



Revised - Start time is 9:30 AM

BOARD OF COUNTY COMMISSIONERS

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

AGENDA

THURSDAY, OCTOBER 6, 2011 -10:00 AM -9:30 AM start time
BOARD OF COUNTY COMMISSIONERS

Beginning Board Order No. 2011-75

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

1. Proclaiming October 2011 as Clackamas County Arts and Humanities Month and October 1st - 8th as Days of Culture (Danielle Cowan, Tourism & Cultural Affairs)

II. DISCUSSION ITEM *(The following items will be individually presented by County staff or other appropriate individuals. Citizens who want to comment on a discussion item may do so when called on by the Chair.)*

Department of Transportation & Development

1. Approval of Intergovernmental Agreements with the Cities of Damascus, Milwaukie, Sandy and Wilsonville for Energy Efficiency Retrofits for City Buildings (Susan Ziolk, Office of Sustainability)

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

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 Study Session. The items on the Consent Agenda will be approved in one motion unless a Board member requests, before the vote on the motion, to have an item considered at its regular place on the agenda.)*

A. Health, Housing & Human Services

1. Approval of Intergovernmental Agreement #136598 with the State of Oregon Department of Human Services, Seniors and People with Disabilities Division for the Provision of Services to Clackamas County Residents Age 60 and Over - SSD
2. Approval of the Renewal of an Intergovernmental Agreement with Oregon Housing and Community Services to Provide Rental Guarantees to Low-Income Clackamas County Residents through the Tenant Readiness Rent Guarantee Program – SSD
3. Approval of the 2011-2012 Oregon Health Plan Provider Services Contract for Mental Health Organizations with the Oregon Health Authority, Addictions and Mental Health Division – BH
4. Approval of a Dental Services Agreement with Capitol Dental Care, Inc. – CH

5. Approval of a Construction Agreement between Clackamas County Community Development and RJR Construction for the Evergreen Annex Manufactured Home Improvements Project - CD

B. County Counsel

1. Resolution No. _____ Adopting Changed Fees for the Clackamas County Clerk's Office for Solemnizing a Marriage

C. Elected Officials

1. Approval of Previous Business Meeting Minutes – BCC
2. Acceptance of the 2011-2013 State Child Abuse Multidisciplinary Intervention Grant Program Award for the District Attorney's Office - DA

V. COMMISSIONERS COMMUNICATION

NOTE: Regularly scheduled Business Meetings are televised and broadcast on the Clackamas County Government Channel. These programs are also accessible through the County's Internet site. DVD copies of regularly scheduled BCC Thursday Business Meetings are available for checkout at the Clackamas County Library in Oak Grove by the following Saturday. You may also order copies from any library in Clackamas County or the Clackamas County Government Channel.

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



CLOSE TO PORTLAND...A WORLD AWAY™

October 6, 2011

Board of Commissioners
Clackamas County

Members of the Board:

**PROCLAIMING OCTOBER 2011 AS
CLACKAMAS COUNTY ARTS AND HUMANITIES MONTH, AND
OCTOBER 1 - 8, 2011 AS DAYS OF CULTURE**

October 2011 is National Arts and Humanities Month and as part of that celebration, Governor Kitzhaber has declared October 1 - 8, 2011 as Oregon Days of Culture, in recognition of the 9th anniversary of our state's innovative Cultural Trust. Driven by gifts from individuals and businesses, the Trust invests in the cultural life of every Oregon county.

Culture draws us together in common purpose and understanding; the arts, heritage and humanities enrich the lives of all County citizens on a daily basis. Creative industries, including cultural tourism, significantly contribute to Clackamas County's sustainable economic vitality.

Together, the Oregon Cultural Trust and the Clackamas County Cultural Coalition have invested \$359,000 to fuel these industries, in support of arts and culture countywide.

Recognizing the value of heritage, humanities and the arts to Clackamas County, citizens are encouraged to participate in cultural activities in their communities, and to support the 60 cultural nonprofit organizations in Clackamas County.

