

## **Board of County Commissioners Business Meeting Minutes – DRAFT**

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

**Thursday, December 1, 2022 – 10:00 AM**  
In person and via virtual technology (Zoom)

**PRESENT:** Chair Tootie Smith  
Commissioner Paul Savas  
Commissioner Mark Shull  
Commissioner Sonya Fischer  
Resident Commissioner Ann Leenstra (I only)

**EXCUSED:** Commissioner Martha Schrader

Chair Smith called the meeting to order at 10:00 am. Administrator Schmidt called the roll. Chair Smith led the Pledge of Allegiance.

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

Clerk Mayernik read the Housing Authority consent agenda.

### **I. HOUSING AUTHORITY CONSENT AGENDA**

- A. Approval of a Personal Services Contract with Providence Portland Medical Foundation for mobile and/or site-based outreach and engagement services for residents experiencing homelessness and Assignment of the Contract to Clackamas County. Contract value is \$180,000 for 7 months. Funding is through Metro Supportive Housing Services Funds. No County General Funds are involved.
- B. Approval of a Personal Services Contract with The Immigrant and Refugee Community Organization for mobile and/or site-based outreach, engagement, and supportive housing case management services for residents experiencing homelessness and Assignment of the contract to Clackamas County. Contract value is \$727,140.99 for 7 months. Funding is through Metro Supportive Housing Services Funds. No County General Funds are involved.
- C. Approval of a Personal Services Contract with Up and Over, LLC for mobile and/or site-based outreach and engagement services, supportive housing case management and on-call emergency services for residents experiencing homelessness and assignment of the Contract to Clackamas County. Contract value is \$262,603 for 7 months. Funding through Metro Supportive Housing Services. No County General Funds are involved
- D. Approval of an Intergovernmental Agreement with Clackamas County for On-Call Property Maintenance of the Veteran Village property. Contract value is \$50,000 for 5 years. Funding through Metro Supportive Housing Services Funds. No County General Funds are involved.
- E. Approval of an Amendment to an Intergovernmental Agreement with Home Forward to provide resident services and supportive housing case management at Tukwila Springs and an Assignment Addendum to transfer the agreement to Clackamas County. Amendment value is \$590,389.89, total agreement value is increased to \$3,134,460.13. Funding is through Metro Supportive Housing Services Funds. No Clackamas County General Funds are involved.
- F. Approval of an Amendment to the Annual Contributions Contract with the U.S. Department of Housing and Urban Development for funding flexibility for the Moving to Work Program. Amendment has no fiscal impact, contract value remains at \$19,151,246. Funding through the US Department of Housing and Urban Development. No County General Funds are involved.

Chair Smith called for requests to remove items from the consent agenda. No requests were received.

Commissioner Leenstra: "I move we approve the Housing Authority consent agenda". Commissioner Fischer seconded the motion. No further debate.

Clerk Mayernik called the poll  
Commissioner Leenstra Aye  
Commissioner Shull Aye  
Commissioner Savas Aye  
Commissioner Fischer Aye  
Chair Smith Aye; motion passes 5-0.

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

Clerk Mayernik read the consent agenda.

## **II. CONSENT AGENDA**

### **A. Elected Officials**

1. Approval of Previous Business Meeting Minutes – *BCC*
2. Approval of a Public Body Work Order Contract with DePaul Industries for Entrance Screening Personnel at Clackamas County Court Facilities. Contract value is \$687,992.64 for 7 months. Funding is through budgeted County General Funds. – *CCSO*
3. Approval of an Intergovernmental Agreement with Clackamas Community College to provide General Educational Development instruction at the Clackamas County Jail. Contract value is \$98,487 for 3 fiscal years. Funding is through the Inmate Welfare Fund Account. No County General Funds are involved. – *CCSO*

### **B. Juvenile**

1. Approval to accept the Edward Byrne Justice Assistance Grant Program Local Solicitation for Fiscal Year 2022. Grant value is \$52,400. Funding is through the US Department of Justice. No County General Funds are involved.

### **C. Disaster Management**

1. Approval to Apply for a 2022 Building Resilient Infrastructure and Communities Grant from the Federal Emergency Management Agency and Amendment of the Cooperation Agreement with Portland General Electric for the Mt Hood Corridor Resiliency Project. Grant value is \$50M, with a \$12.5M match. Funding is through the Federal Emergency Management Agency, with matching funds provided by Portland General Electric. No County General Funds are involved.

### **D. Tourism**

1. Approval of Board Order authorizing a Lease with the Hoodland Senior Center for County-owned property located at 65000 E Highway 26, Welches, OR 97067. Lease value is \$24 for 2 years. Lease payments will be funded by the Hoodland Senior Center. No County General Funds are involved.

