



AGENDA

TUESDAY, NOVEMBER 22, 2011 - 10:00 AM *(please note day change)*
BOARD OF COUNTY COMMISSIONERS

Beginning Board Order No. 2011-88

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

1. Presentation of the Small Grant Awards (Caroline Hill, County Administration)

II. HOUSING AUTHORITY CONSENT AGENDA

1. Approval of a Contract with Carleton Hart Architecture to Provide Architecture and Engineering Services for the Renovation of the Easton Ridge Apartments
2. Approval to Apply for a One-Year Renewal of the US Department of Housing and Urban Development's Supportive Housing Program Grant for the Jannsen Transitional Housing Program
3. Approval to Apply for a One-Year Renewal of the US Department of Housing and Urban Development's Shelter Plus Care Grant

III. 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

IV. 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.)*

V. 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 Jim Smith Excavating Inc. for Several Street Improvements in the City of Sandy – Community Development

B. Department of Transportation & Development

1. Approval of an Intergovernmental Agreement with the Oregon Department of Fish and Wildlife for a Full Time Fish & Wildlife Biologist Liaison for Transportation Maintenance Services

C. Elected Officials

1. Approval of Previous Business Meeting Minutes – BCC
2. Approval of an Intergovernmental Agreement between Clackamas County District Attorney's Office and the State of Oregon Judicial Department - DA

D. Administration

1. Approval of an Intergovernmental Agreement with Portland State University to Deliver Training as Part of the Clackamas County Leadership Academy

E. Department of Emergency Management

1. Approval of a Local Grant Agreement with Subgrantees for the Fiscal Year 2009 Urban Area Security Initiative Grant

F. Community Corrections

1. Approval of an Intergovernmental Agreement with Clackamas County Community Corrections and the State of Oregon Department of Corrections for Measure 57 Funding

VI. NORTH CLACKAMAS PARKS AND RECREATION DISTRICT

1. Approval of Amendment No. 5 for the Intergovernmental Agreement (No. 21,877) between North Clackamas Parks and Recreation District and the Oregon Department of Transportation for the Trolley Trial
2. Approval of a Service Easement between North Clackamas Parks & Recreation District and Portland General Electric for a Portion of Mill Park
3. Board Order No. _____ Approving Annexation of the Mount Talbert Nature Park to the City of Happy Valley

VII. WATER ENVIRONMENT SERVICES

1. Board Order No. _____ Approving Amendment No. 3 to the Loan from the State Revolving Loan/American Recovery and Reinvestment Act Fund for the Clackamas County Service District No. 1 – North Clackamas Revitalization Area Sanitary Sewer Project

VIII. 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/>

Media and Interested Parties

Board of County Commissioners award \$200,000 in special grants to local non-profit organizations helping others

The Clackamas County Board of County Commissioners have announced the recipients of \$200,000 in locally-funded grants to non-profit organizations serving vulnerable populations.

Now in its third year, the Special Grants Program was paid for through cuts to the FY 2011-12 budget. Commissioners awarded 25 grants for an array of services ranging from community service organizations to food distribution and volunteer programs.

The county received 57 applicants, the most ever. Commissioners hope that an investment made now in these deserving non-profits can eliminate the need for more complicated and costly services that place a financial strain in the social services network.

The awards are made based on criteria that include:

- Strength of response
- Ability to assist vulnerable families and seniors
- Scope of community service
- Fiscal sustainability

Here is a list of funding recipients:

- **Clackamas County Children's Commission** **\$20,000**

The grant will provide funding for two programs that help with transportation, emergency rent, utility assistance, diapers, food boxes and home safety supplies for low-income families.

- **Family Stepping Stones** **\$16,000**

Covers mileage costs and stipends for students working on the relief nursery program. This will allow for continuation of support in rural communities throughout the summer.

- **Canby School District** **\$15,000**

Provides dental health for children living in poverty including dental education, screenings and emergency care.

- **Northwest Housing Alternatives** **\$15,000**

Short-term financial assistance to those facing possible eviction.

- **North Clackamas Schools** **\$10,000**

The program provides education, prevention, and emergency dental care for kindergarten through second graders in the North Clackamas School District. The organization received an identical grant last year and was able to provide services to low-income children with dental needs.

- **Clackamas Volunteers in Medicine** **\$10,000**

The Founders Clinic provides health education to low-income residents.

- **The Arc of Multnomah-Clackamas** **\$10,000**

Respite for parents of children with developmental needs. The Arc provides training, support, and parent-to-parent respite exchange.

- **The Inn-Home for Boys** **\$10,000**

Pilot program for ending youth homelessness by matching these youths with host homes and encouraging them to stay in school while living in a safe environment

- **Thelma's Place Incorporated** **\$10,000**

Helps provide therapy for people with early onset Alzheimer's to stop memory erosion and protect against falls.

