

AGENDA

THURSDAY, AUGUST 25, 2011 - 10:00 AM BOARD OF COUNTY COMMISSIONERS

Beginning Board Order No. 2011-66

I. READING AND ADOPTION OF PREVIOUSLY APPROVE ZDO ORDINANCE

(No public testimony on this item)

(Stephen Madkour, County Counsel)

II. PRESENTATIONS *(Following are items of interest to the citizens of the County)*

1. Proclaiming September 2011 as National Senior Center Month in Clackamas County
(Joan Young, Milwaukie Center)
2. Proclaiming Clackamas County's Support for Jobs, Wages and Benefits (BCC)

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

1. Board Order No. _____ Forming a 25 Lot Assessment Area within Clackamas County Service District No. 5, Assessment Area 04-11, Hazel Ave. and 62nd Ave (Wendi Coryell)
2. Request for an Exemption and Authorization to Use the Request for Proposal Method to Purchase a Modular Housing Unit with Onsite Improvements on Clackamas County Owned Property – Clackamas Women's Services Evergreen Annex (Chuck Robbins)

IV. DISCUSSION ITEMS *(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.)*

~NO DISCUSSION ITEMS SCHEDULED

V. 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.)*

VI. 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 a Construction Change Order with D&T Excavation Inc., for Street Improvements on East Jersey Street in the City of Gladstone - CD
2. Approval of an Intergovernmental Agreement Amendment between Clackamas County Community Development and the City of Estacada for the Juniper Street Improvements Project in Estacada – CD

3. Approval of a Cooperation Agreement between Clackamas County Community Development and Clackamas Women's Services Evergreen Annex – CD
4. Approval of an Intra-Agency Agreement with Clackamas County Children, Youth and Families Division for Alcohol and Drug Prevention Strategies – BH
5. Approval of an Intergovernmental Agreement with Washington County for HIV Services - CH

B. Department of Transportation & Development

1. Approval of Amendment No. 1 to the Supplemental Project Agreement with the Oregon Department of Transportation to Add American Recovery and Reinvestment Act Funds for the Design and Reconstruction of SW Stafford Road at SW Mountain Road Intersection
2. Approval of an Intergovernmental Agreement with Oregon Department of Transportation for the 2011 Emergency Relief Program Project Funding
3. Approval of a Contract with Purcell P&C, LLC for the Holly Lane Bridge Painting Project
4. Approval of a Contract with Pacific Bridge & Construction, Inc. for the Delph Creek (Porter Road) Culvert Replacement Project

C. Business & Community Services

1. Approval of a Contract with Paul Brothers, Inc., for Construction of the Boring Station Trailhead Park

D. Department of Emergency Management

1. Approval of a Contract Funding Addendum with Oregon Emergency Management for the Hazard Mitigation Grant Program Contract for Acquisition of a Flood-Damaged Residential Property

E. Elected Officials

1. Approval of Previous Business Meeting Minutes – BCC
2. Approval of a Contact with Hart Intercivic for Hart Elections Systems - CLERK

F. Juvenile Department

1. Approval of the Contract with Parrott Creek Child & Family Services for Diversion Panel Services

VII. SERVICE DISTRICT NO. 5 (STREET LIGHTING)

1. Approval of an Intergovernmental Agreement Transferring Responsibility for Street Lights from Clackamas County Service District No. 5 to the City of Milwaukie

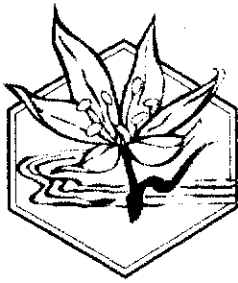
VIII. NORTH CLACKAMAS PARKS AND RECREATION DISTRICT

1. Approval of a Memorandum of Understanding with the City of Damascus for Concept Planning and Design Development of the Anderegg Property

IX. WATER ENVIRONMENT SERVICES

1. Approval of Dispatchable Standby Power Generation Agreement between Clackamas County Service District No. 1 and Portland General Electric

X. COMMISSIONERS COMMUNICATION



**NORTH
CLACKAMAS**
PARKS & RECREATION
DISTRICT

August 25, 2011

Board of Commissioners
Clackamas County

Members of the Board:

**Proclamation noting September 2011 National Senior Center Month
For Clackamas County**

The Clackamas County senior center network of 10 senior centers has acted as a catalyst for mobilizing the creativity, energy, vitality and commitment of the older residents of Clackamas County.

Enclosed you will find a one-page flier, denoting September as National Senior Center Month with the *Path to Health and Well Being*: encouraging physical wellness, fostering social connections, maintaining brain health, maximizing independence; connecting with community resources, and serving the growing senior population.

This proclamation represents the following centers: Canby Adult Center, Estacada Community Center, Gladstone Senior Center, Hoodland Senior Center, Lake Oswego Adult Center, Milwaukie Center, Molalla Senior Center, Pioneer Community Center, Sandy Senior Center and Wilsonville Community Center.

RECOMMENDATION:

Staff and community recommend proclaiming September 2011 National Senior Center Month throughout Clackamas County.