### **E. Health, Housing, & Human Services**

1. Approval of Health Resources and Services Administration Co-Applicant Agreement with the Community Health Council. No fiscal impact. No County General Funds are involved.
2. Approval of an Assignment Addendum from the Housing Authority of a Personal Services Contract with Providence Portland Medical Foundation for mobile and/or site-based outreach and engagement services. Addendum has no fiscal impact, contract value remains at \$180,000 for 7 months. Funding is through Metro Supportive Housing Services Funds. No County General Funds are involved.
3. Approval of an Assignment Addendum from the Housing Authority of a Personal Services Contract with The Immigrant and Refugee Community Organization for mobile and/or site-based outreach, engagement, and supportive housing case management services. Addendum has no fiscal impact, contract value remains at \$727,140.99 for 7

months. Funding is through Metro Supportive Housing Services Funds. No County General Funds are involved.

4. Approval of an Assignment Addendum from the Housing Authority of Clackamas County of a Personal Services Contract with Up and Over, LLC for mobile and/or site-based outreach and engagement services and on-call emergency services. Addendum has no fiscal impact, contract value remains at \$262,603 for 7 months. Funding is through Metro Supportive Housing Services Funds. No County General Funds are involved.
5. Approval of an Intergovernmental Agreement with the Housing Authority of Clackamas County for On-Call Property Maintenance of the Veterans Village property. Agreement value is \$50,000 for 5 years. Funding is through Metro Supportive Housing Services Funds. No County General Funds are involved.
6. Approval of an Assignment Addendum from the Housing Authority for an Intergovernmental Agreement Home Forward for Resident Services and Case Management at Tukwila Springs. Addendum has no fiscal impact, contract value remains at \$3,134,460.13 for 5 years. Funding is through Metro Supportive Housing Services Funds. No County General Funds are involved.
7. Approval of an Amendment increasing funding and extending the duration of a contract with El Programa Hispano Católico providing Supportive Housing Case Management and Housing Navigation/Placement services. Amendment value is \$2,205,005.97 for 1 year and 7 months, total contract value is increased to \$2,667,922.97 for 2 years and 7 months. Funding is through Metro Supportive Housing Services Funds. No County General Funds are involved.
8. Approval of an Amendment increasing funding and extending the duration of a contract with Greater New Hope Family Services, LLC providing Supportive Housing Case Management and Housing Navigation/Placement services for the Housing & Community Development Division. Amendment value is \$1,184,051.35 for 1 year and 7 months, total contract value is increased \$1,750,151.35 for 2 years and 8 months. Funding through the Metro Supportive Housing Services funds. No County General Funds are involved.
9. Approval of an Amendment extending the duration and modifying terms of the Ground Lease from the Clackamas County Development Agency for the Veterans Village transitional housing facility. Amendment value is \$0, lease value remains at \$0. No County General Funds are involved.

Chair Smith called for requests to remove items from the consent agenda. No requests were received.

Commissioner Savas: "I move for approval of the consent agenda". Commissioner Shull seconded the motion. No further debate.

Clerk Mayernik called the poll

Commissioner Fischer Aye

Commissioner Savas Aye

Commissioner Shull Aye

Chair Smith Aye; motion passes 4-0.

Chair Smith recessed as the Board of County Commissioners and convened the Development Agency Board.

Clerk Mayernik read the consent agenda.

### **III. DEVELOPMENT AGENCY CONSENT AGENDA**

- A. Approval of an Amendment extending the duration and modifying terms of the Ground Lease to Clackamas County for the Veterans Village transitional housing facility. Amendment value is \$0, lease value remains at \$0. No County General Funds are involved.

Chair Smith called for requests to remove items from the consent agenda. No requests were received.

Commissioner Shull moved for approval of the Development Agency consent agenda. Commissioner Savas seconded the motion. No further debate.

Clerk Mayernik called the poll  
Commissioner Savas Aye  
Commissioner Fischer Aye  
Commissioner Shull Aye  
Chair Smith Aye; motion passes 4-0.

Chair Smith adjourned the Development Agency Board and convened the Water Environment Services Board.  
Clerk Mayernik read the consent agenda.

#### **IV. WATER ENVIRONMENT SERVICES CONSENT AGENDA**

- A. Approval of an Amendment modifying scope of work and increasing funding to a Personal Services Contract with Jacobs Engineering Inc., for Owner Representation Services of the Tri-City Outfall Project. Amendment Value is \$792,567, contract value is increased to \$1,255,035 for 4 years and 3 months. Funding is through Water Environment Services Operating Fund. No County General Funds are involved.

Chair Smith called for requests to remove items from the consent agenda. No requests were received.

Commissioner Savas moved for approval of the Water Environment Services consent agenda. Commissioner Fischer seconded the motion. No further debate.

Clerk Mayernik called the poll  
Commissioner Fischer Aye  
Commissioner Savas Aye  
Commissioner Shull Aye  
Chair Smith Aye; motion passes 4-0.

Chair Smith adjourned the Water Environment Services Board and reconvened the Board of County Commissioners.