- **Todos Juntos** **\$9,553**
 Longstanding partner with Clackamas County health, Housing and Human Services and Juvenile Department. The program provides services for at-risk Hispanic youth.
- **WOAPE, Inc.** **\$8,000**
 Provides at-risk youth with life skills training, offering individual tutoring, work readiness skill training, and occupational therapy.
- **Metropolitan Family Services** **\$7,882**
 Training for staff to provide services to 500 adults and 200 children enrolled in enrichment and adult education activities.
- **Sandy Community Action Center** **\$7,500**
 Repairs to facility to promote safety and security.
- **Lake Oswego Adult Community Center** **\$5,984**
 Funds will be used to buy meals for delivery to senior citizens in the Lake Oswego area.
- **Estacada Area Food Bank** **\$5,000**
 The food bank serves the area of Estacada and Eagle Creek. Funds will go toward purchase of food and hygiene products for inclusion in food boxes.
- **Building Blocks 4 Kids** **\$5,000**
 Program allows at-risk youth to participate in extra-curricular activities such as sports, music, tutoring, camps, etc.
- **Wilderness International** **\$5,000**
 Community Service option for at-risk youth.. Offers community service programs for at-risk youth.
- **Gladstone Seniors Foundation** **\$4,665**
 Grant will be used for purchase of new freezer at Senior Center.
- **Workforce Investment Council of Clackamas County** **\$4,600**
 Transportation for persons seeking jobs.
- **Pioneer Community Center** **\$4,000**
 Meals on Wheels for low income, disabled, and homebound citizens under the age of 60.
- **Friends of Estacada Community Center** **\$4,000**
 Funding for program assisting people with disabilities in Estacada to teach them skills to remain independent. Funds will also go toward a transition aged program for children with disabilities.
- **King's Cupboard** **\$3,500**
 The grant will be used to supplement its shopping style food bank with vegetables and diary products distributed to low-income people in North Clackamas County.
- **Colton Helping Hands Inc.** **\$3,316**
 The organization provides emergency food boxes for low-income families. Funds will be used to replace an aging cooler.
- **Forests Forever Inc.** **\$3,000**
 Learning experience for at-risk youths run through Clackamas County Juvenile Department. Provides at-risk youth an chance to and through Hopkins Demonstration Forest.
- **Hoodland Senior Center** **\$3,000**
 Transportation for seniors and disabled persons and transportation for errands and grocery shopping.

For more information please contact Tim Heider at 503-742-5911 or by email at theider@co.clackamas.or.us
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November 22, 2011

Board of Commissioners of the
Housing Authority of Clackamas County

Members of the Board:

**Approval of Contract # _____ with Carleton Hart Architecture to provide
Architecture and Engineering Services for the Renovation
of the Easton Ridge Apartments**

The Housing Authority of Clackamas County (HACC), a Division of the Health, Housing and Human Services Department, requests the approval of a Contract with Carleton Hart Architecture to provide Architecture and Engineering services for the renovation of the Easton Ridge Apartments. This team was selected from a pool of ten qualified responses resulting from a competitive RFQ (Request for Qualifications) process.

Property Description: Easton Ridge is located at SE 90th Avenue and SE Causey Avenue approximately one-quarter mile north of Clackamas Town Center. Easton Ridge is located within a short walk of the region's transportation system including the Clackamas Town Center Transit Station and frequent bus service along SE 82nd. Its proximity to the Town Center area also provides ready access for residents to a wide range of goods, services and employment opportunities.

The buildings were constructed in 1989 by a private developer with HACC acquiring the property in 1996. Easton Ridge has (264) units in eleven 3-story residential buildings and a single story community building with an on-site property management office. The property is approximately 60% 1-bedroom and 40% 2-bedroom units. Easton Ridge is currently income restricted to households earning 80% area median income (\$57,600 a year for a family of four) and below. HACC views Easton Ridge as a key component of both the agency's and the County's affordable housing portfolio. Therefore, HACC has prioritized the preservation of the property and will be completing a rehabilitation of the residential buildings in the next twelve to eighteen months.

Rehabilitation Scope: In recent years, HACC has become increasingly concerned about the possibility of water intrusion and moisture issues in the residential buildings. The building envelope is showing signs of failure throughout the site including buckling of the siding, cracking of sealants and windows out of alignment. HACC conducted a series of investigative studies to identify the causes and propose remedies. Three main areas were prioritized for immediate attention: 1) Full replacement of the building envelope including siding, sheathing, windows and doors with the possibility of a full insulation upgrade (dependent on condition of current insulation and available funding), 2) Re-design of site drainage system to ensure proper surface water conveyance away from structures including repair of retaining walls at the first floor units, and 3) Install new interior ventilation systems to reduce moisture build-up. The scope of work has an estimated construction budget of \$7 million.

Architecture and Engineering Services: HACC competitively procured architecture and engineering services for Easton Ridge through a Request for Qualifications process. Submissions were scored by the selection committee based on established evaluation criteria that gave points to each team based on experience with projects of similar scope and scale, ability to meet the condensed project timeframe and professional references. Teams were ranked based on their final score. Carleton Hart was the highest ranked team.

Carleton Hart will lead the architecture and engineering team, which will complete full design services for the established renovation scope of work for Easton Ridge. Their work will begin with site analysis and schematic design, continue through each design phase including construction documents, permitting, and bid support to the Construction Manager/General Contractor. Once construction commences, Carleton Hart will provide construction administration through the completion of construction. The contract fee to complete the above services totals \$ 405,715. Oregon Housing and Community Services (OHCS) allows up to 7% of the total construction costs to go towards architecture and engineering fees for renovation projects similar to Easton Ridge. The Carleton Hart fee is approximately 5.8%, which is well within OHCS guidelines.

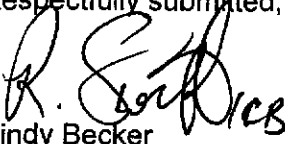
Additional services may be required once the initial investigative work is completed (January 2012) including the completion of the geotechnical studies, environmental assessment and evaluation of the site's infrastructure. In addition, once the project lender and investors have been selected (Spring 2012), they may layer on additional requirements that may also affect the final scope of work. Adjustments to the project's scope of work will in turn increase the final contract fee. Adjustments to both scope of work and the contract fee will be addressed via contract amendments to be approved by HACC's Executive Director, Trell Anderson.