A proclamation has been drafted for the Board.

RECOMMENDATION

It is respectfully requested that the Board of County Commissioners proclaim the month of October 2011 as Arts and Humanities Month, and October 1 - 8, 2011 as Days of Culture in Clackamas County.

Sincerely,



Jim Austin
(for Danielle Cowan; Director, Tourism & Cultural Affairs)

For information on this issue or copies of attachments,
please contact Jim Austin at 503-742-5901

CLACKAMAS COUNTY TOURISM & CULTURAL AFFAIRS

150 BEAVERCREEK ROAD, SUITE 305, OREGON CITY, OREGON 97045
503.655.8490 • FAX 503.742.5907 • WWW.MT-HOOD-TERRITORY.COM

***Proclaiming October 2011 as Arts and Humanities Month
and
October 1st – 8th as Days of Culture in Clackamas County***

Whereas, the month of October has been recognized as National Arts and Humanities Month by thousands of arts and culture organizations, communities, and states across the country, as well as by the White House and Congress for more than two decades; and

Whereas, the arts and humanities embody much of the accumulated wisdom, intellect, and imagination of human beings; and

Whereas, culture draws us together in common purpose, understanding and celebration; and

Whereas, the arts, heritage and humanities enhance and enrich the lives of all Clackamas County citizens on a daily basis; and

Whereas, The Oregon Cultural Trust presents Oregon Days of Culture, October 1st through the 8th, during National Arts and Humanities month to encourage Oregonians to celebrate, participate and give to Oregon culture; and

Whereas, October 8, 2011 marks the 9th anniversary of Oregon's innovative cultural tax credit, encouraging new private and public investment in Oregon culture; and

Whereas, Supporting culture, by giving to cultural nonprofits and to the Oregon Cultural Trust, is vital to preserving the past, sustaining the present and creating the future.

NOW, THEREFORE, the Clackamas County Board of Commissioners do hereby proclaim:

***October 2011 as Clackamas County Arts and Humanities Month
and October 1st through the 8th as Days of Culture,***

We call upon all the citizens of Clackamas County to participate in County and Statewide culture, to celebrate its vibrancy and depth, and to give to the arts, heritage and humanities to ensure their future vitality.

Dated this 6th day of October, 2011

CLACKAMAS COUNTY BOARD OF COMMISSIONERS

Chair





 COPY

CAMPBELL M. GILMOUR
DIRECTOR

DEPARTMENT OF TRANSPORTATION AND DEVELOPMENT

October 6, 2011

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

Board of Commissioners
Clackamas County

Members of the Board:

Approval of Intergovernmental Agreements with Cities for
Energy Retrofits of City Buildings

ISSUE & BACKGROUND

The County has received funds through the Energy Efficiency and Conservation Block Grant ("EECBG") established as part of the American Recovery and Reinvestment Act of 2009. These funds cover multiple activities, from public building energy efficiency retrofits to loans for residential energy upgrades, throughout the entire county except within the City of Lake Oswego, which received its own grant. The public building retrofit activity includes funding energy efficiency retrofits for city buildings in addition to county-owned buildings.

Four cities have buildings and grounds that have been evaluated for energy efficiency retrofits and they have requested EECBG funds to assist them. Funds are available beyond those that have been designated for county-owned buildings. These projects will be funded on a reimbursement basis and cities must apply for and deduct any Energy Trust of Oregon incentives applicable to each project prior to billing the County.

Time is critical as federal rules require that these intergovernmental agreements be executed by October 31, 2011 and all funds be spent prior to August 2012. Staff recommends that these Intergovernmental Agreements may be approved by the Department Director.

Cities and maximum grant amounts are:


City of Wilsonville	\$16,168
City of Milwaukie	\$50,000, with option of additional \$50,000 if funds remain
City of Damascus	\$7,500
City of Sandy	\$20,000

County Counsel has reviewed and approved the Intergovernmental Agreements.