Sincerely,

Gary Barth
Director, Department of Business and Community Services

For more information on this issue or copies of attachments,
please contact Robin Bruce at 503-742-4366.

www.co.clackamas.or.us/mcprd

Administration Office
150 Beaver Creek Road
Oregon City, OR 97045
503-742-4348
fax 503-742-4349

Aquatics & Recreation Services
7300 SE Harmony Road
Milwaukie, OR 97222
503-794-8080
fax 503-794-8085

Milwaukie Center
5440 SE Kellogg Creek Drive
Milwaukie, OR 97222
503-853-8100
fax 503-794-8016

Parks Maintenance Office
9909 SE 40th Avenue
Milwaukie, OR 97222
503-794-8030
fax 503-794-8087

*A service district
of Clackamas County*

**Proclaiming September 2011 National Senior Center Month
In Clackamas County**

Whereas, Older Americans are significant members of our society, investing their wisdom and experience to help enrich and better the lives of younger generations; and

Whereas, the Clackamas County Senior Center network of ten senior centers has acted as a catalyst for mobilizing the creativity, energy, vitality, and commitment of the older residents of Clackamas County, Oregon; and

Whereas, through the wide array of services, programs and activities Senior Centers empower older citizens of Clackamas County, Oregon to contribute to their own health and well-being and the *health and well-being of their fellow citizens of all ages*; and

Whereas, the Clackamas County Senior Center network of ten senior centers affirms the dignity, self worth, and independence of older persons by facilitating their decision and actions; tapping their experiences, skills and knowledge; and enabling their continued contributions to the community;

Whereas .the National Council on Aging and National Institute of Senior Centers celebrate the month of September nationally as National Senior Center Month;

Now, therefore, we hereby proclaim the month of September, 2011, Senior Center month and call upon all citizens to recognize the special contributions of the Senior Center participants, and the special efforts of the staff and volunteers who work every day to enhance the well-being of the older citizens of our community.

Dated this _____ day of August, 2011

CLACKAMAS COUNTY BOARD OF COMMISSIONERS

Charlotte Lehan
Chair

Jim Bernard
Commissioner

Jamie Damon
Commissioner

Ann Lininger
Commissioner

Paul Savas
Commissioner

PROCLAIMING CLACKAMAS COUNTY'S SUPPORT FOR JOBS, WAGES, AND BENEFITS

WHEREAS, the financial stability created by jobs is an indispensable part of a successful community; and

WHEREAS, the jobs that most surely support financial stability are jobs with employers that pay living wages to skilled and educated workers with high productivity, provide health care benefits, promote the longevity of workers in their positions, encourage job safety, advance the certifications of workers, and provide the opportunity for a pension; and

WHEREAS, Clackamas County recognizes the power of focused investment to create jobs that provide the greatest degree of financial stability; and

WHEREAS, the Legislature, through the amendments made to ORS 279A.128 by Chapter 237 Oregon Laws 2011 and similar legislative changes has recognized the benefits of certain preferences in public contracting.

NOW, THEREFORE, WE DO HEREBY PROCLAIM that as part of its selection of appropriate economic development undertakings, personal and professional services contracts, and public construction projects that serve the needs of residents and businesses Clackamas County will place as a priority the selection of projects that result in jobs that pay living wages to skilled and educated workers with high productivity, provide health care benefits, encourage the longevity of workers in their positions, promote safety, advance the certifications of workers, and provide the opportunity for a pension; and

WE DO FURTHER PROCLAIM Clackamas County's intent to observe the requirements for bidding on public improvement contracts and the prevailing wage law that provides a living wage for workers, all as set out in ORS Chapter 279C and its accompanying regulations; and

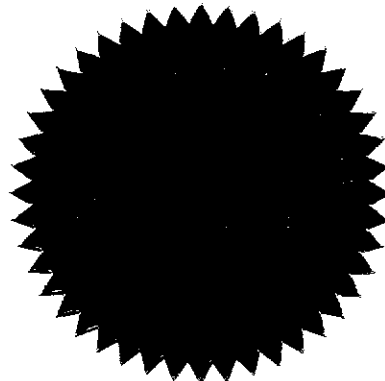
WE DO FURTHER PROCLAIM that using local sources for workers, materials, and expertise is recognized as the method producing the most immediate economic benefit to the workers and businesses of Clackamas County; and

WE DO FURTHER PROCLAIM that Clackamas County will look to encourage employers that establish apprenticeship programs and opportunities to advance emerging businesses owned or operated by women, minorities, or others not historically represented in the trade or industry.

DATED this 18th day August, 2011.

CLACKAMAS COUNTY BOARD OF COMMISSIONERS

Chair





COPY

CAMPBELL M. GILMOUR
DIRECTOR

DEPARTMENT OF TRANSPORTATION AND DEVELOPMENT

August 25, 2011

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

Board of County Commissioners
Clackamas County

Members of the Board:

Board Order and Public Hearing Forming a 25 Lot Assessment Area
Within Clackamas County Service District No. 5, Assessment
Area 04-11, Hazel Ave. & 62nd Ave., SE Hazel Ave. & SE 62nd Ave.

This Board Order is to create a new assessment area in Clackamas County Service District No. 5. This process is necessary to allow for the installation of new street lights. The initiative to install street lights in this area was by petition of property owners who were concerned about neighborhood security. Successful completion of the petition and approval of formation of this assessment area will allow fees to be collected from benefiting properties for the operation and maintenance of the street lights. Existing wood power poles will be used to mount street lights.

There are 25 owners of 25 tax lots in the petition area. Signatures from 16 of the property owners (64%) representing 25 of the properties, were collected. The requirement for a valid petition is the signature of more than 50% of benefiting property owners.