#### **V. PUBLIC COMMUNICATION**

Chair Smith opened the meeting for public communication.

Suzanne Courter – Boring (Opposition to a proposed Portland Water Bureau project); provided the documents referenced as Attachments 9(A), 9(B), 10(A), 10(B), 11(A), 11(B), 12(A), 12(B).

Chair Smith asked some clarifying questions about the siting of the project and community impacts. County Counsel Madkour explained relevant statutory authority for the project. Chair Smith asked further clarifying questions about project details. County Counsel Madkour explained that no applications have been received by the County and thus the County does not have an action to take at this point. Commissioner Savas asked clarifying questions about project location, answered by constituent.

Cris Courter – Boring (Opposition to a proposed Portland Water Bureau project)

Chair Smith asked County Counsel what actions the County could take at this time. County Counsel explained that other than general outreach, without an application to review, there isn't any action available to the County.

Cory Connors – Milwaukie (Opposition to a proposed Project Turnkey site)

Scott Kline – Welches (Support for disposition of the Dorman Center property to Hoodland Fire District)

Chair Smith offered some comments on the negotiations and need for the Fire District to respond to the County's offer for the property. Commissioner Savas asked the Fire District to put their concerns in writing.

Paul Edgar – Oregon City (General comments on public outreach efforts; Opposition to tolling)

Les Poole – Clackamas (General comments on public outreach efforts regarding Project Turnkey)

Chair Smith asked the County Administrator a clarifying question about the constituent's comments. County Administrator Schmidt indicated he would respond to the Board.

Jolene Munroe – Clackamas (Opposition to a proposed Project Turnkey site)

Chair Smith asked the County Administrator to address the constituent's concerns. County Administrator indicated that the County has not selected a site or filed an application for the Project Turnkey grant, further work is underway regarding due diligence and planning efforts for the project.

Chair Smith closed the meeting for public communication.

Chair Smith turned over the duties of chairing the meeting to Commissioner Savas due to an appointment at 10:58 AM.

#### **VI. COUNTY ADMINISTRATOR UPDATE**

Administrator Schmidt recognized Transportation and Development employees for their assistance to a constituent regarding a permit and Water Environment Services Assistant Director Ron Wierenga for receipt of the 2022 Stormwater Professional Excellence Award from the Northwest Clean Water Association.

Administrator Schmidt announced that the December 8, 2022 business meeting would be an evening meeting convening at 6:00 PM.

#### **VII. COMMISSIONER COMMUNICATION**

Commissioner Fischer made comments on the Metro Supportive Housing Services Oversight Committee meeting coming up.

Commissioner Shull made general comments on inflation, an upcoming Association of Oregon and California Counties meeting, transitional housing, the Portland Water Bureau project previously discussed, tolling, the Dorman Center property, and offered that the government should focus on reducing pressure on families in light of the recession and inflation.

Acting Chair Savas made general comments on housing, tolling, the Regional Tolling Advisory Committee, the County budget, and food security.

Acting Chair Savas adjourned the meeting at 11:17 AM.

**EXHIBIT A**

**Legal Description**

**For**

**A Permanent Water Pipeline and Access Easement**

**File No. W02229-02**

**August 15, 2022**

A portion of the property conveyed to Debra M. Surface, Trustee of the Revocable Living Joint Trust Agreement of the Richard M. Surface and Debra M. Surface Family Trust as Document No. 2010-062958, recorded October 5, 2010 in Clackamas County Official Records, Clackamas County, Oregon and located in the Northeast Quarter of Section 27, Township 1 South, Range 4 East, Willamette Meridian, more particularly described as follows:

BEGINNING at the northeast corner of said Section 27, marked by a 3.25" brass cap; thence North 88°19'47" West 40.00 feet along the north line of said Section 27; thence South 01°24'46" West 735.00 feet parallel with east line of said Section 27; thence South 26°49'48" East 73.96 feet to a point 5.00 feet west, when measured at a right angle, to the east line of said Section 27; thence South 01°24'46" West 1,793.80 feet parallel with the said east line to the northerly right-of-way line of SE Bluff Road; thence South 70°00'38" East 5.28 feet along said northerly right-of-way line to the east line of said Section 27; thence North 01°24'46" East 2,595.46 feet along said east line to the said Point of Beginning.

Containing 39,847 square feet, more or less.

The basis of bearings for this description is grid north, Oregon State Plane Coordinate System, North Zone.

End of Description.

