

Draft Minutes

03-22-2023 Emergency Meeting

04-06-2023 Regular Meeting

Clackamas County Board of County Commissioners

Minutes - **DRAFT**

Emergency Meeting

March 22, 2023

Oregon City, Oregon

Pursuant to notice by publication to the County website, an emergency meeting of the Clackamas County Board of County Commissioners was held at the Public Services Building in Oregon City, Oregon. The emergency meeting was called due to impending deadlines for the closing documents related to the purchase of 9717 SE Sunnyside Road, Clackamas, OR 97015, generally known as the Quality Inn and Suites, for the purposes of conversion into a transitional housing facility.

Present were Chair Smith, Commissioner Shull, Commissioner Schrader, and Commissioner West.

Chair Smith announced that she was changing her “Aye” vote on approval of Board Order 2023-027 to “Nay”, altering the outcome of a vote on February 16, 2023, to 2-3, causing the motion to fail. Chair Smith explained that the reason for her decision was that she has heard from many members of the community around the proposed location and no longer supports the selection of that site.

Chair Smith announced that the Board of County Commissioners would hold a series of summits on homelessness to engage the public, business owners, the faith community, medical professionals and elected local leaders to discuss causation, accountability, and eventual cures for the homeless. Chair Smith further announced that the Board of County Commissioners would separately convene a “Blue Ribbon” committee of thought leaders on address and discuss ways to combat homelessness, including causation and accountability. Chair Smith indicated that she intends to bring forward a proposal to refer a measure to the ballot asking whether Measure 110 should be overturned.

Commissioner Shull made comments in support of a “treatment first” paradigm for homelessness, repealing Measure 110, and the need to combat distribution of illicit substances.

Commissioner West made comments in support of a “recovery-oriented systems of care” paradigm for homelessness, repealing Measure 110, and the need to engage the community both in and out of the Urban Growth Boundary.

Commissioner Schrader indicated that she was supportive of a repeal of Measure 110 but that she would not be changing her vote on Board Order 2023-027, and that the County should move forward with the project.

Chair Smith made comments around efforts by the Oregon legislature to respond to the governor’s emergency declaration on homelessness and she wants to see the community engage on this topic now that the project is not moving forward in its current location.

There being no further business, the meeting was adjourned.

Board of County Commissioners Business Meeting Minutes – DRAFT

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

Thursday, April 6, 2023 – 10:00 AM

In person and via virtual technology (Zoom)

PRESENT: Chair Tootie Smith
Commissioner Mark Shull
Commissioner Paul Savas (Joined at II(A))
Commissioner Martha Schrader
Commissioner Ben West
Commissioner Ann Leenstra (Joined at I(A) only)

CALL TO ORDER

Chair Smith recessed the Board of County Commissioners and convened the Housing Authority of Clackamas County Board of Commissioners.

I. HOUSING AUTHORITY CONSENT AGENDA

- A. Approval of Resolution 1974 regarding the Fiscal Year 2023 Annual Plan and Moving to Work Supplement required for grant funding from the US Department of Housing and Urban Development. Anticipated grant value is \$30M. No County General Funds are involved.

Clerk Mayernik read the consent agenda.

Chair Smith called for requests to remove items from the consent agenda. None were received.

Commissioner Leenstra: “I move we approve the Housing Authority consent agenda.” Commissioner West seconded the motion.

Chair Smith called for further discussion. None was heard.

Clerk Mayernik called the poll
Commissioner Leenstra Aye
Commissioner Schrader Aye
Commissioner Shull Aye
Commissioner West Aye
Chair Smith Aye; motion passes 5-0.

Chair Smith adjourned the Housing Authority Board and reconvened the Board of County Commissioners.

II. PRESENTATION

- A. Approval of a Resolution proclaiming April 2023 as Grange Month in Clackamas County

Pomona Grange Master President Joyce Parker gave a brief presentation on the local Granges and their work, including a resolution on I-205 tolling referred to the state convention.

Chair Smith asked about the dates for their state convention. President Parker explained that it is the weekend of June 17 in Rickreal, Oregon. Chair Smith asked that they share the I-205 tolling resolution if approved at the state convention.

Commissioner Shull asked about other events hosted by the Granges, President Parker offered the strawberry shortcake event at the Springwater Grange the week before their strawberry waffle breakfast at the Boring Grange. Commissioner Schrader and Commissioner Savas made general comments in support of the Granges and their work.