The affected property owners were notified of the time and place of the hearing by first class mail to the mailing address as listed by the Assessor for Clackamas County and a public hearing was scheduled for August 25, 2011, to hear objections to the above street lighting district. The requirement for stopping the project is the receipt of objections from more than 50% of the property owners.

The cost of 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. Single-family residential properties in this area fall under rate schedule B, \$45.00 per tax lot per year. 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.

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.

For additional information, please contact Wendi Coryell at 503-742-4657.

Sincerely,

Wendi Coryell, District Specialist
CCSD No. 5 Program Manager

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

In the Matter of the Formation
of an Assessment Area 04-11
Hazel Ave. & 62nd Ave. Petition
Within Clackamas County Service Dist.
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 and it appearing to the Board that the properties within Assessment Area 04-11, Hazel Ave. & 62nd Ave. Petition, SE Hazel Ave. & SE 62nd Ave., Oregon, have requested street light service, and that the formation of new assessment areas within Service District No. 5 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. 2011-48 and subsequent rate change orders shall be applied to assessment Area 04-11, Hazel Ave. & 62nd Ave. Petition, SE Hazel Ave. & SE 62nd Ave., with fractional year assessments pro-rated from the date of installation and in accordance with Ordinance Number 94-1368 pursuant to ORS 451.495 as follows:

Rate Schedule B \$45.00 tax lot/year applied to single family 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 ORS 451.495, and that said public hearing was duly held on the 25th day of August, 2011, and that Service District No. 5 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,

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

In the Matter of the Formation
of an Assessment Area 04-11
Hazel Ave. & 62nd Ave. Petition
Within Clackamas County Service Dist.
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 04-11 All lots in the Hazel Ave. & 62nd Ave. Petition, SE Hazel
Ave. & SE 62nd Ave.; 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.

ADOPTED this 25th day of August, 2011

BOARD OF COUNTY COMMISSIONERS

Chair

Recording Secretary

August 25, 2011

Board of County Commissioners
Clackamas County

Members of the Board:

**Request For An Exemption And Authorization To Use The Request For Proposals Method
To Purchase A Modular Housing Unit With Onsite Improvements on
Clackamas County Owned Property;
Clackamas Women's Services Evergreen Annex**

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

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

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

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

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

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

The Director of Community Development caused an advertisement to be placed in the Daily Journal of Commerce on July 29, 2011 notifying interested parties of the draft findings. The advertisement states that the draft findings are available at the Community Development Director's Office and that a Public Hearing will be held on August 25, 2011. This meeting will be the last opportunity for receiving comments. If no comments are received that result in a revision of the draft findings the Board of Commissioners may, at its discretion, adopt these draft findings as the final findings for the exemption at the public hearing.

PROPOSED FINDINGS:

A. Nature of the Project:

This project is designed to increase the number of beds available to victims of domestic violence by expanding the shelter operated by Clackamas Women's Services. The existing facility is undersized and is unable to accommodate the increased demand for domestic violence shelter services.

Clackamas County Community Development is requesting proposals from qualified contractors for the design, construction, delivery and placement of a modular house. The proposed size of the house is 1,836 square feet and will include 6 bedrooms, 3 bathrooms, a kitchen, laundry services and common spaces. On-site improvements will be made to the vacant land and include excavation, construction of a foundation and extension of services.

During the process of identifying the project requirements it was determined that a number of different contractors could provide solutions that would meet the needs of the County. However, it was also discovered that the solutions varied in design of the modular home, the quality and availability of finishes, methods of construction, transport and completion of the on-site improvements. This discovery creates a condition that makes it problematic to develop a traditional set of project bid specifications that would treat all potential bidders equally and award solely on the criterion of price.

The Community Development Division, working with a consultant, has developed conceptual building specifications and drawings for the project that illustrate the requirements for the Modular home. These specifications provide the minimum design specifications which the vendor will be required to meet without calling for specific products or designs.

B. Estimated Cost of the Project:

The current budget for the project is between \$110,000 and \$125,000 for design and construction services, and on-site improvements.

C. Narrative Description of Anticipated Cost Savings from Exemption to use the Request for Proposals for a Modular Housing Unit and Site Improvements;

A number of factors make this project unique and present an opportunity for cost savings from the use of the Request for Proposal process

1. This project is complex due to the need to provide design, off-site manufacture, delivery, and on-site construction services.
2. The selection of construction methods and sequencing will benefit significantly by involving a single contracting entity for the on-site construction, design, manufacture, and delivery of the modular home.
3. By providing a conceptual design rather than an architectural floor plan each manufacturer can utilize their existing design templates and reduce the amount of retooling required to build a custom home.

Healthy Families. Strong Communities.

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

4. The experience of the proposed contractors and manufacturers can be evaluated as a part of the selection process, thereby minimizing the chance of change orders which raise the cost of the project.
5. The County's administrative burden and time for completion for the project is reduced by conducting one solicitation for the project, as opposed to conducting multiple solicitations for design/manufacture/on-site construction/delivery. Having a single source of responsibility for design and construction of a facility in accordance with a performance-based specification helps ensure the County that the facility will perform as specified.

D. Proposed Alternative Contracting and Purchasing Practices:

1. The County desires to select the contractor using the following competitive process:
 - a. Publicly advertise a Request for Proposals to contractors.
 - b. The contractor will be selected through an evaluation process that will consider the project understanding and approach, qualifications, design and construction team experience, references and the price proposal.