RECOMMENDATION

Staff respectfully recommends to the Board of County Commissioners approval of the above referenced Intergovernmental Agreements and that these agreements may be approved by the Department Director.

Sincerely,


Susan Ziolk, Supervisor
Office of Sustainability

For information on this issue or copies of attachments please contact Susan Ziolk at (503) 742-4455

COPY

Cindy Becker
Director

October 6, 2011

Board of Commissioners,
Clackamas County

Members of the Board:

**Approval of Intergovernmental Agreement #136598 with
The State of Oregon, Department of Human Services, Senior and
People with Disabilities Division for the Provision of Services to
Clackamas County Residents age 60 and over**

The Social Services Division of the Health, Housing & Human Services Department requests approval of Intergovernmental Agreement #136598, with the State of Oregon, acting by and through its Department of Human Services, Senior and People with Disabilities (DHS-SPD) Division for the provision of services to Clackamas County residents age 60 and over. This is a revenue agreement that provides funding for activities to enable residents of Clackamas County over age 60 to obtain services from Social Services Aging and Disability Services and its sub-contractors.

This agreement reflects the Older American Act (OAA) and Oregon Project Independence (OPI) funding for October 1, 2011 through June 30, 2013 of the 2011-2013 biennial agreement period. This funding will provide services for residents of Clackamas County who are age 60 and over by Social Services Division staff and/or sub-contractors. OPI funded services include case management and in-home services.

Total amount of this agreement is \$3,104,846. The agreement was reviewed and approved by County Council on September 14, 2011. No County General Funds are involved. This agreement is effective when signed by all parties or on October 1, 2011, whichever date is later; and terminates on June 30, 2013.

Recommendation:

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

Respectfully submitted,



Cindy Becker
Director

For information on this issue or copies of attachments
Please contact Brenda Durbin, # 503-655-8641

Healthy Families. Strong Communities.

COPY

Cindy Becker
Director

October 6, 2011

Board of Commissioners
Clackamas County

Members of the Board:

Approval of the Renewal of an Intergovernmental Agreement with Oregon Housing and Community Services to Provide Rental Guarantees to Low-Income Clackamas County Residents through the Tenant Readiness Rent Guarantee Program

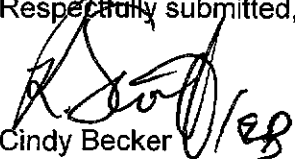
The Social Services Division of the Health, Housing and Human Services Department requests the approval of a Renewal of an Intergovernmental Agreement with Oregon Housing and Community Services to provide limited guarantees to low-income Clackamas County residents who are graduates of the Clackamas County Social Services (CCSS) Rent Well Program. Tenant Readiness Rent Guarantee Program allows up to \$20,000 to be expended on a reimbursement basis for unpaid rents and damages limited to \$2,000 per household that occur to landlords who have agreed to participate in the Rent Well program. The funds as presented by this agreement are important to the success of the program as they allow CCSS to offer this additional resource to landlords. It is noteworthy that during the life of the guarantee there has only been one claim. Rent Well clients who have been housed with the guarantee in place have been successful tenants.

This agreement was issued to Clackamas County Social Services Division on August 8, 2011. The commitment amount of the agreement is \$20,000. No County General Funds are involved. This agreement was reviewed and approved by County Counsel on September 25, 2011. This agreement covers the period of July 1, 2011 through June 30, 2012 and becomes effective upon acceptance by all parties.