President Parker read the proclamation into the record.

Commissioner Shull: "I move to approve the Resolution proclaiming April 2023 as Grange Month in Clackamas County." Commissioner Schrader seconded the motion.

Chair Smith called for further discussion. None was heard.

Clerk Mayernik called the poll

Commissioner Shull Aye

Commissioner Savas Aye

Commissioner West Aye

Commissioner Schrader Aye

Chair Smith Aye; motion passes 5-0.

Commissioners and Grange representatives posed for a photo.

B. Approval of a Resolution supporting a Recovery-Oriented System Of Care in responding to the Addictions, Mental Health, And Homelessness Crisis

Commissioner Ben West briefed the Board on the Resolution and its intent.

Commissioner Shull made comments in support of the Resolution.

Commissioner Schrader asked a clarifying question about the amendments proposed by Commissioner Savas. Commissioner West explained the status of those changes, and Chair Smith offered that the Board should decide how to proceed.

Commissioner Savas made comments about his proposed edits to the resolution and the desire for additional time to work on the resolution. Chair Smith indicated that the Board has had opportunity to consider the resolution and that commissioners may suggest amendments to the resolution. Commissioner Savas yielded the floor and left the hearing room.

Commissioner Shull made further comments in support of the resolution.

Commissioner West made comments in support of the resolution.

Commissioner Schrader asked if the intent was to adopt the resolution in this meeting or if there might be time for further work before adoption, as she had a requested edit as well. Commissioner West offered his thoughts that this might be adopted today and that her edit has incorporated. Chair Smith offered that the Board could revisit this resolution in the future as needed.

Commissioner Shull: "I move to approve the Resolution supporting a Recovery-Oriented System Of Care in responding to the Addictions, Mental Health, And Homelessness Crisis." Commissioner Schrader seconded the motion.

Chair Smith called for further discussion. Commissioner West read the resolution into the record.

Clerk Mayernik called the poll

Commissioner West Aye

Commissioner Shull Aye

Commissioner Schrader Aye

Chair Smith Aye; motion passes 4-0.

Commissioner Savas returned to the hearing room.

III. CONSENT AGENDA

A. Elected Officials

1. Approval of Previous Business Meeting Minutes – BCC

B. Health, Housing, & Human Services

1. Approval of a Local Subrecipient Grant Agreement with Micronesian Islander Community for the Commercial Tobacco Prevention Community Grant. Total contract value is \$20,000 for 6 months. Funding is through Oregon Health Authority. No County General Funds are involved.
2. Approval of an Intergovernmental Agreement with Multnomah County for Psychiatric Consultation Services. Agreement value is \$10,000 for 9 months. Funding is through Oregon Health Authority and Oregon Health Plan. No County General Funds are involved.
3. Approval of Amendment #2 increasing funding and duration of a Personal Services Contract with Do Good Multnomah to provide supportive services at Clayton Mohr Commons. Amendment value is \$55,361.67 for 3 months, contract value is increased to \$535,744.71 for 3 years and 9 months. Funding is through Supportive Housing Services Funds. No County General Funds are involved.

C. Finance

1. Adoption of a Board Order approving issuance of a Purchase Order to purchase the controls for a Hot Water System, Chilled Water System, Condenser and associated equipment from Johnson Controls Incorporated Oregon. Purchase order value is \$356,112. Funding is through budgeted County General Funds.
2. Adoption of a Board Order approving issuance of a Purchase Order to purchase Magnetic Bearing Chiller, 3-cell Cooling Tower, and associated pumps from Johnson Barrow Oregon. Purchase order value is \$1,207,331. Funding is through budgeted County General Funds.
3. Adoption of a Board Order approving issuance of a Purchase Order to Purchase Condensing Boilers from Proctor Sales. Purchase order value is \$279,670. Funding is through budgeted County General Funds.

Clerk Mayernik read the consent agenda.

Chair Smith called for requests to remove items from the consent agenda. None were received.

Commissioner West: "Your honor, I move that we approve the consent agenda as read." Commissioner Shull seconded the motion.

Chair Smith called for further discussion. None was heard.

