

## **Board of County Commissioners' Business Meeting Minutes**

**Thursday, Sept. 11, 2014 – 10 a.m.**

**Public Services Building  
2051 Kaen Rd., Oregon City, OR 97045**

### **PRESENT**

Commissioner John Ludlow, Chair  
Commissioner Jim Bernard  
Commissioner Paul Savas  
Commissioner Tootie Smith

### **EXCUSED**

Commissioner Martha Schrader

### **CALL TO ORDER**

- Roll Call  
Commissioner Schrader is out of the office and will not be in attendance today.
- Pledge of Allegiance

Chair Ludlow: Today is Patriot Day and National Day of Service and Remembrance: Thirteen years ago, our Country was brutally and senselessly attacked by terrorist. Thousands of innocent Americans were killed and injured as a result of these attacks, including the passengers and crew of four aircrafts, people just going to and doing their work at the World Trade Center and the Pentagon, rescue workers and bystanders. To honor the memory of all these individuals and the families they left behind; please join us in a moment of silence.

*Moment of Silence*

We also want to take this opportunity to thank the everyday heroes who keep us all safe, including, Our Troops, Emergency Responders, Fire and Law Enforcement and 911 Dispatchers. The health, safety and comfort of our community is enhanced by the professionalism, dedication, resourcefulness and integrity of these individuals, agencies and departments.

### **I. CITIZEN COMMUNICATION**

1. Ken Humberstrom, Oregon City – Member of the Clackamas River Water Board, gave a progress report and update of the Clackamas River Water.

Board Discussion The Board thanked Mr. Humberstrom for this important update.

## **II. READING AND ADOPTION OF PREVIOUSLY APPROVED LAND USE ORDINANCES** *(No public testimony on this item)*

Nathan Boderman, County Counsel presented all three ZDO's.

1. Adoption of Zoning and Development Ordinance 249, Amendments to the Urban Residential Zoning District Provisions of the Comprehensive Plan and the ZDO
2. Adoption of Zoning and Development Ordinance 250, Amendments to the Urban Commercial and Mixed-Use Zoning District Provisions of the Comprehensive Plan and the ZDO
3. Adoption of Zoning and Development Ordinance 248, Amendments to the Land Use Permit Application Procedural Standards of the Comprehensive Plan and the ZDO Chair Ludlow asked for a motion to read ZDO 249, 250 and 248 by title only.

### **MOTION:**

Commissioner Bernard: I move we read ZDO 249, 250 and 248 by title only.

Commissioner Savas: Second.

Clerk calls the poll:

Commissioner Bernard: Aye.

Commissioner Smith: Aye.

Commissioner Savas: Aye.

Chair Ludlow: Aye – the motion passed 4-0.

Chari Ludlow he asked the Clerk to read ZDO 249, 250 and 248 by title only then asked for a motion to adopt ZDO-249.

### **MOTION:**

Commissioner Smith: I move we adopt ZDO-249 Amendments to the Urban Residential Zoning District Provisions of the Clackamas County Comprehensive Plan and the Zoning and Development Ordinance as Previously Approved a the July 30, 2014 Public Land Use Hearing.

Commissioner Bernard: Second.

Clerk calls the poll:

Commissioner Smith: Aye.

Commissioner Savas: Aye.

Commissioner Bernard: Aye.

Chair Ludlow: Aye – the motion passed 4-0.

Chair Ludlow asked for a motion for ZDO-250.

## **MOTION:**

Commissioner Savas: I move we adopt ZDO-250 Amendments to the Urban Commercial and Mixed Use Zoning District Provisions of the Clackamas County Comprehensive Plan and the Zoning and Development Ordinance as Previously Approved a the July 16, 2014 Public Land Use Hearing.

Commissioner Bernard: Second.

Clerk calls the poll:

Commissioner Savas: Aye.

Commissioner Bernard: Aye.

Commissioner Smith: Aye.

Chair Ludlow: Aye – the motion passed 4-0.

Chair Ludlow asked for a motion for ZDO-248.