County Counsel has reviewed and approved the Contract.

Recommendation:

Staff respectfully recommends the Board approve HACC to enter into a Professional Services Contract with Carleton Hart Architecture for the provision of architecture and engineering services for the renovation of the Easton Ridge Apartments. In addition, the Board delegates authority to HACC's Executive Director to execute contract amendments based on investigative work still to be completed.

Respectfully submitted,


Cindy Becker
Director

For information on this issue or copies of attachments
Please contact Mary-Rain O'Meara at (503)655-8279

November 22, 2011

Board of Commissioners of the
Housing Authority of Clackamas County

Members of the Board:

**Approval to Apply for a One Year Renewal of the U.S. Department of Housing and
Urban Development's (HUD's) Supportive Housing Program Grant for the
Jannsen Transitional Housing Program**

The Housing Authority of Clackamas County (HACC) a Division of the Health, Housing and Human Services Department, requests approval to apply for a renewal of U.S Department of Housing and Urban Development (HUD) Supportive Housing Program (SHP) Grant. The SHP Grant provides one year of funding for HACC's Jannsen Transitional Housing Program (Jannsen) in the amount of \$71,886.

Jannsen has been in existence since 1991. Jannsen housing is owned by HACC and consists of nine, 2-bedroom units. Jannsen offers housing and social services to families that would otherwise be homeless. The goal of the program is to transition families from homelessness to living independently. This goal is achieved through a team effort between HACC and Clackamas County's Social Services (CCSS). CCSS works with a team of community resource agencies to assist homeless families.

The \$71,886 SHP funds help cover maintenance of the facility, insurance, case management, and resident needs such as healthcare, education, childcare, transportation, legal fees, and utilities. The continuation of this Program is dependent on obtaining SHP funding. The grant, if awarded, would have no effect on staffing. No County General Funds are involved.

Recommendation:

HACC recommends the approval to apply for the SHP grant and further recommends the acceptance of the award if funded, and that the HACC Executive Director be authorized to sign all documents necessary to accomplish this action on behalf of the Board.

Respectfully submitted,



Cindy Becker
Director

For information on this issue or copies of attachments
Please contact Mary-Rain O'Meara at (503) 655-8279

Healthy Families. Strong Communities.

November 22, 2011

Board of Commissioners of the
Housing Authority of Clackamas County

Members of the Board:

Approval to Apply for a One Year Renewal of the U.S. Department of Housing and Urban Development's Shelter Plus Care Grant

The Housing Authority of Clackamas County (HACC), a Division of the Health, Housing and Human Services Department, requests approval to apply for a renewal of U.S. Department of Housing and Urban Development's (HUD's) Shelter Plus Care (SPC) Grant. The SPC Renewal Grant would provide one year of funding for the Program for an amount not to exceed \$400,000.

HACC and Clackamas County Behavioral Health (CCBH) work together to offer the SPC Program. SPC provides housing assistance with services. The program is for homeless people with a variety of disabilities including persons recovering from mental illness and/or addictions, persons with physical disabilities or persons with developmental or cognitive disabilities. SPC is similar to the Section 8 Housing Choice Voucher Program (HCV) in that participants receive a voucher to obtain a private apartment in the community. Participants pay 30% of their income towards rent and the SPC grant covers the remaining balance each month. An important difference from the HCV Program is that CCBH must provide care equivalent to the amount of money that HUD pays for rent each month. The SPC Program has been in existence since 2002.

The continuation of this Program is dependent on obtaining SPC funding. The grant, if awarded, would have no effect on staffing. No County General Funds are involved.

Recommendation

HACC recommends the approval to apply for the SPC renewal grant and further recommends the acceptance of the award if funded, and that the HACC Executive Director be authorized to sign all documents necessary to accomplish this action on behalf of the Board.

Respectfully submitted,



Cindy Becker
Director

For information on this issue or copies of attachments
Please contact Mary-Rain O'Meara at (503) 655-8279

November 22, 2011

Board of County Commissioners
Clackamas County, Oregon

Members of the Board:

Approval of a Construction Change Order between Clackamas County and Jim Smith Excavating Inc. for several Street Improvements in the City of Sandy

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 Jim Smith Excavating Inc. for several street improvements in the City of Sandy. Jim Smith Excavating Inc. was determined to be the lowest responsive bidder substantially complying with the requirements of the solicitation on August 25, 2011. The project began September 13, 2011 and was completed November 8, 2011.

This Change Order #2 in the amount of \$55,844.67 adjusts the material quantities to reflect the actual amounts used to complete the project. The majority of this change order includes additional excavation, curb and sidewalk work as well as backfill of rock to additional surfaces. These changes are detailed on the attached Change Order #2. The additional work was requested by the City of Sandy. The project engineer, the City of Sandy Public Works Director and the County project manager agreed that the change order items were necessary to improve the project. All parties have reviewed the change order items and deemed the cost adjustments as fair and reasonable.

Original Construction Contract price:	\$215,103.75
Change Order #1 to be paid by City of Sandy:	\$ 11,051.85
Change Order #2 to be paid by City of Sandy:	\$ 55,844.67
New Construction Contract price:	\$282,000.27


CDBG funds are capped at \$185,000. The balance of funds are provided by the City of Sandy. Change Order #2 will be paid for by the City of Sandy. No additional CDBG funds will be used on this project.

No County General Fund dollars are involved in this project. County Counsel approved the construction contract on August 12, 2011.

Recommendation:

We recommend approval of the attached construction contract and that Cindy Becker be authorized to sign the Change Order #2 on behalf of the Board of County Commissioners. This Change Order #2 increases the contract amount by 31%.