Project Understanding and Approach

This criterion relates to the proposer's understanding of the project and the methodology and course of action used to meet the goals and objectives of the project. The issue is whether the proposer has a clear and concise understanding of the project based on existing information. Elements to be considered include the following:

- A brief understanding of the project.
- A positive commitment to complete the project within the time period specified and under the terms of the RFP.
- Assist with the design and administrative coordination, scheduling, and budget estimating, as per specifications provided in the RFP. The specifications outline the minimal design requirements.
- The proposed design of the modular home including construction materials and methods of construction.
- Provide a critical timeline schedule for completion of the project.

Qualifications

- Provide a brief description of the firm's history and its capabilities in working with governmental agencies as well as a description of federal and/or state funded projects.
- Provide the status of current work within the firm, in time and magnitude.

Healthy Families. Strong Communities.

- Provide Bonding Capacities for:
 - a. Public Works Bond
 - b. Performance Bond
 - c. Payment Bond
- Provide insurances limits for general liability, additional commercial general, automotive, pollution and worker compensation.
- Construction Contractors Board registration and classification of license
- Provide total amount of any claims or judgments currently pending or going to litigation/ arbitration.

Experience

- Detail the firms experience in providing the proposed modular housing unit as it relates to site improvements (i.e. site improvements of utility services) to similar agencies.
- Provide a discussion of the Key Personnel
 - Supervisor to employee ratio
 - Crew size
 - In-house capacity
 - Expected sub-contractors

References

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

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

Financial

Provide a lump sum cost of the installed modular housing unit and site improvements.

Healthy Families. Strong Communities.

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

E. **Statutory Tests**

1. **Background:**

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

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

2. **Test:**

a. **Maximizing Competition:**

The County will employ a competitive Request for Proposals process for selecting the vendor, where the cost of modular home building (along with other factors) and site improvements are the two main elements of the selection criteria.

b. **Minimizing Favoritism:**

The Request for Proposals will be publicly advertised in the trade publication of greatest circulation in the area. Several modular home builders will be solicited to review the RFP packet and specifications of the project.

c. **Substantial Cost Savings:**

It is anticipated that the process of evaluating potential contractors experience with similar projects and soliciting cost proposals from those contractors will minimize the County's exposure to changes in cost. A close relationship between the designer and constructor will allow the opportunity for cost saving design choices and construction methods. Additionally, the RFP process provides that the contract will be awarded as soon as practicable to the responsible proposer whose proposal is determined to be the most advantageous to the County which will maximize cost savings.

Healthy Families. Strong Communities.

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

Respectfully submitted,



Cindy Becker
Director

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

CLACKAMAS COUNTY BOARD OF
COUNTY COMMISSIONERS by

Commissioner Charlotte Lehan, Chair

Recording Secretary

Date

APPROVED AS TO FORM



County Counsel

August 25, 2011

Board of County Commissioners
Clackamas County, Oregon

Members of the Board:

**Approval of a Construction Change Order between Clackamas County and
D&T Excavation Inc. for Street Improvements on
East Jersey Street in the City of Gladstone**

The Community Development Division of the Health, Housing & Human Services Department requests the approval of a Construction Change Order on a contract between Clackamas County and D&T Excavation Inc. for street improvements on East Jersey Street in the City of Gladstone. D&T Excavation Inc. was determined to be the lowest responsive bidder substantially complying with the requirements of the solicitation on February 24, 2011. Due to wet weather delays construction began on June 2, 2011.

This Change Order #1 adjusts the material quantities to reflect the actual amounts used to complete the project. The majority of this change order includes an unanticipated amount of additional excavation of the unstable clay roadbed and backfill with rock base. These changes are detailed on the attached Change Order #1. The project engineer, Pat Sisul, the Gladstone Public Works Director and County project manager agreed that the change order items were necessary to improve the project quality and reflect the actual quantities used to complete the project. The project engineer and County staff have reviewed the change order items and deemed the cost adjustments as fair and reasonable.

The total amount of the contract will be increased by \$42,729.74 for a new contract total of \$250,776.37. The City of Gladstone will provide \$107,776.37 and Community Development Block Grant funds will be \$143,000 for the project. No County General Fund dollars are involved in this project. County Counsel reviewed the construction agreement on January 18, 2011.

Recommendation:

We recommend approval of Change Order #1 and that Cindy Becker be authorized to sign the on behalf of the Board of County Commissioners.

Respectfully submitted,



Cindy Becker
Director

For information on this issue or copies of attachments
Please contact Mark Sirois/ Community Development at (503) 650-5664.

COPY

Cindy Becker
Director

August 25, 2011

Board of Commissioners
Clackamas County

Members of the Board:

**Approval of an Intergovernmental Agreement Amendment between the
Community Development Division and the City of Estacada
for the Juniper Street Improvements Project in Estacada**

The Community Development Division of the Health, Housing and Human Services Department requests the approval of an Intergovernmental Agreement Amendment with the City of Estacada. The Juniper street improvements project is for construction of sidewalks and drainage improvements along Juniper Road and Laurel Road in Estacada. Improvements include the installation of catch basins, storm pipe, waterline, sidewalks and sidewalk ramps that will mitigate storm water flooding issues and improve pedestrian safety in this area of Estacada.

The project included additional costs for utility crossings under the street that required a change order of \$8000. The City will pay half (\$4000) of this change order and the additional CDBG grant will pay the other half (\$4000). This amendment adds \$4000 to the CDBG grant amount to help complete the project.