**REGISTERED  
PROFESSIONAL  
LAND SURVEYOR**

*Mark Filsinger*

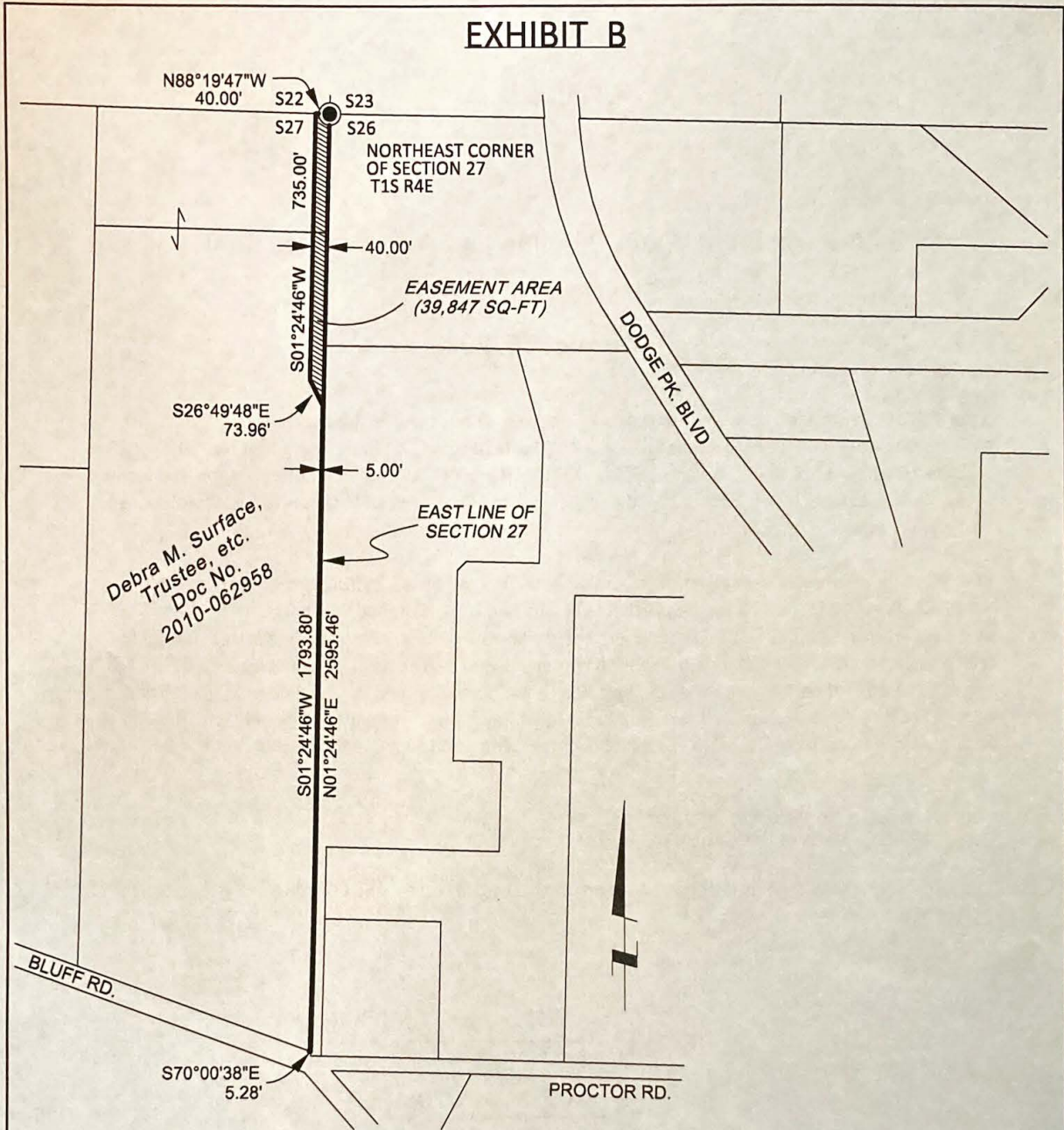
**OREGON  
JULY 20, 1993  
MARK D. FILSINGER  
2613 LS**

RENEWAL DATE: 12/31/2023

REGISTERED  
PROFESSIONAL  
LAND SURVEYOR  
*Mark Filsinger*  
OREGON  
JULY 20, 1993  
MARK D. FILSINGER  
2613 LS

CITY OF PORTLAND  
WATER BUREAU  
PERMANENT WATER PIPELINE  
& ACCESS EASEMENT EXHIBIT  
FILE NO. W02229-02  
PROJECT NUMBER  
SCALE: 1"=50'

EXHIBIT B



REGISTERED  
PROFESSIONAL  
LAND SURVEYOR

*Mark Filsinger*

OREGON  
JULY 20, 1993  
MARK D. FILSINGER  
2613 LS

RENEWAL DATE: 12/31/2023



CITY OF PORTLAND  
WATER BUREAU

PERMANENT WATER PIPELINE  
& ACCESS EASEMENT EXHIBIT  
(FILE NO. W02229-02)

8/15/2022	T1S R4E Sec 27, NE Qtr QSEC 3966
PROJECT W02563	SCALE: 1" = 400'