Recommendation:

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

Respectfully submitted,


Cindy Becker
Director

For information on this issue or copies of attachments
Please contact Brenda Durbin, # 503-655-8641

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2051 Kaen Road #239, Oregon City, OR 97045 • Phone: 503-650-5697 • Fax: 503-655-8677 • www.clackamas.us

October 6, 2011

Board of Commissioners
Clackamas County

Members of the Board:

**Approval of the 2011-2012 Oregon Health Plan Provider Services Contract
for Mental Health Organizations with the
Oregon Health Authority, Addictions and Mental Health Division**

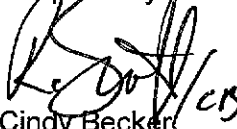
The Clackamas County Behavioral Health Division (CCBHD) of the Health, Housing and Human Services Department requests the approval of the 2011-2012 Oregon Health Plan Provider Services Contract for Mental Health Organizations with the Oregon Health Authority, acting by and through its Addictions and Mental Health Division to continue provision of mental health services to enrollees of the Oregon Health Plan (OHP) and State Children's Health Insurance Program (SCHIP).

This is a revenue contract. The compensation mechanism is structured on a per member, per month (capitation) basis for each OHP/SCHIP eligible individual enrolled in Clackamas, Hood River, Sherman, and Wasco Counties. Calculation of payments and rates are set forth in Exhibit C. This contract has been reviewed and approved by County Counsel on September 9, 2011. No County General funds are involved. It commences on October 1, 2011 and continues through September 30, 2012. It is retro-active due to late receipt from the State.

Recommendation

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

Respectfully submitted,


Cindy Becker
Director

For information on this issue or copies of attachments
Please contact Emily M. Zwetzig/Office of Business Services at (503) 742-5318.

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October 6, 2011

Board of Commissioners
Clackamas County

Members of the Board:

**Approval of a Dental Services Agreement with
Capitol Dental Care, Inc.**

The Clackamas County Community Health Division (CCCHD) of the Health, Housing & Human Services Department requests the approval of a Dental Services Agreement with Capitol Dental Care, Inc. Through this agreement, Capitol Dental Care, Inc. will contract with CCCHD to provide dental services to their members.

This is a revenue contract with no maximum limit. It has been reviewed and approved by County Counsel on September 1, 2011. No County General Funds are involved. It is effective upon signature and will be automatically renewed each January 1 for a one-year period unless terminated.

Recommendation

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

Respectfully submitted,



Cindy Becker
Director

For information on this issue or copies of attachments
Please contact Emily M. Zwetzig/H3S Office of Business Services at (503) 742-5318.

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October 6, 2011

Board of County Commissioners
Clackamas County, Oregon

Members of the Board:

**Approval of a Construction Agreement between the
Community Development Division and RJR Construction
for the Evergreen Annex Manufactured Home Improvements Project**

The Community Development Division of the Health, Housing and Human Services Department requests the approval of a Construction Agreement with RJR Construction for the Evergreen Annex Manufactured Home Improvements Project. The designed home has six bedrooms, shared living common spaces, and will provide additional services for low and moderate-income women and children of Clackamas County. This improvement increases the number of beds available to victims of domestic violence.

Community Development published a solicitation for Request For Proposals. There were three contractors that submitted RFP's on September 12, 2011. Community Development assembled a review panel for the submittals. After the review process, RJR Construction scored the highest and was selected for this project. Below are the companies and their final scores for the RFP:

- | | |
|-------------------------------------|----|
| 1. RJR Construction | 85 |
| 2. Nomarco Construction | 81 |
| 3. Nathan Daniel Young Construction | 65 |

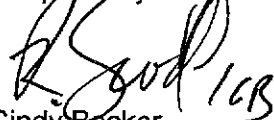
Financial Impact: Clackamas Women Services Funds.....	\$ 1,768.21
<u>Community Development Block Grant Funds.....</u>	<u>\$165,000.00</u>
Total Construction Cost:.....	\$166,768.21

No County General Fund dollars are involved. The Construction Agreement was reviewed and approved by County Counsel on July 26, 2011.

Recommendation

We recommend approval of the attached Contract and that Director, Cindy Becker be authorized to sign the Construction Contract on behalf of the Board of County Commissioners.