Financial Impact: CDBG Funds (original grant).....	\$	175,000
CDBG Funds (grant) (Amendment 1).....	\$	4,000
New grant total	\$	179,000

No County General Fund dollars are involved. The Agreement was reviewed and approved by County Counsel on January 5, 2011.

Recommendation

We recommend approval of the attached Amendment and that H3S Director, Cindy Becker be authorized to sign the Agreement Amendment on behalf of the Board of County Commissioners.

Sincerely,



Cindy Becker
Director

Attachments:

- Intergovernmental Agreement Amendment with City of Estacada

For information on this issue or copies of attachments
Please contact Mark Siros (503) 650-5664

Healthy Families. Strong Communities.

COPY

Cindy Becker
Director

August 25, 2011

Board of County Commissioners
Clackamas County, Oregon

Members of the Board:

Approval of a Cooperation Agreement between Clackamas County Community Development Division and Clackamas Women's Services Evergreen Annex

The Community Development Division of the Health, Housing and Human Services Department requests the approval of a Cooperation Agreement with Clackamas Women's Services (CWS) for a new annex shelter. The proposed facility will be adjacent to the existing Evergreen House owned by the County and operated by CWS. The address is suppressed.

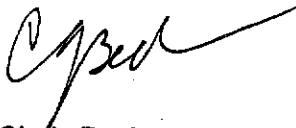
This project is designed to increase the number of beds available to victims of domestic violence by expanding the shelter operated by Clackamas Women's Services. The existing facility is undersized and is unable to accommodate the increased demand for domestic violence shelter services. Clackamas County Community Development is requesting proposals from qualified contractors for the design, construction, delivery and placement of a modular house. The proposed size of the house is 1,836 square feet and will include 6 bedrooms, 3 bathrooms, a kitchen, laundry services and common spaces. On-site improvements will be made to the vacant land and include excavation, a parking area, paved walkway, tree removal for safety, construction of a foundation and extension of utility services.

There is Community Development Block Grant (CDBG) funds allocated for this proposed project in the amount of \$165,000 dollars. No County General Fund dollars are involved. The Agreement was approved by County Counsel on July 26, 2011.

Recommendation

We recommend approval of the Cooperation Agreement and that H3S Director, Cindy Becker be authorized to sign the Agreement 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 (503) 650-5665

Healthy Families. Strong Communities.

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

COPY

August 25, 2011

Board of Commissioners
Clackamas County

Members of the Board:

**Approval of an Intra-Agency Agreement with
Clackamas County Children, Youth and Families Division for
Alcohol and Drug Prevention Strategies**

Clackamas County Behavioral Health Division of the Health, Housing & Human Services Department requests the approval of an Intra-Agency Agreement with Clackamas County Children, Youth and Families Division to provide alcohol and drug prevention strategies to young adults of Clackamas County with substance use disorders.

The total amount of this agreement is \$180,000. The funding for this agreement is provided through the State of Oregon, Oregon Health Authority, 2011-2013 Intergovernmental Agreement for the Financing of Community Addictions and Mental Health Services, specifically A&D (Alcohol and Drug) 60 Strategic Prevention Framework State Incentive Grant (SPF SIG) funds. The SPF SIG grant is funded by SAMHSA (Substance Abuse and Mental Health Services Administration), a Federal agency. These grant funds are awarded specifically to help grantees build a solid foundation to deliver and sustain effective substance abuse services. No County General Funds are involved. County Counsel has reviewed and approved this contract as part of the H3S contract standardization project. The agreement is retroactive due to the County's late receipt of the State agreement that provided the requirements and details for the funding. It is effective July 1, 2011 and terminates on June 30, 2012.

RECOMMENDATION

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

Respectfully submitted,



Cindy Becker
Director

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

Healthy Families. Strong Communities.

COPY

August 25, 2011

Board of Commissioners
Clackamas County

Members of the Board:

**Approval of an Intergovernmental Agreement with
Washington County for HIV services**

The Clackamas County Community Health Division of the Health, Housing & Human Services Department requests the approval of an Intergovernmental Agreement with Washington County for HIV services.

This agreement provides the basis for a partnership to effectively utilize State funding to reduce the transmission of HIV. The counties will subcontract with a vendor who will provide HIV client-centered counseling, testing, referral, and outreach to sexual and social networks of men and high risk individuals from Clackamas and Washington counties.

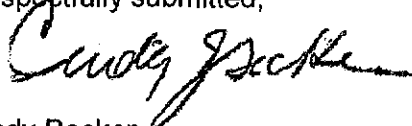
The source of the funding for this agreement is State of Oregon Local Public Health Authority Funds. Clackamas County receives the funds from the State and will pass them through to Washington County. Washington County will manage the personal services contract with Cascade Aids Project (CAP). CAP will be paid directly by Washington County. The contract with CAP is also a part of this agreement and is attached for reference and signature.

Total amount of this agreement is \$89,895. County Counsel has reviewed and approved this agreement as part of the H3S contract standardization project. No County General Funds are involved. It is effective July 1, 2011 and terminates on June 30, 2012. It is retroactive due to additional time needed to negotiate language.

Recommendation

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

Respectfully submitted,



Cindy Becker
Director

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

Healthy Families. Strong Communities.