Respectfully submitted,


Cindy Becker
Director

For information on this issue or copies of attachments
Please contact Steve Kelly/ Community Development at (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

CAMPBELL M. GILMOUR
DIRECTOR

DEPARTMENT OF TRANSPORTATION AND DEVELOPMENT

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

November 22, 2011

Board of County Commissioners
Clackamas County

Members of the Board:

**Approving an Intergovernmental Agreement between Oregon Department
of Fish and Wildlife and Clackamas County for a Full Time Fish & Wildlife
Biologist Liaison for Transportation Maintenance Services**

The Oregon Department of Fish and Wildlife (ODFW) and Clackamas County have agreed to re-enter into an Intergovernmental Agreement for the purpose of providing a full time Fish and Wildlife Biologist to assist in the inventory, prioritization, permitting, design and monitoring of road/stream crossings constructed by the County which affect State listed migratory fish and Federally listed threatened and endangered species.

This agreement is for services performed from July 1, 2011 through June 30, 2012 with an option to automatically renew through the 2012-2013 and 2013-2014 fiscal years contingent upon County receiving sufficient appropriations or other expenditure authority sufficient to allow County to fund ODFW under this agreement.

Funds are available in the 2011-2012 budget, not to exceed \$125,000 for the first term of this contract in County funds.

County Counsel has reviewed and approved this agreement.

RECOMMENDATIONS:

Staff respectfully recommends that the Board approve this Intergovernmental Agreement between Clackamas County and ODFW for full time Fish and Wildlife Biologist liaison as outlined above.

Sincerely,

Mike Bezner, PE
Transportation Engineering Manager

For information on this issue or copies of attachments
please contact Jennifer Snyder at 503-742-4688

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/>

Wednesday, October 13, 2011 – 10:00 AM

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

PRESENT: Commissioner Charlotte Lehan, Chair
Commissioner Jim Bernard
Commissioner Ann Lininger
Commissioner Paul Savas
Commissioner Jamie Damon

~Pledge of Allegiance~

I. PRESENTATIONS

1. Recognition of Oregon Fire Prevention Week
Nancy Bush, Emergency Management presented the staff report, she introduced Kari Shanklin, Deputy Fire Marshall for Clackamas Fire District No. 1 who gave a brief presentation on fire prevention.
2. Presentation of Clackamas County Budget Efficiencies
Gary Schmidt, Public and Government Affairs presented the staff report and a short PowerPoint presentation.

II. PUBLIC HEARINGS

Chair Peterson stated the Board is sitting as the Clackamas County Service District No. 5 Board for the following three Assessment Areas.
Wendi Coryell, Department of Transportation & Development presented the staff report for each of the eight assessment areas and stated no remonstrances were received. The eight assessment areas can be approved with one motion.

1. Board Order No. **2011-76** Forming a 1 Lot Assessment Area within Clackamas County Service District No. 5, Assessment Area 05-10, Whiting Commercial Building
2. Board Order No. **2011-77** Forming a 1 Lot Assessment Area within Clackamas County Service District No. 5, Assessment Area 01-11, 85 Causey 41 Unit Apartments
3. Board Order No. **2011-78** Forming a 1 Lot Assessment Area within Clackamas County Service District No. 5, Assessment Area 07-11, Pleasant Valley SDA Church
4. Board Order No. **2011-79** Forming a 7 Lot Assessment Area within Clackamas County Service District No. 5, Assessment Area 08-11, WES Diversion Pump Station
5. Board Order No. **2011-80** Forming a 1 Lot Assessment Area within Clackamas County Service District No. 5, Assessment Area 11-11, Carl's Jr. Restaurant
6. Board Order No. **2011-81** Forming a 2 Lot Assessment Area within Clackamas County Service District No. 5, Assessment Area 09-11, Howard Partition
7. Board Order No. **2011-82** Forming a 2 Lot Assessment Area within Clackamas County Service District No. 5, Assessment Area 15-11, Peloquin Partition
8. Board Order No. **2011-83** Forming a 9 Lot Assessment Area within Clackamas County Service District No. 5, Assessment Area 12-11, Blackstone Terrace Subdivision

~Board discussion and questions~

Chair Lehan opened the public hearing portion of the hearing and stated no one has signed up to speak, she asked if anyone wished to speak on any of the eight assessment areas presented.

Richard Langdon, Portland asked staff for clarification on how the Street lighting works in Clackamas County.

Les Poole, Milwaukie had comments on Street lighting.

~Board Discussion~

Chair Lehan asked if anyone else wished to speak, seeing none she closed the public hearing portion of the hearing and asked for a motion on the eight Street Lighting Assessment Areas within Service District No. 5.

MOTION:

Commissioner Bernard: I move approval of the eight Board Orders forming assessment areas within Clackamas County Service District No. 5 as presented by staff.

Commissioner Damon: Second.

Chair Lehan – all those in favor:

Commissioner Damon: Aye.

Commissioner Savas: Aye.

Commissioner Lininger: Aye.

Commissioner Bernard: Aye.

Chair Lehan: Aye.

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

III. DISCUSSION ITEMS

~NO DISCUSSION ITEMS SCHEDULED~

IV. CITIZEN COMMUNICATION

Les Poole, Milwaukie spoke on misc. issues.

Richard Langdon, Portland comments regarding the public testimony brochure.

V. CONSENT AGENDA

Chair Lehan announced that Consent Agenda item B.2. has been removed for further review.

She asked the Clerk to read the Consent Agenda by title, and then asked for a motion.

