

Draft

Approval of Previous Business Meeting

Minutes:

November 4, 2021

BOARD OF COUNTY COMMISSIONERS BUSINESS MEETING MINUTES

A complete video copy and packet including staff reports of this meeting can be viewed at

<https://www.clackamas.us/meetings/bcc/business>

Thursday, November 4, 2021 – 10:00 AM

Virtual Meeting via Zoom and in Person

PRESENT: Chair Tootie Smith
Commissioner Martha Schrader
Commissioner Mark Shull
Commissioner Paul Savas
Commissioner Sonya Fischer

CALL TO ORDER

- Roll Call
- Pledge of Allegiance

COVID-19 Updates

I. PUBLIC HEARINGS <https://www.clackamas.us/meetings/bcc/business>

- A. Approval of the Sale and Transfer of Clackamas County surplus property, Tax Lot 21E14CA 01600, Parcel no, 05025396 to the City of West Linn.

Opened Public Communication
No Public Comment
Closed Public Communication

Commissioner Shull: I move we approve the Sale and Transfer of Clackamas County surplus property, Tax Lot 21E14CA 01600, Parcel no, 05025396 to the City of West Linn.

Commissioner Fischer: Second
Clerk Bork called the Poll
Commissioner Fischer: Aye.
Commissioner Shull: Aye
Commissioner Schrader: Aye
Commissioner Savas: Aye
Chair Smith: Aye.–the motion carries 5-0

II. CONSENT AGENDA <https://www.clackamas.us/meetings/bcc/business>

A. Elected Officials

1. Approval of Previous Business Meeting Minutes – BCC
2. Approval of an Intergovernmental Agreement with the Oregon Department of Forestry (ODF) for law enforcement services in the Santiam State Forest. Services will initially be funded through County General Funds and later reimbursed by Oregon Department of Forestry \$30,000 per fiscal year for five years for a total of \$150,000. - CCSO
3. Approval of a Resolution delegating limited authority to the Sheriff Angie Brandenburg to accept a grant award through the United States Department of Justice Office of Community Oriented Policing Services online portal. Total Federal award amount is \$250,000 funded through the US Department of Justice. No County General Funds are involved. - CCSO
4. Approval of application for Grant Agreement from the Oregon Department of Justice for Child Abuse Multidisciplinary Intervention (CAMI) Program services. Total Grant Award is \$1,040,851.29, funded through the State of Oregon. These are pass through funds. No County General Funds are involved. – *District Attorney*

B. Health, Housing and Human Services

1. Approval of an Intergovernmental Agreement with the Oregon Department of Human Services (ODHS) for licenses and access to the Homeless Management Information System (HMIS). Agreement is to allow the County to bill ODHS \$7,596, actual costs of licenses. No County General Funds are involved. – *Community Development*
2. Approval of a Sub-recipient Agreement with Northwest Housing Alternatives to Provide Homeless Shelter Services. Funded with a HUD Emergency Solutions Grant of \$58,746. No County General Funds are involved. – *Community Development*
3. Approval of a Cooperation Agreement with Clackamas Service Center to fund \$650,000 of the \$950,000 estimated construction expenses for Clackamas Services Center Expansion project. Funding through Community Development Block Grant. No County General Funds are involved. – *Community Development*
4. Approval of an Intergovernmental Agreement with the State of Oregon, Department of Human Services, for the Provision of Older American Act and Oregon Project Independence Services to Clackamas County Residents age 60 and over. Maximum agreement amount is \$5,452,881. Funded through Federal Older American Act and State General Funds with a County General Fund match of \$298,750. – *Social Services*
5. Approval of a Contract with SRS LLC for On-Call Hotel Rooms for Temporary Housing Participants. Maximum contact value of \$582,000 funded with Metro Supported Housing and Service Funds. No County General Funds are involved. - *Social Services*
6. Approval of Agreement #18944 with Ride Connection, Inc. to Provide \$83,348 in HB 2017 funding for Dedicated Dialysis Rides provided by Social Services, Transportation Reaching People. Funded through Statewide Transportation Improvement Funds. No County General Funds are involved. – *Social Services*
7. Approval of Agreement #18945 with Ride Connection, Inc. to Provide \$85,349 in HB 2017 Funding for Dedicated Medical Rides provided by Social Services and Transportation Reaching People. Funded through Statewide Transportation Improvement Funds. No County General Funds are involved. – *Social Services*
8. Approval of Intergovernmental Agreement #171559-0 with The State of Oregon, Department of Human Services for COVID pandemic response services for Clackamas County residents age 60 and over. Maximum agreement amount is \$55,842, funded by Federal Older American Act funds. No County General Funds are involved. – *Social Services*
9. Approval of a Local Subrecipient Grant Agreement Amendment #3 with Todos Juntos for continuation of Kindergarten Partnership Innovation Services in Clackamas County. This Amendment increases the total by \$225,711 for a new maximum value of \$512,052, funded through State of Oregon Kindergarten Innovation Partnership Grant. No County Funds are involved – *CFCC*