Respectfully submitted,


Cindy Becker
Director

For information on this issue or copies of attachments
Please contact Steve Kelly at 503-650-5665



OFFICE OF COUNTY COUNSEL

PUBLIC SERVICES BUILDING
2051 KAEN ROAD OREGON CITY, OR 97045

Stephen L. Madkour
County Counsel

David W. Anderson
Kimberley Ybarra-Cole
Kathleen Rastetter
Scot A. Sideras
Chris Storey
Scott C. Ciecko
Alexander Gordon
Assistants

October 6, 2011

Board of Commissioners
Clackamas County

Members of the Board:

**APPROVAL OF A RESOLUTION ADOPTING CHANGED FEES FOR THE
CLACKAMAS COUNTY CLERK FOR SOLEMNIZING A MARRIAGE**

Please find attached a resolution adopting proposed fee changes for the Clackamas County Clerk for solemnizing a marriage.

During the 2011 legislative session, HB 2710 was adopted. This bill increases the fee for solemnizing a marriage from \$25 to \$100. Because this fee increase is a statutory change, the act of adopting it into the Clackamas County Code is purely clerical. The Clerk must charge \$100 for solemnizing a marriage because the legislative changes to the Oregon Revised Statutes require it. HB 2710 was effective on October 1, 2011.

If approved, the fees will be incorporated into County Code Appendix A, Fees, and will be effective immediately upon passage of the resolution.

RECOMMENDATION

The staff respectfully recommends that the Board approve and sign the attached resolution adopting changed fees for Clackamas County Clerk for solemnizing a marriage.

Sincerely,



Scot Sideras
County Counsel

For information on this issue or copies of attachments please contact
Anja Mundy at (503) 655-8362

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

A RESOLUTION OF THE CLACKAMAS
COUNTY BOARD OF COMMISSIONERS
ADOPTING CHANGED COUNTY CLERK
FEES FOR SOLEMNIZING A MARRIAGE



RESOLUTION NO. _____

NOW, THEREFORE; BE IT RESOLVED BY THE BOARD OF COUNTY COMMISSIONERS
THAT:

Section 1: Pursuant to Section 1.01.090 of the Clackamas County Code, the Board adopts the fees shown on the attachments which are incorporated by this reference.

Section 2: The Board hereby directs that the changes to fees shown on the attachments shall be included in Appendix A of the Clackamas County Code.

Section 3: The County shall charge all fees set by state or federal law. If such a fee is changed the County shall charge the new amount when it becomes effective.

Section 4: Pursuant to ORS 310.145, the Board classifies the fees adopted by this resolution as fees not subject to the limits of section 11b, Article XI of the Oregon Constitution.

Section 5: Effective Date. The changes to fees authorized by Section 1 of this resolution and shown on the attachments shall become effective immediately upon passage of this resolution.

DATED this 6th day of October, 2011.

CLACKAMAS COUNTY BOARD OF COMMISSIONERS

Chair

Recording Secretary

BOARD OF COUNTY COMMISSIONERS BUSINESS MEETING MINUTES

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

Thursday, August 18, 2011 – 10:00 AM

Public Services Building - 2051 Kaen Road, Oregon City, OR 97045

PRESENT: Commissioner Charlotte Lehan, Chair
Commissioner Ann Lininger
Commissioner Paul Savas
Commissioner Jamie Damon
Housing Authority Commissioner Erica Allison

EXCUSED: Commissioner Jim Bernard

~Pledge of Allegiance~

Commissioner Bernard is attending a meeting in Salem and will not be in attendance today.

Chair Lehan announced the Board is sitting as the Housing Authority Board for this next item, she asked the Clerk to read the Housing Authority Consent agenda by title.

I. HOUSING AUTHORITY CONSENT AGENDA

1. Resolution 1885 – Approval of the Housing Authority's Certification for the Section 8 Management Assessment Program

Chair Lehan asked for a motion.

MOTION:

Commissioner Allison: I move approval of the Housing Authority Consent Agenda.