MOTION:

Commissioner Savas: I move we approve the Consent Agenda as amended.

Commissioner Bernard: Second.

Chair Lehan – all those in favor:

Commissioner Damon: Aye.

Commissioner Savas: Aye.

Commissioner Lininger: Aye.

Commissioner Bernard: Aye.

Chair Lehan: Aye.

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

A. Health, Housing & Human Services

1. Approval to Apply for a Continuation Grant for the Oregon Department of Transportation Special Transportation Formula Funds through Ride Connection, Inc. for Services Provided by Members of the Transportation Consortium of Clackamas County for Seniors and People with Disabilities - SSD

2. Approval of a Professional, Technical and Consultant Service Contract with Empowerment Initiatives, Inc. to Provide Residential Peer Support Services - BH

B. Department of Transportation & Development

1. Approval of an Intergovernmental Agreement with Metro to Receive Funding for Staffing to Support Waste Reduction Assistance for Multifamily Communities
2. **REMOVED** - Approval of an Intergovernmental Agreement with Metro to Implement the "Year 22" Metro and Local Government Annual Waste Reduction Plan and the Recycle at Work Program (*this item has been removed for further review*)

C. Department of Communications (C-Com)

1. Approval of the State Homeland Security Grant for Interoperable Communications Enhancement Project for Mobile Data Computer Connections

D. Elected Officials

1. Approval of Previous Business Meeting Minutes – BCC
2. Approval of a Services Contract between Clackamas County District Attorney's Office and the Children Center of Clackamas County – DA
3. Board Order No. 2011-84 Rescinding Order No. 2010-127 and Directing the Treasurer to Cancel a Reserve Account Under ORS 311.814 to Address the Comcast Corporation Appeal - ASSESSOR

VI. NORTH CLACKAMAS PARKS AND RECREATION DISTRICT

1. Board Order No. 2011-85 for North Clackamas Parks and Recreation District for Budgeting of New Revenue for Fiscal Year 2011-2012

VII. SERVICE DISTRICT NO. 5

1. Board Order No. 2011-86 Amending Board Order No. 2011-73 for the Certification of Assessment Roll for Clackamas County Service District No. 5

VIII. WATER ENVIRONMENT SERVICES

1. Approval of an Intergovernmental Agreement between Clackamas County Service District No. 1, Tri-City Service District and Portland State University

IX. COMMISSIONERS COMMUNICATION

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

MEETING ADJOURNED – 11:25 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/

November 22, 2011

Board of Commissioners
Clackamas County

Members of the Board:

**Clackamas County District Attorney's Office
and the State of Oregon Judicial Department
Intergovernmental Agreement**

The Intergovernmental Agreement (Agreement) with the Oregon Judicial Department provides the basis for a cooperative working relationship whereby the County will utilize funds awarded to it through the *Honest Opportunity Probation with Enforcement* (HOPE) grant, to fund a Judicial Services Specialist 3 position within the Clackamas County Circuit Court (Court) and reimburse the Court for approved travel expenditures.

The County's payment to the Court will come solely from funds awarded in the HOPE grant and will not exceed \$161,708 over the twenty-four month duration of the grant.

County Counsel reviewed this Agreement on October 26, 2011 and approved it as to form.

RECOMMENDATION:

We respectfully recommend that the Board approve this Intergovernmental Agreement.

Sincerely,


John S. Foote

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



STEVE WHEELER
COUNTY ADMINISTRATOR

OFFICE OF THE COUNTY ADMINISTRATOR

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

November 22, 2011

Board of Commissioners
Clackamas County

Members of the Board:

Approval of an Intergovernmental Agreement with Portland State University (PSU) for PSU to deliver training as part of the Clackamas County Leadership Academy

Clackamas County Administration requests the approval of an Intergovernmental Agreement (Agreement) with Portland State University (PSU) for the provision of training to the County's Leadership Academy.

PSU will be assisting the County Leadership Academy with training related to drivers of and leadership for change, strategic thinking, and sustainability leadership.

Total "not to exceed" amount of this Agreement is \$9,500. The language in the Agreement has been approved by County Counsel. Department of Employee Services funds are budgeted for this Agreement. It is effective upon signature and terminates on February 29, 2012.

Recommendation

County Administration recommends approval of this Intergovernmental Agreement with PSU and further recommends that County Administrator Steve Wheeler be authorized to sign on behalf of the Board of County Commissioners.

Respectfully submitted,

Steve Wheeler
County Administrator



Dana S. Robinson
Director

DEPARTMENT OF EMERGENCY MANAGEMENT

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

November 29, 2011

Board of Commissioners
Clackamas County

Members of the Board:

**APPROVAL OF A LOCAL GRANT AGREEMENT WITH
CLACKAMAS FIRE DISTRICT #1
FOR THE FY 2009 URBAN AREA SECURITY INITIATIVE GRANT**

The Emergency Management Department requests your approval and signature on a Local Grant Agreement between Clackamas County and the sponsored agency, Clackamas County Fire District #1 for the FY 2009 Urban Area Security Initiative (UASI) Grant. Clackamas County Emergency Management is the sponsoring agency for other county jurisdictions that benefit from *Urban Area Security Initiative grants*.

Clackamas County agencies have been awarded \$ 126,641 through the FY 2009 UASI Grant to procure equipment to enhance emergency response capability in the Urban Area. The FY 2009 UASI grant provides funding for the following interoperable communications related projects:

CCFD#1 - \$ 20,833 for CBRNE (Chemical, Biological, Radiological, Nuclear and Explosive) Compliant PAPRs (Powered Air-Purifying Respirator) for their firefighter staff.

