

DRAFT

Approval of Previous Business Meeting Minutes:

December 3, 2019

December 5, 2019

December 12, 2019

December 19, 2019

**BOARD OF COUNTY COMMISSIONERS Special  
NCPRD 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, December 3, 2019 – 4:00 PM

Clackamas County Public Safety Training Center  
12700 SE 82nd Avenue, Clackamas, OR 97015



**NORTH CLACKAMAS**  
PARKS & RECREATION DISTRICT

**PRESENT: Commissioner Jim Bernard. Chair  
Commissioner Ken Humberston  
Commissioner Sonya Fischer@4:08pm  
Commissioner Paul Savas  
Commissioner Martha Schrader**

**CALL TO ORDER**

- Roll Call
- Pledge of Allegiance

Chair Bernard announced the Board is convening as the Board of Directors for the North Clackamas Parks & Recreation District for the Public Hearing.

Chair Bernard gave opening remarks and thanked State Representatives Mark Meek and Janelle Bynum for their assistance in reaching a settlement agreement with the City of Happy Valley.

**I. PUBLIC HEARING**

**North Clackamas Parks & Recreation District (NCPRD)**

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

1. Approval of a Settlement Agreement between the City of Happy Valley and the North Clackamas Parks & Recreation District (NCPRD)

Scott Archer, Director, Jeff Munns, Assistant County Counsel presented the staff report.

Chair Bernard opened the public hearing and asked if anyone would like to speak

1. Colette Tipper, Legislative Assistant to Representative Mark Meek – Read a statement on behalf of the Representative.
2. Thelma Haggemiller, Oak Grove – Shared disappointment about Government entities suing each other and that it is a waste of resources.
3. Grover Bornefeld, Jennings Lodge – Shared that it is not a good use of taxpayer funds to spend on litigation. He asked how the 14.3 million will be spent and if there would be additional public input on the settlement agreement

*~Board Discussion~*

4. Kelly Brooks, Assistant City Manager for the City of Milwaukie – Spoke in support of the settlement agreement and shared concerns about the delays this situation has caused with other projects in the district. She asked the Commissioners to continue to partner with the City of Milwaukie and the value they bring to the district.

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

**MOTION:**

Commissioner Humberston: I move we approve the Settlement Agreement between the City of Happy Valley and the North Clackamas Parks & Recreation District  
Chair Bernard: Second.

*~Board Discussion~*

all those in favor/opposed:

Commissioner Fischer: Aye.  
Commissioner Humberston: Aye.  
Commissioner Savas: No.

Commissioner Schrader: Aye.  
Chair Bernard: Aye – the Ayes have it, the motion carries 4-1.

Chair Bernard announced that the Board would adjourn as the Board of Directors for the North Clackamas Parks & Recreation District is convene as the Board of County Commissioners for the rest of the meeting.

## **II. CONSENT AGENDA**

Chair Bernard asked the Clerk to read the consent agenda by title, then asked for a motion.

### **MOTION:**

Commissioner Schrader: I move we approve the consent agenda for the Settlement Agreement between the City of Happy Valley and the North Clackamas Parks & Recreation District.  
Commissioner Humberston: Second.  
all those in favor/opposed:  
Commissioner Humberston: Aye.  
Commissioner Schrader: Aye.  
Commissioner Savas: Aye.  
Commissioner Fischer: Aye.  
Chair Bernard: Aye – the Ayes have it, the motion carries 5-0.

1. Approval of a Settlement Agreement between the City of Happy Valley and the North Clackamas Parks & Recreation District (NCPRD)

## **III. COUNTY ADMINISTRATOR UPDATE**

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

## **IV. COMMISSIONERS COMMUNICATION**

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

**MEETING ADJOURNED 4:38 PM**

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## **BOARD OF COUNTY COMMISSIONERS BUSINESS MEETING MINUTES**

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**Thursday, December 5, 2019 – 10:00 AM**

**Public Services Building**

**2051 Kaen Rd., Oregon City, OR 97045**

**PRESENT: Commissioner Sonya Fischer, Vice Chair  
Commissioner Ken Humberston  
Commissioner Paul Savas**

**EXCUSED: Chair Jim Bernard  
Commissioner Martha Schrader**

### **CALL TO ORDER**

- Roll Call
- Pledge of Allegiance

**County Administrator Gary Schmidt announced that Chair Bernard and Commissioner Schrader are out of the office and Vice Chair Fischer will serve as Chair for the meeting.**