**EXHIBIT A**

**Legal Description**

**For**

**A Temporary Construction Easement**

**File No. W02229-02**

**August 15, 2022**

A portion of the property conveyed to Debra M. Surface, Trustee of the Revocable Living Joint Trust Agreement of the Richard M. Surface and Debra M. Surface Family Trust as Document No. 2010-062958, recorded October 5, 2010 in Clackamas County Official Records, Clackamas County, Oregon and located in the Northeast Quarter of Section 27, Township 1 South, Range 4 East, Willamette Meridian, more particularly described as follows:

BEGINNING at the northeast corner of said Section 27, marked by a 3.25" brass cap; thence North 88°19'47" West 40.00 feet along the north line of said Section 27; thence South 01°24'46" West 735.00 feet parallel with the east line of said Section 27; thence South 23°21'24" East 71.60 feet to a point 10.00 feet west, when measured at a right angle, to the east line of said Section 27; thence South 01°24'46" West East 1349.62 feet parallel with the said east line to the beginning of a 130.00-foot radius curve concave northwesterly; thence southwesterly 117.77 feet along said curve through a central angle of 51°54'17", the chord of which bears South 27°21'55" West 113.78 feet; thence South 53°19'03" West 236.65 feet to the beginning of a 170.00-foot radius curve concave southeasterly; thence southwesterly 35.65 feet along said curve through a central angle of 12°01'00", the chord of which bears South 47°18'33" West 35.59 feet; thence South 41°18'03" West 62.11 feet to the beginning of a 42.00-foot radius curve concave northwesterly; thence southwesterly 25.39 feet along said curve through a central angle of 34°37'54", the chord of which bears South 58°37'00" West 25.00 feet to the northerly right-of-way line of S.E. Bluff Road; thence South 70°00'38" East 76.06 feet along said northerly right-of-way line to the beginning of a 42.00-foot radius non-tangent curve concave easterly, the radial bearing of which bears North 71°59'20" East; thence northerly 32.76 feet along said curve through a central angle of 44°41'22", the chord of which bears North 04°20'01" East 31.94 feet to the beginning of a 130.00-foot radius compound curve; thence northeasterly 60.44 feet along said curve through a central angle of 26°38'21", the chord of which bears North 39°59'53" East 59.90 feet; thence North 53°19'03" East 281.26 feet to the east line of said Section 27; thence North 01°24'46" East 2255.72 feet to the said Point of Beginning.

Containing 62,310 square feet, more or less.

The basis of bearings for this description is grid north, Oregon State Plane Coordinate System, North Zone.

This Temporary Construction Easement will terminate five (5) years from the beginning of the easement term stated in an executed Temporary Construction Easement agreement, or five (5) years after possession of the Subject Property Interests through eminent domain procedure, or the conclusion of the Project, whichever is earlier.

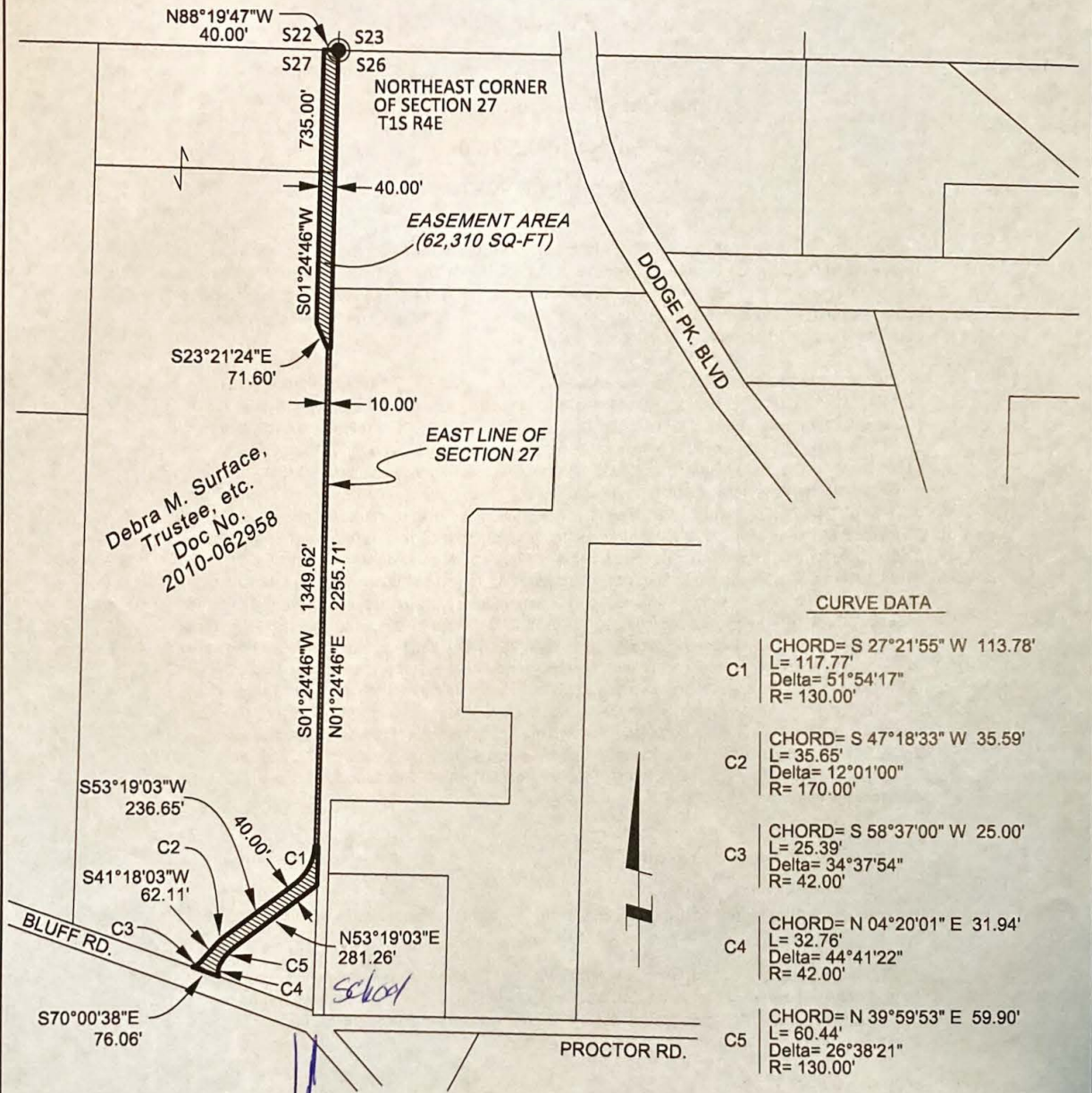
End of Description.