Clerk Mayernik called the poll

Commissioner West Aye

Commissioner Shull Aye

Commissioner Savas Aye

Commissioner Schrader Aye

Chair Smith Aye; motion passes 5-0.

Chair Smith recessed the Board of County Commissioners and convened the Water Environment Services Board of Directors.

IV. WATER ENVIRONMENT SERVICES CONSENT AGENDA

- A. Approval of a Personal Services Contract with Jacobs Engineering Group, Inc. for telemetry integration consulting services. Contract value is \$750,000 over 5 years. Funding through Water Environment Services Sanitary Sewer Operating Fund. No County General Funds are involved.
- B. Approval of a Personal Services Contract with OCD Automation Inc. for telemetry integration consulting services. Contract value is \$750,000 over 5 years. Funding through Water Environment Services Sanitary Sewer Operating Fund. No County General Funds are involved.

- C. Approval of a Public Improvement Contract with A-Affordable Septic Service, LLC, for Fischer's Forest Park - Large Onsite Sewage System Treatment Process Upgrade. Contract value is \$778,108. Funding through Water Environment Services Sanitary Sewer Construction Funds. No County General Funds are involved.
- D. Approval of a Personal Services Contract with Jacobs Engineering Group, Inc. to provide Engineering Services for the Tri-City Clarifier Rehabilitation Project. Total value is \$1,174,243. Funding through Water Environment Services Sanitary Sewer Construction Funds. No County General Funds are involved. Clerk Mayernik read the consent agenda.

Chair Smith called for requests to remove items from the consent agenda. None were received.

Director Shull: "I move for approval of the Water Environment Services consent agenda." Commissioner Schrader seconded the motion.

Chair Smith called for further discussion. None was heard.

Clerk Mayernik called the poll

Director Savas Aye

Director Schrader Aye

Director West Aye

Director Shull Aye

Chair Smith Aye; motion passes 5-0.

Chair Smith adjourned the Water Environment Services Board of Directors and reconvened the Board of County Commissioners.

V. PUBLIC COMMUNICATION

Chair Smith opened the meeting for public communication.

Aubrey Sapowicz (Milwaukie) – Overland Road repaving and request for reimbursement for damages

Chair Smith asked County Counsel or the County Administrator to comment on the request. County Counsel Stephen Madkour explained the decision to deny the claim and the appeal to him that upheld the original decision.

Commissioner Savas made comments about reporting potholes and expressed his apologies that the Board can't do more in these circumstances. Commissioner Shull also offered apologies on behalf of the county. Ms. Sapowicz made further comments about the extent of the damage and her belief that the issue had been reported before her.

Commissioner Savas offered that if the issue has been reported, he would be supportive of revisiting the request.

Commissioner Schrader asked if staff could revisit the issue and review the condition of the road and whether further work is warranted. County Administrator Schmidt indicated that staff could certainly do so.

Chair Smith thanked the speaker for coming forward today.

Les Poole (Clackamas) – Transportation and tolling, Project Turnkey, and the County Fair

Chair Smith closed the meeting for public communication.

V. COUNTY ADMINISTRATOR UPDATE

County Administrator Schmidt recognized Health, Housing, & Human Services staff for their work on an eviction mediation case and Assessment and Taxation staff for their outstanding customer service and work with Canby Fire District.

VI. COMMISSIONER COMMUNICATION

Commissioner West made comments about his work with Governor Kotek's office, the State of the County Forum, and a meeting with the Arts Alliance.

Commissioner Shull made about school board elections, tolling, and community engagement on Project Turnkey, and wished everyone a happy Easter.

Commissioner Savas offered comments about homelessness, including the Point In Time Count and statistics for the North Clackamas School District.

Commissioner Schrader made comments about homelessness and the efforts to build a one-stop center in Oregon City, as well as the upcoming public hearing on Water Environment Services rules and regulations and an upcoming cleanup event.

Chair Smith made comments about the one-stop center in Oregon City, ODOT's decision not to extend the deadline for public comments on the I-205 Environmental Assessment, the arts committee for the new County Courthouse, the status of Senate Bill 1013, and wished everyone a happy Easter

Chair Smith adjourned the meeting at 11:37 AM.