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



COPY

CAMPBELL M. GILMOUR
DIRECTOR

DEPARTMENT OF TRANSPORTATION AND DEVELOPMENT

DEVELOPMENT SERVICES BUILDING

150 BEAVERCREEK ROAD | OREGON CITY, OR 97045

August 25, 2011

Board of County Commissioners
Clackamas County

Members of the Board:

**Approval of Amendment Number 01 to Supplemental Project Agreement No. 25,309
Between Clackamas County and Oregon Department of Transportation to Add
American Recovery and Reinvestment Act (ARRA) Funds for the Design and
Reconstruction of SW Stafford Road at SW Mountain Road Intersection**

In 2005 Clackamas County entered into an original Project Agreement (No. 22,262) with Oregon Department of Transportation (ODOT) to fund the design and construction of safety improvements at the intersection of SW Stafford Rd and SW Mountain Rd through the Hazard Elimination Program (HEP). In 2009 the agreement was amended to the current Supplemental Agreement No. 25,309 to be included as a test project for the Local Agency Certification Program, which allows the County to perform construction administrative functions for the subject project. This amendment will amend the Supplemental Agreement to add American Recovery and Reinvestment Act (ARRA) funds to the project.

The estimated total cost of the project is \$1,562,825. HEP funds are limited to \$941,362 and ARRA funds are limited to \$555,532. Clackamas County will be responsible for the remainder of the project cost.

This agreement has been reviewed and approved by County Counsel.

RECOMMENDATION

Staff respectfully recommends that the Board approve Amendment Number 01 to the Supplemental Project Agreement (#25,309) to add ARRA funds for the design and reconstruction of SW Stafford Rd at SW Mountain Rd intersection.

Sincerely,

Mike Bezner, PE
Transportation Engineering Manager

For information on this issue or copies of attachments
please contact Joel Howie at (503) 742-4658.



COPY

CAMPBELL M. GILMOUR
DIRECTOR

DEPARTMENT OF TRANSPORTATION AND DEVELOPMENT

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

August 25, 2011

Board of County Commissioners
Clackamas County

Members of the Board:

**Approval of Intergovernmental Agreement No. 27,884 with Oregon Department of
Transportation for 2011 Emergency Relief Program Project Funding**

Following the January 2011 storm events, portions of Lolo Pass Road, East Barlow Trail Road and Zig Zag Bridge were compromised. These roads and the bridge are all part of the county road system and under the jurisdiction of Clackamas County. County staff requested federal funding through the Emergency Relief Program (ERP) and these projects will be financed with Federal Emergency Relief Program funds, which are estimated in the amount of \$2,220,000. The County will be responsible for approximately \$228,000 to complete these projects. The federal funding for these projects is contingent upon approval by the Federal Highway Administration (FHWA).

County Counsel has reviewed and approved this agreement.

RECOMMENDATION

Staff respectfully recommends the Board approve this Intergovernmental Agreement for Emergency Relief Program project funding.

Sincerely,

Mike Bezner, PE
Transportation Engineering Manager

For information on this issue or copies of attachments
please contact Joel Howie at 503-742-4658



Campbell M. Gilmour
Director

DEPARTMENT OF TRANSPORTATION AND DEVELOPMENT

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

Board of County Commissioners
Clackamas County

Members of the Board:

**Approval of a Contract with Purcell P&C, LLC for the
Holly Lane Bridge Painting Project**

Clackamas County is preparing to repaint the Holly Lane Bridge and perform minor structural repairs during the months of July and August of this year. The existing bridge was last painted in the 1970's and needs to be repainted due to its failing paint and also needs minor structural repairs in order to extend its service life. The new paint color will be a darker shade of green.

Staff has advertised the Holly Lane Bridge project for competitive bids. The lowest responsive and responsible bidder was Purcell P&C, LLC for \$227,750.

County Counsel has reviewed and approved this contract.

Recommendation

Staff respectfully recommends that the Board approve and sign the contract with Purcell P&C, LLC for the Holly Lane Bridge project.

Sincerely,

Mike Bezner, PE
Transportation Engineering Manager

Placed on Board Agenda *August 25th, 2011*
By Purchasing Division

For information on this issue or copies of attachments
please contact James Reese at (503) 742-4707



LANE MILLER
MANAGER

PURCHASING DIVISION

PUBLIC SERVICES BUILDING

2051 KAEN ROAD | OREGON CITY, OR 97045

August 25, 2011

MEMORANDUM TO THE BOARD OF COUNTY COMMISSIONERS

Please place on the Board Agenda of August 25, 2011 this contract with Purcell P&C, LLC for the **Holly Lane Bridge Painting** for the Clackamas County DTD Engineering Division. This project was requested by James Reese, Project Manager. Bids were requested for all the materials and manpower necessary to complete specified work on the above-mentioned project. This project was advertised in accordance with ORS and LCRB Rules. Four bids were received: Purcell P&C - \$222,750.00; S&K Painting - \$227,760.00; Long Painting - \$241,250.00; and HCI Industrial & Marine Coatings - \$426,649.00. After review of all bids, Purcell P&C, LLC was determined to be the lowest responsive and responsible bidder. The total contract amount is not to exceed \$222,750.00. All work is to be completed by August 30, 2011. This contract has been reviewed and approved by County Counsel. Funds for this project are covered under budget line 416-2433-02105-481200-22174 for fiscal year 2011/2012.