C. Community Corrections

1. Approval of Intergovernmental Agreement #6188 between the State of Oregon, Department of Corrections and Clackamas County Community Corrections. This agreement provides \$663,456 in funding for Community Corrections Substance Abuse Programs for the 2021-2023 biennium. Funded through State of Oregon, Measure 57 Supplemental Funds. No County General Funds are involved.
2. Approval of an Intergovernmental Grant Agreement with Oregon Health & Science University for Community Corrections to build a client database for tracking clients involved with the State funded Improved People's Access to Community-based Treatment, Support, and Services (IMPACTS) Research Partner. Total funding received will be \$23,368 from the State of Oregon Criminal Justice Commission. No County General Funds are involved.

3. Approval of Sub-Recipient Agreement #20-024 Amendment #1 between Clackamas County Community Corrections and Sub-Recipient Oregon Health Science University for System-Level Diversion Strategies. This amendment extends the agreement through September 30, 2022. Funded through US Department of Justice. No County General Funds are involved.
4. Approval of Intergovernmental Agreement #6153 and Biennial Plan between the State of Oregon Department of Corrections and Clackamas County Community Corrections. IGA provides \$16,119,747 Grant-in-Aid funding for Community Corrections program for the 2021-2023 biennium.

D. Transportation and Development

1. Approval of Amendment #1 for Local Agency Agreement #32726-1 with the State of Oregon, acting by and through its Department of Transportation for Systemic Signals and Illumination Design. Total grant amount is \$252,900 with matching Road funds equal to \$27,455.62. No County General Funds are involved.
2. Approval of Amendment #2 with Kittelson & Associates, Inc for Design Services for South Ivy Street pedestrian intersection improvements. This amendment adds \$372,369.54 for a total contract value of \$912,225.33. Funded through County Road Fund, State Funded Local Project Funds and the City of Canby. No County General Funds are involved.

E. Finance

1. Approval of a Contract with Matt C. Westbrook, LLC for Grant Compliance and Subrecipient Monitoring Services. Total contract value not to exceed \$250,000 through November 30, 2023. Funded by cost allocations through the Finance Department budget, some of which are General Funds.

Commissioner Schrader: I move we approve the Consent Agenda.

Commissioner Shull: Second

Clerk Bork called the Poll

Commissioner Schrader: Aye

Commissioner Shull: Aye

Commissioner Fischer: Aye

Commissioner Savas: Aye

Chair Smith: Aye.–the motion carries 5-0

Recess as the Board of County Commissioners and convene as the Development Agency.

III. DEVELOPMENT AGENCY CONSENT AGENDA <https://www.clackamas.us/meetings/bcc/business>

- A.** Release and Termination of a Post-Closing Escrow and Development Agreement between the Development Agency and Clackamas Corporate Park, LLC. No County General Funds are involved.

Commissioner Shull: I move for approval the Development Agency consent agenda.