## **MOTION:**

Commissioner Bernard: I move we adopt ZDO-248 Amendments to the Land Use Application Procedural Standards of the Clackamas County Comprehensive Plan and the Zoning and Development Ordinance as Previously Approved a the July 16, 2014 Public Land Use Hearing.

Commissioner Smith: Second.

Clerk calls the poll:

Commissioner Bernard: Aye.

Commissioner Smith: Aye.

Commissioner Savas: Aye.

Chair Ludlow: Aye – the motion passed 4-0.

## **III. PUBLIC HEARINGS**

1. Second Reading Ordinance No. 04-2014 Amending Title 6 of the Clackamas County Code, Smoking Regulations In and Around County Facilities Stephen Madkour, County Counsel presented the staff report and stated the first reading was August 21, 2014.

Chair Ludlow opened the public hearing and asked if anyone wished to speak, two people in the audience raised their hand.

2. Joel Borquist, Emerald Vapors – concerned this ordinance will affect his business selling vapor cigarettes. Board Discussion The Board assured Mr. Borquist this ordinance only affects County owned buildings.
3. Justin Newman, Eugene – Smoke-Free Alternatives Trade Association (SFATA) Oregon – would like to see a County-wide ban on all cigarettes. Board Discussion

Chair Ludlow closed the public hearing and asked for a motion.

**MOTION:**

Commissioner Bernard: I move we read Ordinance No. 04-2014 by title only.

Commissioner Smith Second.

Clerk calls the poll:

Commissioner Smith: Aye.

Commissioner Savas: Aye.

Commissioner Bernard: Aye.

Chair Ludlow: Aye – the motion passed 4-0.

Chair Ludlow asked the Clerk to read the Ordinance by title only, and then he asked for a motion.

**MOTION:**

Commissioner Savas: I move we adopt Ordinance No. 04-2014 Amending Title 6 of the Clackamas County Code, Smoking Regulations in and round County facilities.

Commissioner Smith: Second.

Clerk calls the poll:

Commissioner Savas: Aye.

Commissioner Bernard: Aye.

Commissioner Smith: Aye.

Chair Ludlow: Aye – the motion passed 4-0.

4. First Reading of Ordinance No. 05-2014 Amending Chapter 2.05 of the County Code Personnel Policies and Procedures for Clackamas County Employees  
Christina Thacker, County Counsel, presented the staff report.

Chair Ludlow opened the public hearing and asked if anyone wished to speak, seeing none he closed the public hearing and asked for a motion to read the ordinance by title only.

**MOTION:**

Commissioner Bernard: I move we read the Ordinance by title only.

Commissioner Savas: Second.

Clerk calls the poll:

Commissioner Bernard: Aye.

Commissioner Smith: Aye.

Commissioner Savas: Aye.

Chair Ludlow: Aye – the motion passed 4-0.

Chair Ludlow asked the Clerk to assign a number and read the Ordinance by title only. He announced the second reading will be Sept. 25, 2014 at the regular scheduled Business meeting at 10 AM.

**IV. DISCUSSION ITEMS**

NO DISCUSSION ITEMS SCHEDULED

## V. CONSENT AGENDA

Chair Ludlow asked the Clerk to read the consent agenda by title – he then asked for a motion.

### MOTION:

Commissioner Bernard: I move we approval the consent agenda.

Commissioner Smith: Second.

Clerk calls the poll.

Commissioner Smith: Aye.

Commissioner Savas: Aye.

Commissioner Bernard: Aye.

Chair Ludlow: Aye – the motion passes 4-0.

### A. Health, Housing & Human Services

1. Approval of a Grant Agreement Amendment No. 1 for the US Department of Housing and Urban Development, Supportive Housing Program for the HOPE II Leasing Program for the Purpose of Providing Permanent Housing – *Social Services*
2. Approval of a Grant Agreement with the US Department of Housing and Urban Development Continuum of Care Program for Continuum of Care Planning – *Housing and Community Development*