RENEWAL DATE: 12/31/2023



EXHIBIT B



REGISTERED  
PROFESSIONAL  
LAND SURVEYOR

*Mark Filsinger*

OREGON  
JULY 20, 1993  
MARK D. FILSINGER  
2613 LS

RENEWAL DATE: 12/31/2023



CITY OF PORTLAND  
WATER BUREAU

TEMPORARY CONSTRUCTION  
EASEMENT EXHIBIT  
(FILE NO. W02229-02)

8/15/2022	T1S R4E Sec 27, NE Qtr QSEC 3966
PROJECT W02563	SCALE: 1" = 400'

**EXHIBIT A**

**Legal Description**

**For**

**A Permanent Water Pipeline and Access Easement**

**File No. W02229-03**

**August 15, 2022**

A portion of the property conveyed to Nathan Burkholder and Brittany Burkholder as Document No. 2022-025477, recorded May 2, 2022 in Clackamas County Official Records, Clackamas County, Oregon and located in the Northwest Quarter of Section 26, Township 1 South, Range 4 East, Willamette Meridian, more particularly described as follows:

COMMENCING at the northwest corner of said Section 26, marked by a 3.25" brass cap; thence South 01°24'46" West 640.00 feet along the west line of said Section 26 to the southwest corner of the property described in Deed Document No. 2014-001441, the Point of Beginning of this description; thence South 89°07'53" East 38.00 feet along the south line of said Deed Document No. 2014-001441; thence South 01°24'46" West 1100.80 feet parallel with the said west line; thence North 88°35'14" West 15.00 feet to a point 23.00 feet east, when measured at a right angle, to the said west line; thence South 01°24'46" West 340.00 feet parallel with the said west line; thence South 88°35'14" East 7.00 feet to a point 30.00 feet east, when measured at a right angle, to the said west line; thence South 01°24'46" West 526.84 feet parallel with the said west line to the north right-of-way line of S.E. Proctor Road; thence North 88°38'22" West 30.00 feet along said north right-of-way line to the west line of said Section 26; thence North 01°24'46" East 1967.07 feet along said west line to the said Point of Beginning.

Containing 65,447 square feet, more or less.

The basis of bearings for this description is grid north, Oregon State Plane Coordinate System, North Zone.

End of Description.