Commissioner Schrader: Second

Clerk Bork called the Poll

Commissioner Savas: Aye

Commissioner Fischer: Aye

Commissioner Schrader: Aye

Commissioner Shull: Aye

Chair Smith: Aye.–the motion carries 5-0

Adjourn as the Development Agency and reconvene as the Board of County Commissioners.

IV. PUBLIC COMMUNICATION <https://www.clackamas.us/meetings/bcc/business>

Open Public Comment

General Public Comment in Person:

1. Jacqueline Arn - Beavercreek
2. Les Poole - Damascus

General Public Comment Zoom:

1. Cris Waller – Jennings Lodge
2. Angela Nylund – Boring
3. Bill Wehr - Damascus
4. Christine Kennedy – Lake Oswego
5. Ana Bautista - Woodburn

Closed Public Hearing

V. COUNTY ADMINISTRATOR UPDATE <https://www.clackamas.us/meetings/bcc/business>

VI. COMMISSIONERS COMMUNICATION <https://www.clackamas.us/meetings/bcc/business>

Adjourned 11:12 AM

Draft

Approval of Previous Business Meeting

Minutes:

November 10, 2021

BOARD OF COUNTY COMMISSIONERS BUSINESS MEETING MINUTES

A complete video copy and packet including staff reports of this meeting can be viewed at

<https://www.clackamas.us/meetings/bcc/business>

Thursday, November 10, 2021 – 6:00 PM

Virtual Meeting via Zoom and in Person

PRESENT: Chair Tootie Smith
Commissioner Martha Schrader
Commissioner Mark Shull
Commissioner Sonya Fischer

EXCUSED: Commissioner Paul Savas

CALL TO ORDER

- Roll Call
- Pledge of Allegiance

COVID-19 Updates

I. PRESENTATION <https://www.clackamas.us/meetings/bcc/business>

A. Veteran's Day Presentation (Erika Silver, H3S)

II. CONSENT AGENDA <https://www.clackamas.us/meetings/bcc/business>

A. Elected Officials

1. Approval of Previous Business Meeting Minutes – BCC
2. ~~Approval of 2021 House Bill 5006 Resolution – Assessment and Taxation~~

B. Health, Housing and Human Services

1. Approval of Amendment #02 to a Subrecipient Agreement with Lifeworks NW for Intensive Case Management Services. Amendment adds \$44,301.60 to the Agreement, increasing the maximum grant value to \$354,412.80. Funding through State of Oregon, Community Mental Health Program funds. No County General Funds are involved – Behavioral Health
2. Approval of a Local Subrecipient Grant Agreement Amendment #3 with Metropolitan Family Services for continuation of Kindergarten Partnership Innovation Services in Clackamas County. This Amendment adds \$138,405.90 for a new maximum value of \$307,123.90 and extends the end date to June 30, 2023. Funding through State of Oregon, Early Learning Division. No County Funds are involved – CFCC

C. Community Corrections

1. Approval of Local Agency Agreement #34887 with the State of Oregon, acting by and through its Department of Transportation delivered Federal Project for East Systemic Signals and Illumination Construction on behalf of Clackamas County. Total project is \$3,717,370, with \$3,647,370 in Federal Funds and \$70,000 Road Fund match. No County General Funds are involved.

Commissioner Shull: I move for approval of the Consent Agenda.

Commissioner Schrader: Second

Clerk Bays called the Poll

Commissioner Fischer: Aye

Commissioner Shull: Aye

Commissioner Schrader: Aye

Chair Smith: Aye.–the motion carries 4-0

Recess as the Board of County Commissioners and convene as the Development Agency.

III. DEVELOPMENT AGENCY CONSENT AGENDA <https://www.clackamas.us/meetings/bcc/business>

1. Release and Termination of a Post-Closing Escrow and Development Agreement between the Development Agency and Clackamas Corporate Park, LLC. No County General Funds are involved.

Commissioner Shull: I move for approval of the Development Agency consent agenda.

Commissioner Schrader: Second

Clerk Bays called the Poll

Commissioner Shull: Aye

Commissioner Fischer: Aye

Commissioner Schrader: Aye

Chair Smith: Aye.–the motion carries 4-0

Adjourn as the Development Agency and convene as the Water Environment Services.