### B. Department of Transportation & Development

1. Approval of an Intergovernmental Agreement with Marion County for Right-of-Way Acquisition Related to the Pudding River (Whiskey Hill Road) Bridge Replacement Project
2. Approval of an Intergovernmental Agreement with Clackamas County Service District No. 1 for the SE Mabel & SE Webster Drainage Improvement Project
3. Approval of the Intergovernmental Agreement (Contract No. 932856) with Metro for Fiscal Year 14-15 'Early Adopter' Food Scrap Collection Activities

### C. Department of Emergency Management

1. Approval of a Cooperative Agreement with Rhododendron Water Association for the Use of Clackamas County Emergency Notification System
2. Approval of an Intergovernmental Agreement with Canby Utility for the Use of Clackamas County Emergency Notification System

## **D. Elected Officials**

1. Approval of Previous Business Meeting Minutes – BCC
2. Request by the Clackamas County Sheriff's Office to Enter into an Intergovernmental Agreement with Oregon Department of Human Services for Funding to Conduct a Specialist Interview Training – CCSO
3. Board Order No. 2014-87 Cancelling Delinquent Manufacture Structure Personal Property Taxes – *Assessor's Office*
4. Board Order No. 2014-88 Cancelling Delinquent Personal Property Tax Accounts – *Assessor's Office*
5. Resolution No. 2014-89 Appointing Justice of the Peace Pro Tempore for the Clackamas County Justice of the Peace District – *Justice Court*

## **E. Juvenile Department**

1. Approve of an Intergovernmental Agreement with Multnomah County for Assessment and Evaluation Beds

## **VI. WATER ENVIRONMENT SERVICES**

1. Approval of an Intergovernmental Agreement between Clackamas County Service District No. 1 and the City of Happy Valley for the Cedar Way Stream Stabilization Project.
2. Approval of a Joint Funding Agreement between Clackamas County Service District No. 1 and the US Geological Survey for Creek Flow Measuring Work.
3. Approval of a Joint Funding Agreement between Clackamas County Service District No. 1 and the US Geological Survey for Cooperative Hydrologic Monitoring Work in the Johnson Creek Watershed.
4. Approval of a Joint Funding Agreement between the Surface Water Management Agency of Clackamas County and the US Geological Survey for Tualatin River Monitoring.
5. Approval of Amendment No. 1 to the Agreement to Furnish Professional Services between Clackamas County Service District No. 1 and CH2M Hill Engineers, Inc. for Stage II of the Kellogg Water Pollution Control Plant Outfall Improvement Project.

## **VII. COUNTY ADMINISTRATOR UPDATE**

The following items were signed by Don Krupp, County Administrator during the two week BCC recess/break – August 25th – September 8, 2014 – as authorized by Board Order No. 2014-84:

DEPARTMENT	ITEM
Technology Services Via Purchasing	Contract with Unify to Upgrade the Development Services Building Telephone Server
DTD, Road Dept. Via Purchasing	Approval to Purchase two new 2014 924K Caterpillar Loaders from Peterson Machinery Co. for DTD, Transportation Maintenance Division
NCPRD Via Purchasing	Approval of a Contract with GSE Inc., for the Construction of the Hood View Park Playground
H3S Housing & Community Development	Approval of a Change Order on the Construction Contract between the Department of Health, Housing and Human Services and Jim Smith Excavating for the NW Gladstone Infrastructure Improvement Project
H3S Housing & Community Development	Approval of the Construction Agreement Change Order No. 1 with TS Gray Construction for the Ermatinger House Project
H3S Social Services	Approval of a Grant Agreement with the US Department of Housing and Urban Development, Supportive Housing Program for the Reedy to Rent Program to Reduce Housing Barriers and provide Rental Assistance for Permanent Housing for Homeless Individuals and Families
H3S Behavioral Health	Approval of an Agency Service Contract with CODA, Inc. for Outpatient Mental Health Services
WES	Approval of an Intergovernmental Agreement between Clackamas County Service District No. 1 and Clackamas River Water for SE Mabel Lane Waterline Stabilization.

## VIII. COMMISSIONERS COMMUNICATION

**MEETING ADJOURNED – 11:15 a.m.**

**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. You may also order copies from any library in Clackamas County or the Clackamas County Government Channel. [www.clackamas.us/bcc/business.html](http://www.clackamas.us/bcc/business.html)**