Commissioner Lininger: Second.

Chair Lehan – all those in favor:

Commissioner Allison: Aye.

Commissioner Damon: Aye.

Commissioner Savas: Aye.

Commissioner Lininger: Aye.

Chair Lehan: Aye.

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

II. PRESENTATION

1. Presentation of the Above the Influence Drug and Alcohol Prevention Campaign
Rod Cook, Children, Youth and Families presented the staff report and spoke about the success of this project. He introduced Emily Moser, Oregon Partnership and Sonja McCarty, Project Coordinator for Drug Free Youth in Estacada – they spoke about the importance of this campaign for the schools of West Linn and Estacada. They then introduced Kevin Edwards, West Linn High School and Jamie Damon, Estacada High School who spoke about their work with the project and the success at the High School, They showed they also introduced other members of West Linn and Estacada student body who were in attendance.

The Board thanked everyone for coming today.

2. **REMOVED** - Proclaiming Clackamas County's Support for Jobs, Wages and Benefits (BCC)
Removed for further review – it will be placed on an upcoming Business Mtg. agenda

III. DISCUSSION ITEMS

~NO DISCUSSION ITEMS SCHEDULED

IV. CITIZEN COMMUNICATION

Cindy Miguel, Milwaukie, supports a public meeting decorum policy– submitted a letter.

Les Poole, 15115 SE Lee, Milwaukie – comments on the Light Rail, and Urban Renewal..

Richard Langdon, 605 NW Skyline Blvd. Portland – violation regarding his mobile food cart.

V. CONSENT AGENDA

Chair Lehan asked the Clerk to read the Consent Agenda by title, she then asked for a motion.

MOTION:

Commissioner Savas: I move we approve the Consent Agenda.

Commissioner Damon: Second.

Chair Lehan – all those in favor:

Commissioner Damon: Aye.

Commissioner Savas: Aye.

Commissioner Lininger: Aye.

Chair Lehan: Aye.

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

A. Business and Community Services

1. Approval of Amendment No. 1 to the Cooperative Intergovernmental Agreement between the Library District of Clackamas County, the Library Cities and the City of Tualatin
2. Approval of Amendment No. 2 to the Cooperative Intergovernmental Agreement between the Library District of Clackamas County, the Library Cities and the City of Damascus

B. Elected Officials

1. Approval of Previous Business Meeting Minutes – BCC

VI. COMMISSIONERS COMMUNICATION

MEETING ADJOURNED – 11:00 AM

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



John S. Foote, District Attorney for Clackamas County

Clackamas County Courthouse, 807 Main Street, Room 7, Oregon City, Oregon 97045
503 655-8431, FAX 503 650-8943, www.co.clackamas.or.us/da/

October 6, 2011

Board of Commissioners
Clackamas County

Members of the Board:

**Approval to accept the 2011-2013 State Child Abuse Multidisciplinary
Intervention (CAMI) Grant Program Award
CAMI-MDT-2011-ClackamsCo.DAVAP-00039**

Please find attached the CAMI-MDT grant award between the State of Oregon through the Department of Justice, Clackamas County, and the Clackamas County District Attorney's Office. This grant award will be used to provide a coordinated community response to the intervention, assessment, and investigation of child abuse.

The grant award is for \$614,506.26 and is budget neutral, as the District Attorney will pass through all funds to the Clackamas County Multidisciplinary Team (MDT). The stated goal of MDT is to provide high quality and comprehensive medical assessments and support services for Clackamas County children suspected to be victims of abuse as part of a coordinated response from Clackamas County's MDT partners.

The grant period is 24 months with a start date of July 1, 2011 through June 30, 2013.

RECOMMENDATION:

We respectfully recommend that the Board approve this Grant Award and further recommend that John S. Foote be authorized to sign on behalf Clackamas County.

Sincerely,

Sarah Brown

Sarah Brown

For information on this issue or attachments please contact
Sarah Brown at (503) 650-3532.