### **I. CITIZEN COMMUNICATION**

1. Ronald Schiel, Oregon City – Shared concerns about speeding and safety on Hilltop Road and requested another sign be placed on the road.
2. Linda Newbloom, Milwaukie – Spoke on the King of Kings Church decision made by the Land Use Hearings officer and was supportive of the decision.
3. Sarah Wart, Oak Grove – Shared concerns about safety regarding the King of Kings Church and was supportive of Hearings Officer decision.
4. Gretchen Groves, Clackamas – Spoke on wanting the Commissioners to move forward on a tobacco retail licensing ordinance in the County.
5. Whitney Welches, Oregon City - Shared concerns about safety, youth addiction to tobacco products and was supportive of a tobacco retail license ordinance.
6. Anna Wagoner, Aurora – Requested that the Commissioners declare hemp not a regulated farm use in the RRF5 zones of the County. Shared concerns about the size of the problem and wanted the Commissioners to set regulations.
7. Sandy Thompson, Aurora – Yielded time to Miss Wagoner.
8. Mary Baumgardner, West Linn – Spoke on the climate crisis and the family camp timber sale. Shared concerns about carbon and impacts on the County.
9. Tina Buettell, Milwaukie – Yielded time to Miss Baumgardner.
10. Les Poole, Gladstone – Spoke on property rights, Metro, transportation, protecting neighborhoods and that people have to make the change.

*~Board Discussion~*

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

1. **Board Order No. 2019-96** Offering to Transfer Jurisdiction from Clackamas County to the City of Canby a portion of N. Maple Street (County Road No. 2579).

Mike Bays, Transportation & Development presented the staff report.

Chair Bernard opened the public hearing and asked if anyone would like to speak, seeing none he closed the public hearing and asked for a motion.

**MOTION:**

Commissioner Humberston: I move we approve the Board Order Offering to Transfer Jurisdiction from Clackamas County to the City of Canby a portion of N. Maple Street (County Road No. 2579).  
Commissioner Savas: Second.  
all those in favor/opposed:  
Commissioner Humberston: Aye.  
Commissioner Savas: Aye.  
Chair Fischer: Aye – the Ayes have it, the motion carries 3-0.

**III. CONSENT AGENDA** Chair Fischer asked the Clerk to read the consent agenda by title, then asked for a motion.

**MOTION:**

Commissioner Humberston: I move we approve the consent agenda.  
Commissioner Savas: Second.  
~Board Discussion~  
all those in favor/opposed:  
Commissioner Humberston: Aye.  
Commissioner Savas: Aye.  
Chair Fischer: Aye – the Ayes have it, the motion carries 3-0.

**A. Health, Housing & Human Services**

1. Approval of Change Order Number 2 between Clackamas County and Ankrom Moisan Associated Architect, Inc. for the Sandy Health Clinic Project – *Community Development*
2. Approval of a Sub recipient Grant Agreement with Northwest Family Services for PreventNet Community Schools and Youth Marijuana and Substance Abuse Prevention in Clackamas County – *Children, Family & Community Connections*
3. Approval of U.S. Department of Justice, Office of Violence Against Women Grant to improve Criminal Justice Response to Domestic Violence, Dating Violence, Stalking and Sexual Assault - *Children, Family & Community Connections*
4. Approval of Amendment #3 to an Agency Service Agreement with Clackamas Women's Services for System Diversion, Homelessness Prevention and Rapid Re-Housing Services – *Social Services*

**B. Department of Transportation & Development**

1. Approval of a Contract with Kerr Contractors Oregon, LLC for the Clackamas Regional Center Mobility Improvements Project – *Procurement*

**C. Elected Officials**

1. Approval of Previous Business Meeting Minutes – *BCC*

**D. Human Resources**

1. Retroactive Approval of 2019 Agreements with Providence Health Plan for Administrative Services for Clackamas County's Self-Funded Medical Benefits

**E. Disaster Management**

1. Approval of a Sub-Recipient Grant Agreement for Local Emergency Planning Committee (LEPC) Planning and Exercise
2. Approval of FY2018 Emergency Management Performance Grant Amendment #1 between Clackamas County and the State of Oregon
3. Approval of Personal Services Contract with CAN Corporation for Emergency Fuel Planning Services – *Procurement*