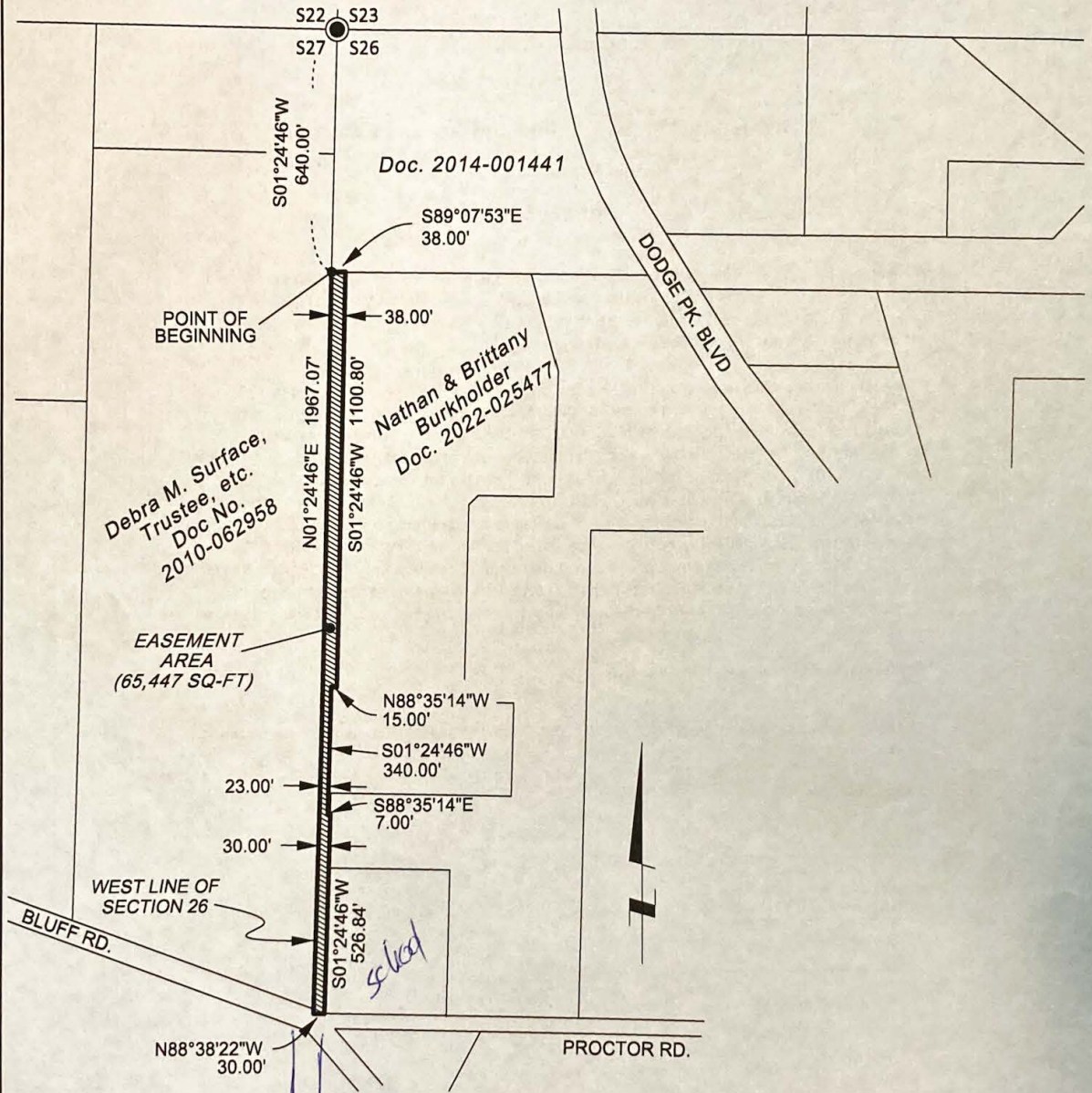
REGISTERED  
PROFESSIONAL  
LAND SURVEYOR

*Mark Filsinger*

OREGON  
JULY 20, 1993  
MARK D. FILSINGER  
2613 LS

RENEWAL DATE: 12/31/2023

EXHIBIT B



REGISTERED  
PROFESSIONAL  
LAND SURVEYOR

*Mark Filsinger*

OREGON  
JULY 20, 1993  
MARK D. FILSINGER  
2613 LS

RENEWAL DATE: 12/31/2023



CITY OF PORTLAND WATER BUREAU	
PERMANENT WATER PIPELINE & ACCESS EASEMENT EXHIBIT (FILE NO. W02229-03)	
8/15/2022	T1S R4E Sec 26, NW Qtr QSEC 3967
PROJECT W02563	SCALE: 1" = 400'

**EXHIBIT A**

**Legal Description**

**For**

**A Temporary Construction Easement**

**File No. W02229-03**

**August 15, 2022**

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COMMENCING at the northwest corner of said Section 26, marked by a 3.25" brass cap; thence South 01°24'46" West 640.00 feet along the west line of said Section 26 to the southwest corner of the property described in Deed Document No. 2014-001441, the Point of Beginning of this description; thence South 89°07'53" East 38.00 feet along the south line of said Deed Document No. 2014-001441; thence South 01°24'46" West 1100.80 feet parallel with the said west line; thence North 88°35'14" West 8.00 feet to a point 30.00 feet east, when measured at a right angle, to the said west line; thence South 01°24'46" West 866.60 feet parallel with the said west to the north right-of-way line of S.E. Proctor Road; thence North 88°38'22" West 30.00 feet along said north right-of-way line to the west line of said Section 26; thence North 01°24'46" East 1967.07 feet along said west line to the said Point of Beginning.

Containing 67,820 square feet, more or less.

The basis of bearings for this description is grid north, Oregon State Plane Coordinate System, North Zone.