Respectfully Submitted,

Kathryn M. Holder
Purchasing Staff



CAMPBELL M. GILMOUR
DIRECTOR

DEPARTMENT OF TRANSPORTATION AND DEVELOPMENT

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

August 25, 2011

Board of County Commissioners
Clackamas County

Members of the Board:

**Approval of a Contract with Pacific Bridge & Construction, Inc. for the
Delph Creek (Porter Rd) Culvert Replacement Project**

Clackamas County is preparing to replace a dual culvert system on Porter Road over Delph Creek. The two existing 48-inch diameter culverts are undersized and a barrier to fish passage. A new 38-foot-long precast, modular bridge will be constructed in place of the existing culverts.

Staff has advertised the Delph Creek (Porter Rd) Culvert Replacement Project for competitive bids. The lowest responsive and responsible bidder was Pacific Bridge & Construction, Inc. for \$247,375.25. This project is funded by the County's Road Fund and grants from the U.S. Forest Service, Oregon Watershed Enhancement Board and FishAmerica Foundation.

This has been reviewed and approved by County Counsel.

Recommendation

Staff respectfully recommends that the Board approves and signs the contract with Pacific Bridge & Construction, Inc. for the Delph Creek (Porter Rd) Culvert Replacement Project.

Sincerely,

Mike Bezner, PE
Transportation Engineering Manager

Placed on the August 25, 2011 agenda by the Purchasing Division.

For information on this issue or copies of attachments
please contact Joel Howie at (503) 742-4658



LANE MILLER
MANAGER

PURCHASING DIVISION

PUBLIC SERVICES BUILDING

2051 KAEN ROAD | OREGON CITY, OR 97045

August 25, 2011

MEMORANDUM TO THE BOARD OF COUNTY COMMISSIONERS

Please place on the Board Agenda of August 25, 2011 this contract with Pacific Bridge & Construction, Inc. for the **Delph Creek (Porter Road) Culvert Replacement Project** for the Clackamas County DTD Engineering Division. This project was requested by Joel Howie, Project Manager. Bids were requested for all the materials and manpower necessary to complete specified work on the above-mentioned project. This project was advertised in accordance with ORS and LCRB Rules. Five bids were received: Pacific bridge & Construction - \$247,375.25; Jim Smith Excavating - \$284,379.00; P.C.R. - \$360,870.00; Legacy Contracting - \$382,777.50; and Dirt & Aggregate Interchange - \$397,915.75. After review of all bids, Pacific Bridge & Construction, Inc. was determined to be the lowest responsive and responsible bidder. The total contract amount is not to exceed \$247,375.25. All work is to be completed by October 25, 2011. This contract has been reviewed and approved by County Counsel. Funds for this project are covered under budget line 416-2433-02106-481200-22166 for fiscal year 2011/2012.

Respectfully Submitted,

Kathryn M. Holder
Purchasing Staff



GARY BARTH
DIRECTOR

BUSINESS AND COMMUNITY SERVICES

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

Board of Commissioners
Clackamas County

Members of the Board:

**Approval of a Contract with Paul Brothers, Inc., for Construction
of the Boring Station Trailhead Park**

Clackamas County Parks requested proposals for construction services for the Boring Station Trailhead Park. Seven proposals were received July 27, 2011. Following review of the proposals Clackamas County Parks chose Paul Brothers, Inc. The total contract price is not to exceed \$670,799.65.

The intent of the contract for this work is to construct the Boring Station Trailhead Park. Work includes two asphalt parking lots, a Romtec restroom building, road improvements, a community gathering space, landscaping and irrigation, site utilities, storm water treatment and conveyance, site furnishings, and construction of the 12' wide paved Springwater Corridor trail through the park, and other incidental work as specified in the plans and specifications.

Construction of the Boring Station Trailhead Park is to proceed as quickly as possible in August, 2011. The term of the contract should run through December 31, 2011.

RECOMMENDATION

Staff respectfully recommends that the Board approve the attached contract with Paul Brothers, Inc. for construction of the Boring Station Trailhead Park.

Sincerely,

Gary Barth
Director

Placed on the August 25, 2011 agenda by the Purchasing Division

For information on this issue or attachments please contact
Katie Dunham at (503)742-4358 or kdunham@clackamas.us



LANE MILLER
MANAGER

PURCHASING DIVISION

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

August 25, 2011

MEMORANDUM TO THE BOARD OF COUNTY COMMISSIONERS

Please place on the Board Agenda of August 25, 2011 this contract with Paul Brothers, Inc. for the **Construction of the Boring Station Trailhead Park** for Clackamas County Business and Community Services. This project was requested by Katie Dunham, Project Manager. Bids were requested for all the materials and manpower necessary to complete specified work on the above-mentioned project. This project was advertised in accordance with ORS and LCRB Rules. Seven bids were received: Paul Brothers - \$661,286.65; JP Contractors - \$664,030.50; Clackamas Construction - \$669,393.00; PCR - \$670,657.00; 2KG Contractors - \$738,556.00; Colf Construction - \$745,687.00; and R & R General Contractors - \$753,820.50. After review of all bids, Paul Brothers, Inc. was determined to be the lowest responsive and responsible bidder. The determination was also made to include Bid Additive Alternate A, consisting of landscape trees, for the additional amount of \$9,513.00. The total contract amount is not to exceed \$670,799.65. All work is to be completed by December 31, 2011. This contract has been reviewed and approved by County Counsel. Funds for this project are covered under budget line 213-5300-00-485180-64039 for fiscal year 2011/2012.