IV. WATER ENVIRONMENT SERVICES CONSENT AGENDA

<https://www.clackamas.us/meetings/bcc/business>

1. Approval of a Contract with Lee Contractors for the Bolton and River Street Force Main Combination Air Release Valve Vault 4 and Intertie Valves Replacement Project. Contract value is \$199,900 using WES Capital Improvement funds. No County General Funds are involved.
2. Approval of the Cooperative Improvement (Utility) Agreement between Water Environment Services and Oregon Department of Transportation Related to the I-205: I-5 to OR213 Project. Fiscal Impact is \$9,257,002 through WES Capital Improvement funds. No County General Funds are involved.

Commissioner Shull: I move for approval of the Water Environment Services consent agenda.

Commissioner Schrader: Second

Clerk Bays called the Poll

Commissioner Schrader: Aye

Commissioner Fischer: Aye

Commissioner Shull: Aye

Chair Smith: Aye.–the motion carries 4-0

Recess as the Water Environment Services and reconvene as the Board of County Commissioners.

V. PUBLIC COMMUNICATION <https://www.clackamas.us/meetings/bcc/business>

Open Public Comment

General Public Comment in Person:

1. Jacqueline Arn – Beavercreek
2. Leila Blackly - Sandy
3. Les Poole - Gladstone

General Public Comment Zoom:

1. Dean Sir – West Linn
2. Bill Wehr – Damascus
3. Dave Farmer – West Linn

Closed Public Hearing

VI. COUNTY ADMINISTRATOR UPDATE <https://www.clackamas.us/meetings/bcc/business>

VII. COMMISSIONERS COMMUNICATION <https://www.clackamas.us/meetings/bcc/business>

Adjourned 7:22 PM

Dear Honorable Chair Smith; Vice Chair Savas; Commissioners Schrader, Fischer, and Shull; Administrator Schmidt:

Re: Veteran's Day Presentation, Agenda I.1, Business Meeting, November 10, 2021

I too thank our country's veterans and their families for their sacrifice and risk of life in keeping us safe and free. Our veterans and their families have made our nation supreme in keeping the world safe from widespread war, such as helping keep western Europe stable against in otherwise tendency towards periods of war.

I also want to give a **shout out to our own Commissioner Shull**, who is a veteran and who risked his own life negotiating with tribal leaders in Iraq to lower hostilities towards his fellow soldiers. He receives the Bronze Star for his meritorious service.

I include a photo salute to veterans from our Milwaukie "32nd Avenue Horse" (I took this photo in November 2019, around Veterans Day then).



Sincerely,
Elvis Clark
Milwaukie, Oregon 97222



November 23, 2021

Board of County Commissioners
Clackamas County

Members of the Board:

Approval of 2021 House Bill 5006 Resolution

Purpose/Outcomes	Board approval of the 2021 HB 5006 Resolution
Dollar Amount and Fiscal Impact	Provides for funds of \$116,831 to be distributed to all Clackamas County property tax districts.
Funding Source	A one-time General Fund appropriation by the Oregon legislature was approved for the Department of Revenue to make grants to impacted counties.
Duration	Distribution of grant funds by December 31, 2021.
Previous Board Action/Review	On November 2, 2021, the Board voted to adopt a county Resolution allowing receipt of HB 5006 grant funds and distribution per the County Tax Collector's recommendation.
Strategic Plan Alignment	Build public trust through good government
Counsel Review	11/9/2021
Procurement Review	1. Was the item processed through Procurement? yes <input type="checkbox"/> no X 2. If no, provide brief explanation: This is a grant allowed by legislation with approval by the County Commissioners. No procurement involvement is required.
Contact Person	Bronson Rueda, 503-655-8304

BACKGROUND:

During the 2021 legislative session, HB 5006 was passed allowing a one-time General Fund appropriation of \$23.2 million for the Department of Revenue (DOR) to make grants to counties for the reimbursement of lost tax revenue related to the 2020 wildfires. Distribution of these funds will be limited to counties included in Executive Order 20-60 that were impacted by the 2020 wildfires and that can

TAMI LITTLE
COUNTY ASSESSOR

demonstrate losses due to the September 2020 wildfires in property tax years beginning on or after July 1, 2020.