**IV. WATER ENVIRONMENT SERVICES**

1. Approval of Intergovernmental Agreements with the City of Milwaukie for an Assignment of Easements and Assumption of Agreements
2. Approval of Personal Services Contract with Donovan Enterprises, Inc., to provide Financial Advisory Services – *Procurement*

**V. COUNTY ADMINISTRATOR UPDATE**

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

**VI. COMMISSIONERS COMMUNICATION**

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

**MEETING ADJOURNED at 10:58AM**

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# BOARD OF COUNTY COMMISSIONERS BUSINESS MEETING MINUTES

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**Thursday, December 12, 2019 – 10:00 AM**

**Public Services Building**

**2051 Kaen Rd., Oregon City, OR 97045**

**PRESENT:** Chair Jim Bernard  
Commissioner Sonya Fischer  
Commissioner Ken Humberston  
Commissioner Paul Savas  
Commissioner Martha Schrader

## **CALL TO ORDER**

- Roll Call
- Pledge of Allegiance

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

1. Dog Services End of Year Update  
Kristine Wallace, Dog Services, presented the PowerPoint  
~Board Discussion~

## **II. CITIZEN COMMUNICATION**

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

1. Darlene Hundtofr, Oregon City – Spoke on Code Enforcement complaint concerns and asked that the Commissioners change the policy.  
Dan Johnson, Director of Transportation & Development addressed some of the concerns raised by Miss Hundtofr and offered to meet with her after the meeting.  
~Board Discussion~
2. Michael Hall, Milwaukie – Spoke on climate change and read letter from a resident regarding proposed timber sales in Zigzag.
3. Les Poole, Gladstone – Spoke on code concerns, Metro, roads and thanked the Commissioners for having public hearings for citizen input.  
~Board Discussion~

## **III. PUBLIC HEARINGS**

1. Second Reading and Adoption of **Ordinance No. 07-2019** County Code Amendment Chapter 9.02, Application and Enforcement of the Clackamas County Building Code, and Chapter 9.03, Excavation and Grading to Maintain Current Business Practices, Services and Consistency and Declare an Emergency.

Cheryl Bell, Transportation & Development presented the staff report.

Chair Bernard opened the public hearing and asked if anyone would like to speak, seeing none he closed the public hearing and asked for a motion.

### **MOTION:**

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

Commissioner Schrader: Second.

all those in favor/opposed:

Commissioner Fischer: Aye.

Commissioner Humberston: Aye.

Commissioner Savas: Aye.

Commissioner Schrader: Aye.

Chair Bernard: Aye – the Ayes have it, the motion carries 5-0.

Chair Bernard asked the Clerk to read the Ordinance by title only.

He then asked for a motion

**MOTION:**

Commissioner Humberston: I move we Adopt Ordinance No. 07-2019 County Code Amendment Chapter 9.02, Application and Enforcement of the Clackamas County Building Code, and Chapter 9.03, Excavation and Grading to Maintain Current Business Practices, Services and Consistency and Declare an Emergency.

Commissioner Schrader: Second.

all those in favor/opposed:

Commissioner Fischer: Aye.

Commissioner Humberston: Aye.

Commissioner Savas: Aye.

Commissioner Schrader: Aye.

Chair Bernard: Aye – the Ayes have it, the motion carries 5-0.

4. First Reading of **Ordinance No. 01-2020** Amending County Code Chapter 2.07, Compliance Hearings Officer

Jeff Munns, Assistant County Counsel presented the staff report.

Chair Bernard opened the public hearing and asked if anyone would like to speak, seeing none he closed the public hearing and asked for a motion.

**MOTION:**

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

Commissioner Schrader: Second.

all those in favor/opposed:

Commissioner Fischer: Aye.

Commissioner Humberston: Aye.

Commissioner Savas: Aye.

Commissioner Schrader: Aye.

Chair Bernard: Aye – the Ayes have it, the motion carries 5-0.

Chair Bernard asked the Clerk to read the Ordinance by title only.

The Clerk assigned **Ordinance No. 01-2020** and read the ordinance by title only.

Chair Bernard announced the second reading will be on Thursday, January 9, 2020 at our regular scheduled Business meeting at 10 AM.

**IV. CONSENT AGENDA** Chair Bernard asked the Clerk to read the consent agenda by title, then asked for a motion.

**MOTION:**

Commissioner Humberston: I move we approve the consent agenda.

Commissioner Savas: Second.

*~Board Discussion~*

all those in favor/opposed:

Commissioner Humberston: Aye.

Commissioner Savas: Aye.