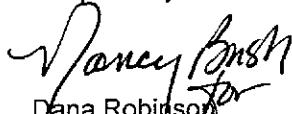
Clackamas County Sheriff's Office - \$ 105,808 for tactical communications kits, communications bridges, masts and antennas.

On July 1, 2010, the Clackamas County Board of Commissioners approved Amendment #5 to the Intergovernmental Agreement between Clackamas County and the City of Portland regarding purchases and reimbursements made according to the UASI Grant awarded for FY 2009. In order for the agencies listed to begin processing their equipment request through the City of Portland, a local grant agreement is required between the Clackamas Fire District #1 and Clackamas County. All of the identified equipment will be available to the Urban Area for response to natural or manmade disasters. County Counsel has approved this agreement as to form.

RECOMMENDATION

The Emergency Management Department recommends approval of the Local Grant Agreements for the FY 2009 Urban Area Security Initiative Grant.

Respectfully Submitted,


Dana Robinson
Director

For information on this issue or copies of attachments please contact Dana Robinson at (503)655-8371



Capt. Chris Hoy
Director

COMMUNITY CORRECTIONS

FIELD SERVICES
1024 MAIN ST. | OREGON CITY, OR 97045

November 22, 2011

Board of Commissioners
Clackamas County

Members of the Board:

**APPROVAL OF THE INTERGOVERNMENTAL AGREEMENT
BETWEEN THE STATE DEPARTMENT OF CORRECTIONS
AND CLACKAMAS COUNTY**

The attached Intergovernmental Agreement #4601 is between the State Department of Corrections and Clackamas County. The agreement establishes supplemental funding to Clackamas County Community Corrections from the State of Oregon for Measure 57 offenders upon leaving prison, for the next year. The IGA is required for any county receiving Community Corrections funds.

RECOMMENDATION

Community Corrections respectfully requests that the Board approve the Intergovernmental Agreement between Clackamas County and the State Department of Corrections.

Sincerely,

Captain Chris Hoy
Community Corrections

For more information on this issue or copies of attachments
please contact Heidi Dew 503-655-8393



**NORTH
CLACKAMAS**
PARKS & RECREATION
DISTRICT

November 22, 2011

Board of County Commissioners
Clackamas County

Members of the Board:

**Approval of Amendment No. 5 of Intergovernmental Agreement (No. 21,877) between
the North Clackamas Parks and Recreation District (NCPRD) and
the Oregon Department of Transportation (ODOT) for the Trolley Trail**

On November 4, 2004 the Board approved Intergovernmental Agreement (IGA) No. 21,877 with ODOT for the design, engineering and construction of the Trolley Trail. The IGA was subsequently amended once in October 2006, twice in October 2007 and once in March 2009 to reflect changes in funding awards and ODOT contracting language.

The attached Amendment No. 5 further modifies the IGA to clarify maintenance responsibilities for the sidewalks and other trail related improvements, such as signage and pavement markings, that fall within ODOT's road right of way on McLoughlin Boulevard. This amendment was discussed with the Board during a study session on August 23, 2011.

County Counsel's office reviewed and approved Amendment No. 5.

RECOMMENDATION

Staff respectfully recommends that the Board approve Amendment No. 5 of Intergovernmental Agreement No. 21,877 between NCPRD and ODOT.

Sincerely,

Laura Zentgraf on behalf of Gary Barth

Gary Barth
Director

For information on this issue or copies of attachments, please contact Michelle Healy at 503-742-4356, or e-mail michellehea@clackamas.us.

www.co.clackamas.or.us/ncprd

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

Aquatic & 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
503-653-8100
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*



**NORTH
CLACKAMAS**
PARKS & RECREATION
DISTRICT

November 22, 2011

Board of County Commissioners
Clackamas County

Members of the Board:

**Approval of Service Easement on Mill Park between
North Clackamas Parks and Recreation District (NCPRD)
and Portland General Electric (PGE)**

Working with the Clackamas County Street Light District, PGE has requested an easement from NCPRD to relocate an existing street light on a portion of Mill Park that is encroaching on private residential property and is threatening the health of mature trees. PGE would like to relocate the pole to the edge of Mill Park along the adjacent road right-of-way which does not infringe on the use of the park.

The easement will be granted at no cost, but includes the public benefit of street lighting in the park. This topic was brought to the Board for discussion on August 23, 2011 in a study session. County Counsel has reviewed and approved the draft easement language.

RECOMMENDATION

Staff respectfully recommends the Board approves the PGE Service Easement agreement.

Sincerely,

Michelle Healy
Deputy Director

For information on this issue or copies of the attachment, please contact Michelle Healy at 503-742-4356, or email michellehea@clackamas.us.

www.co.clackamas.or.us/ncp rd

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

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7300 SE Harmony Road
Milwaukie, OR 97222
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5440 SE Kellogg Creek Drive
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503-794-8030
fax 503-794-8087

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**NORTH
CLACKAMAS**
PARKS & RECREATION
DISTRICT

November 22, 2011

Board of County Commissioners
Clackamas County

Members of the Board:

**Board Order Approving Annexation of
Mount Talbert Nature Park to the City of Happy Valley**

Mount Talbert Nature Park (Mt. Talbert), located in Clackamas County, is about 224 acres and is owned jointly by NCPRD and Metro. Please see the attached Exhibit A, "Mount Talbert Nature Park Ownership Map". The property was purchased pursuant to the 1995 Metro Open Spaces Bond Measure. NCPRD and Metro completed a management plan for Mt. Talbert, with the mission to "preserve and enhance the natural features and character of Mt. Talbert". NCPRD operates and maintains the park through an Intergovernmental Agreement with Metro.

