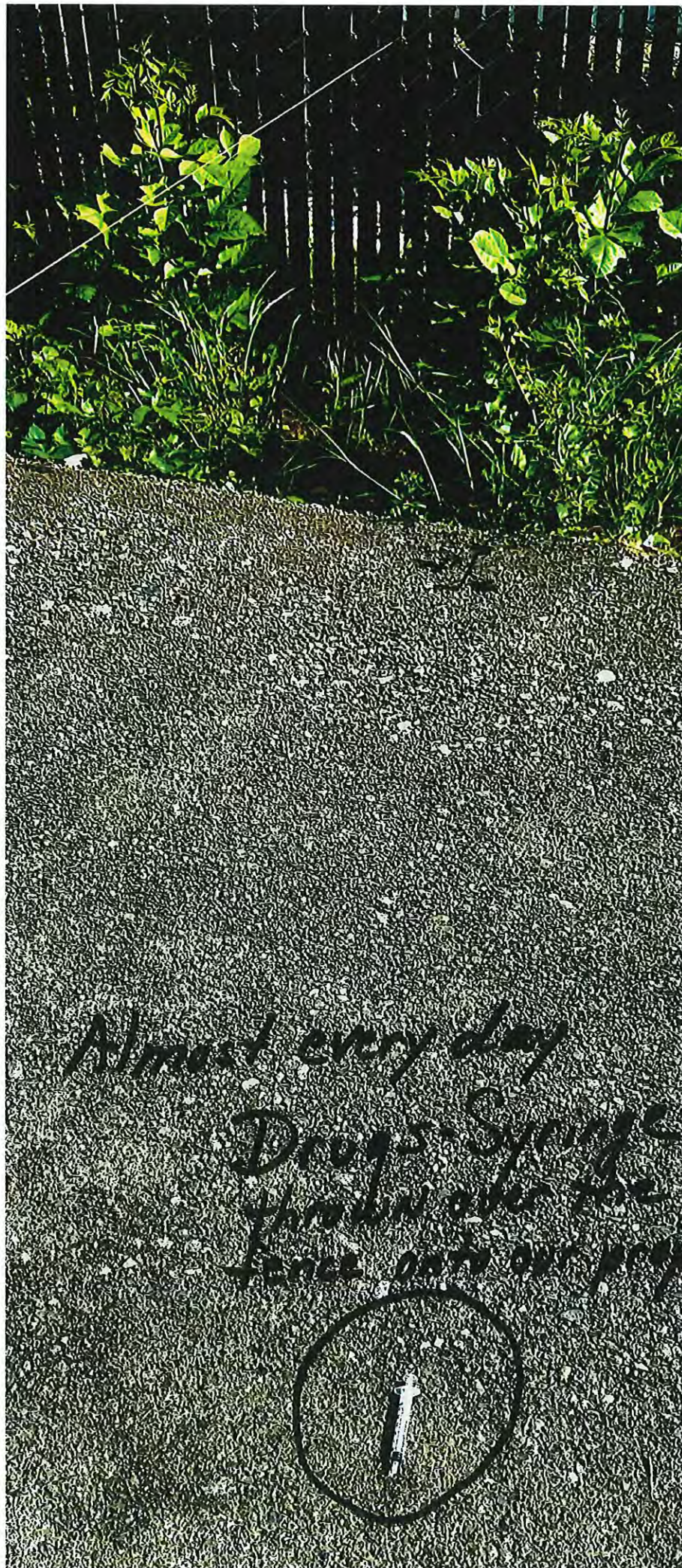


5-8-24
Photo 8



Almost 2000 ft
D. J. ...
5-8-24
Photo 8

5-9-24
Photo 9



Almost every day
Drops-Syringe
found along the
fence on our property

7-23-29

Photo # 10

AD
ND

NO
PARKING
ANY
TIME

Conveyco Mfg. Co.
Trash outside our gate
New gate - can't use because
of trash build up



7-23-24

Photo 811