Commissioner Schrader: Aye.

Commissioner Fischer: Aye.

Chair Bernard: Aye – the Ayes have it, the motion carries 5-0.

**A. Health, Housing & Human Services**

1. Approval of an Intergovernmental Agreement with the University of Wyoming, Wyoming Survey & Analysis Center – *Children, Family & Community Connections*



2. Approval of Amendment #05 to the Intergovernmental Agreement with the State of Oregon, acting by and through its Oregon Health Authority for Operation as the Local Public Health Authority for Clackamas County – *Public Health*
3. Approval of Personal Services Contracts with Metropolitan Family Service, Inc. Northwest Family Services, and Todos Juntos for Family Resource Coordination Services – *Procurement*

**B. Elected Officials**

1. Approval of Previous Business Meeting Minutes – *BCC*
2. Approval of Contract with U.S. Bank National Association for Banking and Merchant Services – *Treasurer via Procurement*

**C. Technology Services**

1. Approval to enter into an Intergovernmental Agreement between CBX and the City of Sherwood to deliver Internet Services to business along the CBX fiber network.
2. Approval to Purchase HPE Nimble Primary Storage and Annual Support from CDW-G – *Procurement*

**V. NORTH CLACKAMAS PARKS & RECREATION DISTRICT**

1. Approval of **Resolution No. 2019-98** for a North Clackamas Parks and Recreation District Supplemental Budget (Less Than Ten Percent and Budget Reduction) for FY 2019-20

**VI. LIBRARY DISTRICT OF CLACKAMAS COUNTY**

1. Approval of **Resolution No. 2019-99** for the Library Service District for a Supplemental Budget (Less Than Ten Percent) for Fiscal Year 2019-2020

**VII. WATER ENVIRONMENT SERVICES**

1. Approval of Amendment #4 between Water Environment Services and Tyler Technologies, Inc. for Incode 10 Upgrade – *Procurement*

**VIII. COUNTY ADMINISTRATOR UPDATE**

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

**IX. COMMISSIONERS COMMUNICATION**

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

**MEETING ADJOURNED 11:42AM**

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## **BOARD OF COUNTY COMMISSIONERS BUSINESS MEETING MINUTES**

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**Thursday, December 19, 2019 – 6:00 PM**

**Public Services Building**

**2051 Kaen Rd., Oregon City, OR 97045**

**PRESENT: Chair Jim Bernard  
Commissioner Sonya Fischer  
Commissioner Ken Humberston  
Commissioner Paul Savas  
Commissioner Martha Schrader**

### **CALL TO ORDER**

- Roll Call
- Pledge of Allegiance

Chair Bernard introduced Nancy Bush, Disaster Management Director and Acting County Administrator for the meeting and asked her to take the roll.

Chair Bernard announced the Board will recess as the Board of County Commissioners and convene as the Housing Authority Board for the next item, he introduced Housing Authority Commissioner Paul Reynolds.

### **I. HOUSING AUTHORITY CONSENT AGENDA**

Chair Bernard asked the Clerk to read the Housing Authority consent agenda by title, then asked for a motion.

#### **MOTION:**

Commissioner Reynolds: I move we approve the Housing Authority consent agenda.

Commissioner Humberston: Second.

all those in favor/opposed:

Commissioner Reynolds: Aye.

Commissioner Schrader: Aye.

Commissioner Savas: Aye.

Commissioner Fischer: Aye.

Commissioner Humberston: Aye.

Chair Bernard: Aye – the Ayes have it, the motion carries 6-0.

1. In the Matter of Writing off Uncollectible Accounts for the Second Quarter of Fiscal Year 2020 – *Housing Authority of Clackamas County*
2. In the Matter of Approving the Delegation of Budget Authority for Fiscal Year 2019-2020 - *Housing Authority of Clackamas County*
3. Requesting approval to apply for Community Development Block Grant (CDBG) funds to rehabilitation of Jansen Road Apartments - *Housing Authority of Clackamas County*
4. Approval of a Contract between the Housing Authority and Housing Development Center (HDC) Contract for Owner's Representative Services at Hillside Manor Rehab Project - *Housing Authority of Clackamas County*
5. Requesting Approval to execute a Lease Agreement between the Housing Authority of Clackamas County and Clackamas Children's Commission - *Housing Authority of Clackamas County*

Chair Bernard announced the Board would adjourn as the Housing Authority Board and Reconvene as the Board of County Commissioners for the remainder of the meeting.