Metro completed construction of capital improvements in Mt. Talbert, including a restroom, trails, two parking lots, and a picnic shelter. NCPRD manages the daily and ongoing management, maintenance and operation of Mt. Talbert consistent with the Management Plan.

Enforcement of park rules at Mt. Talbert is provided by the Clackamas County Sheriff's office. NCPRD and Metro do not have code enforcement authority. The Sheriff's office is responsive and helps with issues at the park. However, code enforcement of non-emergency issues proves to be difficult and ineffective. The rule prohibiting dogs in the park is especially challenging to enforce. Mt. Talbert is the only park within NCPRD that does not permit dogs. Staff receives many complaints from visitors about dogs in the park, necessitating education and regular code enforcement to encourage compliance with this rule.

Mt. Talbert connects with Happy Valley via Sunnyside Road. The City has offered to provide regular code enforcement at the park if the park is annexed to the City. Happy Valley will adopt Metro Title 10 park rules and be able to enforce those rules. A City Code Enforcement Officer will visit the park regularly, walk the trails, and perform public outreach about park rules. Mt. Talbert annexation to the City would provide regular code enforcement, timely response to issues, positive outreach and education to visitors on site, and will free up the Sheriff's Office from responding to non-emergency park issues.

There is no cost to NCPRD for annexation, as Happy Valley is part of the park district and will submit the paperwork and pay the fees associated with the annexation. NCPRD has previously annexed other parks to the City as part of the original NCPRD-Happy Valley Annexation and

www.co.clackamas.or.us/ncprd

Page 1 of 2

Administration Office
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Oregon City, OR 97045
503-742-4348
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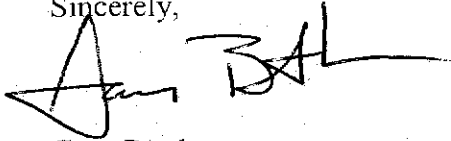
Service Agreement. Mt. Talbert annexation does not change ownership, or any other aspects of the property. Staff discussed annexation of Mt. Talbert with the District Advisory Board in November, 2010, and the topic was discussed during a Board study session on September 20, 2011. Metro staff is prepared to sign the Mt. Talbert annexation application, pending approval from the Board of County Commissioners (NCPRD Board of Directors).

Annexation of Mt. Talbert will provide for consistent code enforcement between Mt. Talbert and recently acquired Metro nature park properties within the City of Happy Valley, including Scouter Mountain Nature Park. NCPRD has sent a notice of proposed annexation to neighbors and the local Citizens Planning Organization prior to this request. Through the NCPRD, Metro, and Happy Valley partnership we will be able to provide an improved user experience and an increased level of service for rule enforcement to better meet the intent of the Natural Areas Bond Measure program and the mission of Mt. Talbert Nature Park.

RECOMMENDATION:

Staff and the District Advisory Board respectfully recommend that the Board approve annexation of Mount Talbert Nature Park to the City of Happy Valley and authorize the District Director, or designee, to sign appropriate annexation documents, for Mt. Talbert to the City of Happy Valley.

Sincerely,



Gary Barth
Director

For information on this issue or copies of attachments please contact Katie Dunham
at (503) 742-4358 or email Kdunham@co.clackamas.or.us

BEFORE THE BOARD OF
NORTH CLACKAMAS PARKS AND RECREATION DISTRICT
OF CLACKAMAS COUNTY, STATE OF OREGON

In the Matter of the Annexation
of Mount Talbert Nature Park
to the City of Happy Valley

ORDER NO.
Page 1 of 2

This matter coming regularly before the Board of County Commissioners, and it appearing that; NCPRD and Metro have jointly acquired more than 224 acres in Clackamas County, Oregon, pursuant to the 1995 Metro Open Spaces Bond Measure, known as Mount Talbert Nature Park (Mt. Talbert); and

Whereas, NCPRD manages the daily and ongoing management, maintenance and operation of the Park consistent with the Master Plan and Management IGA.

Whereas, NCPRD, as the manager of Mt. Talbert, has found that code enforcement of non-emergency issues at the park proves to be difficult, and the City desires to annex Mt. Talbert in order to assume code enforcement responsibility and ensure consistent code enforcement between Mt. Talbert and recently acquired Metro nature park properties within the City of Happy Valley.

Whereas, Mt. Talbert connects with Happy Valley via Sunnyside Road and Happy Valley has offered to provide regular code enforcement at the park if the park is annexed to the City.

Whereas, Happy Valley will adopt Metro Title 10 park rules and be able to enforce those rules through regular City Code Enforcement Officer visits to Mt. Talbert.

Whereas, Annexation of Mt. Talbert will provide for consistent code enforcement between Mt. Talbert and recently acquired Metro nature park properties within the City of Happy Valley and provide an improved user experience and increased level of service for rule enforcement to better meet the intent of the Natural Areas Bond Measure program and the mission of Mt. Talbert Nature Park. NCPRD has previously annexed other parks to the City as part of the original NCPRD-Happy Valley Annexation and Service Agreement.

NOW, THEREFORE, IT IS HEREBY ORDERED that the Board of County Commissioners, Acting as the Board of Directors for North Clackamas Parks and Recreation District does hereby approve annexation of all of the properties that comprise the Mount Talbert Nature Park to the City of Happy Valley and authorize the District Director, or designee, to sign appropriate annexation documents.