Respectfully Submitted,

Kathryn M. Holder
Purchasing Staff



Dana S. Robinson
Director

DEPARTMENT OF EMERGENCY MANAGEMENT

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

August 25, 2011

Board of Commissioners
Clackamas County

Members of the Board:

**Hazard Mitigation Grant Program Contract Addendum for
Acquisition of Flood-Damaged Residential Property**

Attached please find an Addendum for the Hazard Mitigation Grant Program Contract DR-1824-OR with the Oregon Military Department, Office of Emergency Management.

In March 2009, the County began the process of providing assistance to flooded homeowners along Abernethy Creek through the Federal Emergency Management Agency Hazard Mitigation Grant Program (HMGP) with the option of voluntary flooded property acquisitions (buyouts) to permanently alleviate future impacts to those individual properties and the greater community. Acquired properties will be maintained as open space in accordance with federal law.

Staff recommends that that the Board authorize the Department of Emergency Management Director to purchase in this manner the flooded property at 19608 S Creek Road.

The Addendum has been reviewed and approved by County Counsel.

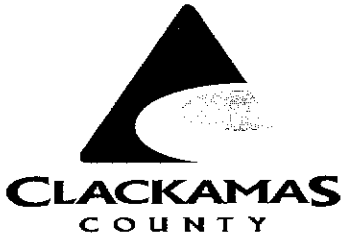
RECOMMENDATION:

Staff respectfully recommends that the Board approve and sign the attached Addendum to Hazard Mitigation Grant Program Contract DR-1824-OR.

Sincerely,

Nancy Bush
Deputy Director

For information on this issue or copies of attachments
please contact Jay Wilson at (503) 723-4848



ELLEN CRAWFORD
DIRECTOR

JUVENILE DEPARTMENT

JUVENILE INTAKE AND ASSESSMENT CENTER
2121 KAEN ROAD | OREGON CITY, OR 97045

Board of County Commissioners
Clackamas County

Members of the Board:

**Approval of the Contract with Parrott Creek Child and Family Services for
Diversion Panel Services**

Youth offenders charged with violations and Class A, B, and C misdemeanors are diverted to area diversion panels for disposition. For the past 9 years, the County has contracted with 11 cities throughout the County to conduct the diversion panels which are administered by two private non-profit agencies. This year to simplify administration of the service, contracting will be directly with two private non-profit agencies to provide the same services in the same cities. Parrott Creek Child and Family Services will provide diversion panels in six cities, plus two diversion panels for Latino youth, for FY 2011-12 for \$157,588.

Parrott Creek Child and Family Services is one of the two original providers of this service since it's inception.

RECOMMENDATION:

Staff respectfully recommends approval of the contract with Parrott Creek Child and Family Services to provide diversion panel services in Clackamas County for the cities specified.

Sincerely,


Ellen Crawford, Director
Juvenile Department

For more information on this issue or copies of attachments
contact Crystal Wright, ext 7112.

Placed on the agenda of Aug 25, 2011 by the Purchasing Division



COPY

CAMPBELL M. GILMOUR
DIRECTOR

DEPARTMENT OF TRANSPORTATION AND DEVELOPMENT

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

August 25, 2011

Board of County Commissioners
Clackamas County

Members of the Board:

**Intergovernmental Agreement Transferring Responsibility for Street Lights
From Service District No. 5 to the City of Milwaukie**

Clackamas County Service District No. 5 ("District") provides street lighting service for urban north Clackamas County and the cities of Happy Valley and Damascus. Several local streets located within the District (the "Annexation Area") have been annexed into the City of Milwaukie ("City"), and therefore the District and the City have negotiated an Intergovernmental Agreement ("IGA") so the District can transfer responsibility and certain funds regarding street lighting services for the area to the City.

The District currently collects annual fees from the property owners within its boundaries to pay for street lights. The City of Milwaukie provides street lighting services as part of its assessed property tax structure to annexed properties, which will include the Annexed Area going forward. Please see Exhibit 1 of the IGA for which streets are involved and the approximate location of street lights. Some property owners fronting the subject streets either have already annexed to the City and simultaneously de-annexed from the district, or are anticipated to annex to the City sometime in the future. For those property owners that have not annexed to the City of Milwaukie, their property still remains within the District's boundary (See Exhibit 3 of the IGA).

The City and the District believe it is in the best interest of both entities and the subject properties to have the lights on these streets remain operational and maintained by one service provider. The parties believe the City would be the best service provider, and the IGA states that the District will permanently transfer all responsibility for the lights, including the costs of maintenance, to the City starting July 1, 2011. To aid in the transition of the responsibility to pay for the electricity and maintenance of these lights, the District would collect fees from property owners who are in the service district and live along these streets and transfer the revenues to the City from these property owners, less a 20% administrative fee and any discounts applied by Clackamas County Assessment and Taxation. After July 1, 2012, the City will become fully responsible for the costs for the lights and the District will discontinue collecting fees from these property owners.

The City of Milwaukie signed the IGA on July 18, 2011.

This Agreement has been reviewed by County Counsel.

RECOMMENDATION

Staff recommends that the Board of County Commissioners, acting in its capacity as governing board of Clackamas Services District No. 5, enter into this intergovernmental agreement with the City of Milwaukie to allow Clackamas County Service District No. 5 to temporarily collect fees for the lights shown in the attached exhibit those fees and to transfer responsibility for these lights to the City of Milwaukie.

Sincerely,



Wendi Coryell, CCSD No. 5 Program Manager

For information on this issue or copies of attachments
please contact Wendi Coryell at (503) 742-4657