## **II. CITIZEN COMMUNICATION**

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

1. William Heerdt, Milwaukie – Spoke regarding climate change and read a letter asking the Commissioners to incorporate a zero-energy design for the new County Courthouse.
2. Jane Ciuletti, Oak Grove – Yielded time to William Heerdt
3. Chris Perviti, Beavercreek – Spoke representing the Northwest Bible Training Center and all of the work they are doing to help with treatment for alcohol and drugs. Mentioned they are having a land use issue.
4. Susan Campbell, Beavercreek – Spoke about the positives of the Northwest Bible Training Center.

*~Board Discussion~*

Chair Bernard asked for clarification on what the request was from the Northwest Bible Training Center.

Stephen Madkour, County Counsel gave clarification that this is code enforcement issue and the Board will be briefed on it in executive session after the Holiday recess.

5. William Hargrave, Beavercreek – Spoke about connecting people to services and that people should come first in an effort to address the homelessness crisis.
6. Kandra Miller, Beavercreek – Spoke that she is a resident of the Northwest Bible Training Center and talked about all the positives that the treatment is providing for residents.
7. Les Poole, Gladstone – Spoke on having more evening business meetings to give the public greater access to their elected officials and the Metro Bond measure on transportation.
8. John Niemeyer, Gladstone – Spoke on his concerns about a building that is not following the directions of the Hearings officer that is located on Capps Rd. overlooking the river.

*~Board Discussion~*

**III. CONSENT AGENDA** Chair Bernard asked the Clerk to read the consent agenda by title only, then asked for a motion.

### **MOTION:**

Commissioner Humberston: I move we approve the consent agenda.

Commissioner Fischer/Schrader: Second.

all those in favor/opposed:

Commissioner Humberston: Aye.

Commissioner Fischer: Aye.

Commissioner Savas: Aye.

Commissioner Schrader: Aye.

Chair Bernard: Aye – the Ayes have it, the motion carries 5-0.

### **A. Health, Housing & Human Services**

1. Approval of a Subrecipient Grant Agreement with Todos Juntos for PreventNet Community Schools and Youth marijuana and substance abuse prevention in Rural Clackamas County – CFCC
2. Approval of a Subrecipient Grant Agreement with Clackamas Women's Services to Improve Criminal Justice Response to Domestic Violence – CFCC

3. Approval of Amendment #5 of the Intergovernmental Agreement with Oregon Department of Education, Early Learning Division for Early Learning HUB – *CFCC*
4. Approval of an Intergovernmental Agreement with the University of Wyoming, Wyoming Survey & Analysis Center for the Youth Opioid Prevention Project – *CFCC*
5. Approval of Amendment #1 to the Intergovernmental Grant Agreement with Oregon Health & Science University for the Oregon Care Coordination Program (CaCoon) – *Public Health*
6. Approval to Enter into Option of Purchase and Sale Agreement to begin due diligence for the purpose of acquiring real property – *Community Development*
7. Approval to Apply for a Community Development Block Grant from Clackamas County Community Development, for the Housing Rights and Resources Project for the Purpose of Addressing and Promoting Fair Housing and Furthering Housing Opportunity – *Social Services*

**B. Department of Transportation & Development**

1. Approval to Sign Intergovernmental Agreement for Transportation Growth Management (TGM) Grant Agreement No. 33964 for the Clackamas County Transit Development Plan

**C. Elected Officials**

1. Approval of Previous Business Meeting Minutes – *BCC*

**D. REMOVED Administration**

1. Approval of Amendment No. 1 to the Intergovernmental Agreement between Clackamas County and the C800 Radio Group Regarding Clackamas County Public Safety Radio System Replacement Project Bond Funding

**E. Disaster Management**

1. Approval of FY2019 Emergency Management Performance Grant between Clackamas County and the State of Oregon
2. Approval of FY20 State Homeland Security Grant Program Application to the State of Oregon for Six Projects

**F. Business & Community Services**

1. Approval of a Facility and Property License Agreement between River City Boat Sales, LLC and Clackamas County

**G. Community Corrections**

1. Approval of Grant Agreement JR-19-003 with the State of Oregon, Criminal Justice Commission, Justice Reinvestment for Clackamas County Community Corrections Programs

**IV. COUNTY ADMINISTRATOR UPDATE**

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

**V. COMMISSIONERS COMMUNICATION**

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

**MEETING AJOURNED at 7:00PM**

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