BEFORE THE BOARD OF
NORTH CLACKAMAS PARKS AND RECREATION DISTRICT
OF CLACKAMAS COUNTY, STATE OF OREGON

In the Matter of the Annexation
of Mount Talbert Nature Park
to the City of Happy Valley



ORDER NO.
Page 2 of 2

Dated this 22nd day of November 2011.

BOARD OF COUNTY COMMISSIONERS

Chair

Recording Secretary



WATER
ENVIRONMENT
SERVICES

Beyond clean water.

Water Quality Protection
Surface Water Management
Wastewater Collection & Treatment

Michael S. Kuenzi, P.E.
Director

November 22, 2011

Board of County Commissioners
Clackamas County

Members of the Board:

**ORDER APPROVING AMENDMENT #3 TO THE LOAN FROM THE STATE
REVOLVING LOAN/AMERICAN RECOVERY AND REINVESTMENT ACT FUND
FOR THE CLACKAMAS COUNTY SERVICE DISTRICT NO.1
NORTH CLACKAMAS REVITALIZATION AREA SANITARY SEWER PROJECT**

Clackamas County Service District No.1 applied for and received funding for the North Clackamas Revitalization Area Sanitary Sewer Project ("the Project") through the American Recovery and Reinvestment Act of 2009 (ARRA)/Clean Water State Revolving Loan Fund (SRF). The Board of County Commissioners approved the \$4,000,000 loan on October 15, 2009.

The loan, which funded the first phase of the Project, will have one half of the principal amount, \$2 million, forgiven with the remaining \$2 million not accruing any interest over the 20-year term of the planned assessments. These principal and interest reductions will be passed along to the assessments on benefitted properties within the North Clackamas Revitalization Area. The remaining two phases are being financed through traditional SRF funding sources and will require full principal and interest payments. The Oregon Department of Environmental Quality (DEQ) administers both the ARRA and SRF funds.

The DEQ has offered, with the same terms of the original loan, an increase in ARRA funding that can be used in lieu of SRF loan funds, increasing loan #R06224 to \$4,142,142.

RECOMMENDATION:

Staff recommends that the Board of County Commissioners of Clackamas County, Oregon, acting as the governing body of Clackamas County Service District No. 1, a county service district:

- A. Approve Amendment #3 to the ARRA/Clean Water State Revolving Fund Loan Agreement No. R06224, increasing the loan to \$4,142,142; and

- B. Authorize the Director of Water Environment Services to execute the Agreement without further Board action.
- C. Authorize the Loan Reserve Account and its funding at the Loan Reserve Requirement.

Sincerely,

 ON BEHALF
OF MIKE KUENZI

Michael S. Kuenzi, P.E.
Director

For information on this issue or copies of attachments please contact Trista Crase at (503) 742-4566

**IN THE MATTER OF AN ORDER
APPROVING AMENDMENT 3 TO THE
LOAN FROM THE STATE REVOLVING
LOAN/AMERICAN RECOVERY AND
REINVESTMENT ACT FUND TO
CLACKAMAS COUNTY SERVICE
DISTRICT NO. 1**

Order No. 2011-___

Page 1 of 2

This matter coming before the Board of County Commissioners, acting as the governing body of Clackamas County Service District No. 1 ("District"), and it appearing to the Board that the District is authorized by Order No. 89-467 to make applications for State Revolving Fund ("SRF") loans from the Oregon Department of Environmental Quality ("DEQ") for various District projects; and

It further appearing to the Board that the District did make application for and receive through the American Recovery and Reinvestment Act of 2009 ("ARRA") of SRF Loan No. R06224 in the initial amount of \$4,000,000 (the "Loan") for the initial phases of the North Clackamas Revitalization Area ("NCRA") Sanitary Sewer Collection System Project; and

It further appearing that, upon completion of the project and providing that no default of any of the terms of the loan, DEQ shall forgive 50% of the Loan, the amount of the Loan forgiveness to be determined when the Final Loan Amount is calculated; and

It further appearing that Amendment 1 changing the estimated repayment schedule was executed on June 9, 2010; and that Amendment 2 adding the Disadvantaged Business and Davis-Bacon provisions to the loan was executed on February 22, 2011;

It further appearing that DEQ has offered, with the same terms of the original loan, an increase in ARRA funding that the District can use in lieu of SRF loan funds, increasing loan R06224 to \$4,142,142;

It further appearing that DEQ requires formal authorization by the Board of a designee to sign all documents on behalf of the District, and that the District agrees to increase its Loan Reserve Account by \$51,777.

**IN THE MATTER OF AN ORDER
APPROVING AMENDMENT 3 TO THE
LOAN FROM THE STATE REVOLVING
LOAN/AMERICAN RECOVERY AND
REINVESTMENT ACT FUND TO
CLACKAMAS COUNTY SERVICE
DISTRICT NO.1**

Order No. 2011-__

Page 2 of 2

NOW, THEREFORE, IT IS HEREBY ORDERED that Amendment 3 to SRF/ARRA Loan No. R06224 is approved, and the District shall fund the Loan Reserve Requirement which shall be deposited in a Loan Reserve Account in order to qualify for the loan funds; and

IT IS FURTHER ORDERED that the Director of Water Environment Services shall have the authority to make, execute, and deliver on behalf of the Board of County Commissioners as the governing body of the District any and all documents required to be executed under the DEQ SRF loan program, the ARRA and related regulations, and further that District's legal counsel may deliver any opinions or other documents necessary to complete the Loan.

BOARD OF COUNTY COMMISSIONERS
Acting as the Governing Body of
Clackamas County Service District No. 1

DATED this _____ day of November, 2011.

BOARD OF COUNTY COMMISSIONERS

Chair

Recording Secretary