This Temporary Construction Easement will terminate five (5) years from the beginning of the easement term stated in an executed Temporary Construction Easement agreement, or five (5) years after possession of the Subject Property Interests through eminent domain procedure, or the conclusion of the Project, whichever is earlier.

End of Description.

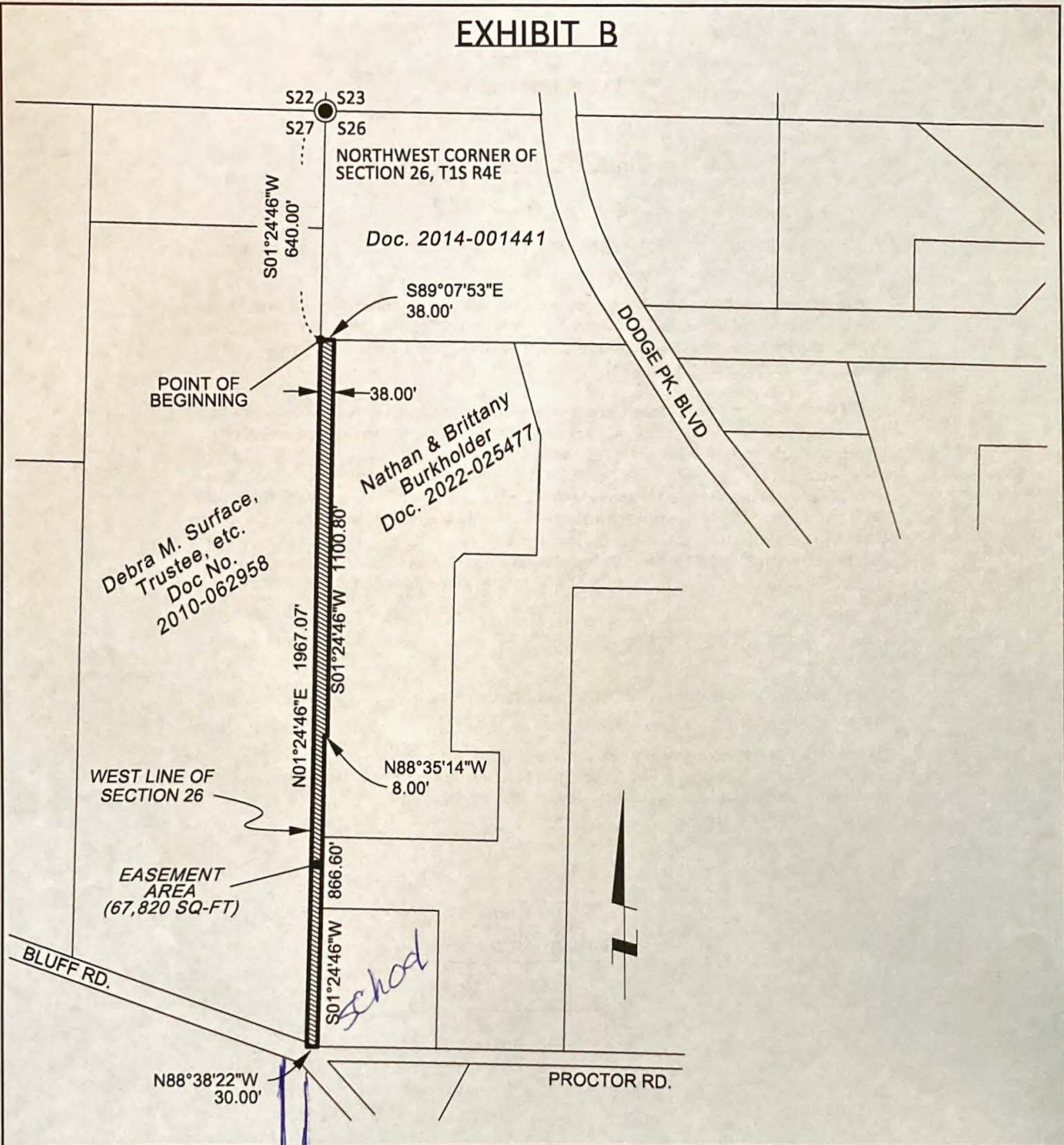
REGISTERED  
PROFESSIONAL  
LAND SURVEYOR

*Mark Filsinger*

OREGON  
JULY 20, 1993  
MARK D. FILSINGER  
2813 LS

RENEWAL DATE: 12/31/2023

EXHIBIT B



REGISTERED  
PROFESSIONAL  
LAND SURVEYOR

*Mark Filsinger*

OREGON  
JULY 20, 1993  
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RENEWAL DATE: 12/31/2023



CITY OF PORTLAND WATER BUREAU	
TEMPORARY CONSTRUCTION EASEMENT EXHIBIT (FILE NO. W02229-03)	
8/15/2022	T1S R4E Sec 26, NW Qtr QSEC 3967
PROJECT W02563	SCALE: 1" = 400'