On October 11, 2021, the Department of Revenue issued HB 5006 guidance to the impacted counties. The guidance outlines steps for counties to take, in order to receive the grant money. The steps include drafting a resolution with the amount requested, instructions on how to calculate each counties grant amount, a requirement for each county to describe how the grant money will be distributed, and a commitment for each county to provide a follow up report. The DOR will disburse the approved grant amount for tax year 2020-21 by December 31, 2021.

On November 5, 2021, the Department of Revenue issued revised HB 5006 guidance. Two main differences of note in this revised guidance are:

- 1) The amount to be distributed by December 31, 2001 is the first year's estimated lost tax revenue instead of all four years estimated lost tax revenue. For Clackamas County, that amount is \$116,831. At some point in the future, the Department of Revenue will issue additional guidance in 2022 regarding how to calculate lost tax revenue requests that would correspond to the 2021-22, 2022-23, and 2023-24 property tax years.
- 2) The Resolution is required to include a sworn statement that the requested amount represents estimated revenue lost in property tax years 2020-21 and 2021-22 due to the September 2021 wildfires.

Based on the DOR guidance, Clackamas County will receive \$116,831 for property tax year 2020-21. Future grant amounts will not be known until additional DOR guidance is released.

RECOMMENDATION:

Staff respectfully recommends adoption of the attached Resolution.

Sincerely,



Tami Little
Assessor

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

In the Matter of Distribution of funds
from 2021 House Bill 5006 for
Reimbursement of Lost Property Tax
Revenue Related to the 2020
Wildfires



Resolution No. _____
Page 1 of 2

WHEREAS, the 2021 Oregon legislature passed House Bill 5006 providing funds for grants to counties for the reimbursement of lost property tax revenue related to the 2020 wildfires;

WHEREAS, distribution of the funds appropriated by the Oregon legislature is limited to counties included in Executive Order 20-60 that were impacted by the 2020 wildfires;

WHEREAS, Clackamas County has been designated as a county impacted by the 2020 wildfires and thus is entitled to reimbursement for lost tax revenue;

WHEREAS, House Bill 5006 requires the County to apply for its available funds and provide its Resolution which shall include the amount requested for tax year 2020-21, how the county will distribute the funds, a commitment to provide a follow-up report, and a sworn statement that the requested amount represents estimated revenue lost in the property tax years 2020-21 and 2021-22 due to the September 2020 wildfires;

WHEREAS, the Assessor and staff have reviewed House Bill 5006 and provided an overview of the measure to the Board of County Commissioners on November 2, 2021;

WHEREAS, 2021 House Bill provides for funds of \$116,831 for tax year 2020-21 to be distributed to all Clackamas County property tax districts;

NOW, THEREFORE, IT IS HEREBY RESOLVED BY THE CLACKAMAS COUNTY BOARD OF COMMISSIONERS that:

1. Clackamas County approves and requests distribution of grant funds from 2021 House Bill 5006 to replace estimated lost property tax revenue due to the 2020 wildfires in the amount of \$116,831 for the 2020-21 tax year, which will be distributed to Clackamas County property tax districts as follows:
2. Clackamas County will distribute the money to all taxing districts in the county using the 2020-21 tax year uniform distribution schedule;
3. Clackamas County commits to provide a report to the Oregon Department of Revenue per its guidance showing the amounts distributed to the taxing districts; and

4. Clackamas County swears that the amount requested represents estimated revenue lost in property tax year 2020-21 due to the September 2020 wildfires.

We also swear the lost revenue estimate for tax year 2021-22 is \$144,347 due to the September 2020 wildfires and will be requested and distributed in 2022 following further guidance from the Department of Revenue.

DATED this ___ day of ___ 2021.

CLACKAMAS COUNTY BOARD OF COMMISSIONERS

Chair

Recording Secretary