Updated DRAFT (changes are in yellow and bolded)

In the Matter of Supporting a Recovery-Oriented Systems of Care in
~~Responding~~Response to ~~the Addictions,~~ Addiction & Mental Health ~~and Homelessness~~
Crisis~~treatment~~ Resolution

1) WHEREAS, Clackamas County has identified drugs, ~~crime,~~ and untreated mental illness, ~~of which homeless encampments are as~~ a symptom, ~~as top threats to that~~ threatens the health, safety and flourishing of all of its residents;

2) WHEREAS, Clackamas County believes in the dignity and worth of all of its residents, and the communal good that is achieved when residents are on a path toward the realization of their full potential;

3) WHEREAS, Clackamas County acknowledges that **a significant and consequential** portion number of both those struggling with homelessness in the greater Portland area and throughout North America also contend with the complex diseases of mental illness and or addition~~addiction~~, whether a precursor ~~to~~ or a result of ~~not to~~ homelessness;

4) WHEREAS, the U.S. Surgeon General specifically describes addiction as a brain disorder disease that results in reduced brain function, that inhibits an individual's ability to make decisions and regulate his or her actions, emotions, and impulses, and furthermore, that changes in the brain persist long after substance use stops **and recognizes that addition to alcohol or drugs is a chronic brain disease that has the potential for recurrence and recovery;**

5) WHEREAS, Clackamas County recognizes that housing alone cannot cure mental illness or addiction, and the nature of addiction and serious mental illness can make sufferers unable to recognize their own illnesses or seek help willingly **and benefit from a well-coordinated continuum of care to help them get the supports they need;**

6)- WHEREAS, Clackamas County agrees~~recognizes~~ that open ~~air drug scenes~~ create access to illegal drugs can lead to violence that is incompatible with clean and vibrant public spaces, and make recovery from addiction more difficult;

7) WHEREAS, Clackamas County believes that harm reduction services, when not antithetical to a recovery-oriented system of care, can be effective in saving lives. **Moreover, they must exist** within a full continuum of compassionate care that includes prevention, intervention, treatment, and recovery for those suffering from addiction; and

8) WHEREAS, Clackamas County identifies other contributing factors to homelessness, including such as economic displacement, domestic violence,

experience in the child welfare system, health crises, drug addictions, and physical and mental health conditions and is identifying strategies to address these factors;

9) WHEREAS, Clackamas County believes that all people have a right to clean and vibrant public spaces, as well as safe emergency and transitional shelter, recovery centers, behavioral health facilities, and detox facilities when needed;

10) NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF CLACKAMAS COUNTY that all efforts to address homelessness in which the County and its employees engage must be concentrated on helping all residents participate in realizing their full human potential, by ensuring shelter, **psychiatric, behavioral health and addiction care** for all who need it, and by protecting public spaces for the use of the entire community.

From: Brian <bekellypdx@comcast.net>
Sent: Sunday, April 2, 2023 1:38 PM
To: BCCMail <bcc@clackamas.us>
Subject: Response to Chair Tootie Smith Decision

Warning: External email. Be cautious opening attachments and links.

As a Clackamas County resident I wish to respond to the decision by Chair Tootie Smith in reversing her support of the Project Turnkey. Specifically I will respond to the three points Chair Smith provided in reversing her support:

1. **“The Board of County Commissioners will hold Homelessness Causation and Accountability Summits focusing on the causes of homelessness, accountabilities, and solutions”** After all this time is Chair Smith suggesting the commissioners are unaware of the causes of homelessness? Accountability? How about the failure of the chair to be accountable for action to stem the homeless crisis? Solutions? Delay and discuss without action appears to be the chair’s solution.
2. **“The board will convene a blue ribbon committee. . .”** What on earth has the Chair and board been doing the past two years since Project Turnkey was approved? Is a committee required to determine inaction is not a solution to homelessness?
3. **“ . . . overturn Measure 110 on the legalization of drugs that has a role to play in the growing scourge of homelessness. . . ”** Congratulations Chair Smith you have determined one cause of homelessness without a causation and accountability summit!

So what are the citizens of Clackamas County left with? Failure to provide a low cost solution to the homeless crisis that has been in planning for over two years. Failure to provide leadership by the chair. Inaction and delay rather than solutions. Chair Smith wants to hear from the public?

I’m disappointed, disgusted and appalled by the decision of Chair Smith.

I request this message be read publicly at the next meeting of the board of commissioners. Brian E Kelly.

Sent from [Mail](#) for Windows