



Lynn Peterson
Chair

Commissioners
Bob Austin
Jim Bernard
Charlotte Lehan
Ann Lininger

BOARD OF COUNTY COMMISSIONERS

PUBLIC SERVICES BUILDING

2051 KAEN ROAD | OREGON CITY, OR 97045

AGENDA

THURSDAY, July 29, 2010 - 10:00 AM
BOARD OF COUNTY COMMISSIONERS

Beginning Board Order No. 2010-104

I. 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.)*

II. PUBLIC HEARING *(The following items will be individually presented by County staff or other appropriate individuals. Persons appearing shall clearly identify themselves and the 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. Second Hearing for Board Order No. _____ Regarding Scope of Election for Annexation Proposal of Portions of the City of Damascus to the Library District of Clackamas County – first hearing was 7-1-10 (Chris Storey, County Counsel)

III. DISCUSSION ITEM *(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.)*

IV. WATER ENVIRONMENT SERVICES

1. Approval of an Intergovernmental Cooperative Agreement between the Cities of Portland and Vancouver, WA; Multnomah County; Metro; Clean Water Services; Clark County; Clackamas County Service District No. 1 and the Surface Water Management Agency of Clackamas County for Coordinated Public Education and Awareness Efforts (Mike Kuenzi and Amy Kyle)

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. Department of Transportation & Development

1. Approval of a Contract with Pacific Rock Products, LLC for 3/8" and 1/4" Chip Seal/Oil Rock Delivered to Various Clackamas County Stockpile Sites

B. Finance Department

1. Approval of Amendment #5 to the Contract with Talbot, Korvola and Warwick, LLP for Annual Financial Audit Services for Clackamas County

C. Elected Officials

1. Approval of Previous Business Meeting Minutes – BCC
2. Approval of a Second Hand Dealers Permit, Renewal for Hal Hallmark, STUFF - CCSO

VI. 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/>



OFFICE OF COUNTY COUNSEL

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

STEVEN R. LOUNSBURY
COUNTY COUNSEL

DAVID W. ANDERSON
KIMBERLEY YBARRA-COLE
EDWARD S. MCGLONE III
KATHLEEN RASTETTER
SCOT A. SIDERAS
CHRIS STOREY
SCOTT C. CIECKO
D. DANIEL CHANDLER
ASSISTANTS

July 29, 2010

Board of Commissioners
Clackamas County

Members of the Board:

**BOARD HEARING REGARDING SCOPE OF ELECTION FOR
ANNEXATION PROPOSAL OF
THE CITY OF DAMASCUS TO
THE LIBRARY DISTRICT OF CLACKAMAS COUNTY**

The Library District of Clackamas County (the "District") has received a petition in the form of a city resolution (the "Petition") from the City of Damascus ("Damascus") requesting annexation of Damascus (the "Territory") into the District. District staff has reviewed the relevant statutory provisions concerning the Petition. The Petition meets the requirements of ORS 198 and Metro Code 3.09.

The Board considered these matters at its July 1, 2010 business meeting, and adopted Board Order No. 2010-94 initially approving the annexation of Damascus into the District and scheduling a second hearing for July 29th.

The purpose of the July 29th hearing is to receive remonstrances regarding the scope of the election. Given the approval stated in BO 2010-94, at the conclusion of the public hearing on July 29th the Board will order an election to be held, either within Damascus or, if sufficient remonstrances are received, within the District as well. Attached for review is the proposed board order directing that an election be held within Damascus.

RECOMMENDATION

Staff respectfully recommends that the Board of County Commissioners, acting as the governing body of the Library District of Clackamas County, approve the Petition.

Sincerely,

Chris Storey for
Chris Storey
Assistant County Counsel

For information on this issue or copies of attachments,
please contact Chris Storey at 503-742-4623

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

In the Matter of Calling An
Election on the Annexation of
The City of Damascus into the Library
District of Clackamas County



ORDER NO. 2010-_____

This matter coming before the Board of County Commissioners acting as the governing body of the Library District of Clackamas County” (the “District”); and

It appearing that this Board consented to the annexation of the City of Damascus (“Damascus”) to annex into the District pursuant to Board Order 2010-94 on July 1, 2010 as further described on Exhibit A and depicted on Exhibit B hereto (the “Proposed Annexation Area”); and

It further appearing that this matter came before the Board for a second public hearing on July 29, 2010 and that additional public testimony was received and the opportunity for the receipt of remonstrances was given;

NOW, THEREFORE, IT IS HEREBY ORDERED that an election be held within the City of Damascus on November 2, 2010.

IT IS FURTHER RESOLVED AND ORDERED that the City of Damascus submit a ballot title and related explanatory statement describing the proposed annexation question to the County Clerk for inclusion in the Clackamas County voters pamphlet for the November 2, 2010 election.

IT IS FURTHER RESOLVED AND ORDERED that the City of Damascus shall give notice of the election as required by Oregon law, and shall take any other actions which are required to place this formation question on the November 2, 2010 election ballot.

DATED this 29th day of July, 2010.

BOARD OF COUNTY COMMISSIONERS

Chair

Recording Secretary



Beyond clean water.

July 29, 2010

Board of Commissioners
Clackamas County

Members of the Board:

APPROVAL OF AN INTERGOVERNMENTAL COOPERATIVE AGREEMENT BETWEEN
THE CITIES OF PORTLAND AND VANCOUVER, WA; MULTNOMAH COUNTY; METRO;
CLEAN WATER SERVICES; CLARK COUNTY, WASHINGTON;
CLACKAMAS COUNTY SERVICE DISTRICT NO. 1 (CCSD#1) AND THE SURFACE WATER
MANAGEMENT AGENCY OF CLACKAMAS COUNTY (SWMACC)
FOR COORDINATED PUBLIC EDUCATION AND AWARENESS EFFORTS

Public education and awareness are key components in addressing stormwater runoff pollution problems and in protecting and improving water quality in urban waterways. In 1994 a group of cities and stormwater agencies in the metropolitan area formed the Regional Coalition for Clean Rivers and Streams (RCCRS) to develop a broad-based, coordinated stormwater pollution public awareness campaign. This cooperative effort enabled the multiple jurisdictions to leverage limited resources by developing a single, region-wide campaign that could reach the more than 1 million citizens living in 26 cities in the tri-county area.

The attached Intergovernmental Cooperative Agreement will allow CCSD#1 and SWMACC, as well as the Districts' Clackamas County partners, to continue to participate in this regional effort. The campaign will continue targeting the residential community. The total cost of the Agreement is \$72,000 and is allocated among the participating agencies based on population. The Districts' cost will not exceed \$11,186. This amount will in turn be allocated under a separate Agreement to all Clackamas County partners the Cities of West Linn, Wilsonville, Happy Valley, Gladstone, Oregon City, and Milwaukie and the Oak Lodge Sanitary District, and CCSD#1 and SWMACC.

District counsel has reviewed the proposed Agreement as to form. Funds are budgeted in the Districts' FY 2010-11 Surface Water Management operating budget.

RECOMMENDATION

We respectfully recommend that the Board of County Commissioners approve the Intergovernmental Agreement between the RCCRS Partners, Clackamas County Service District No. 1 and Surface Water Management Agency of Clackamas County.

Sincerely,

Michael S. Kuenzi
For Michael S. Kuenzi
Director

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

Serving Clackamas County, Gladstone, Happy Valley, Johnson City, Milwaukie, Oregon City, Rivergrove and West Linn.
150 Beaver Creek Road, Oregon City, Oregon 97045 Telephone: (503) 742-4567 Facsimile: (503) 742-4565

www.clackamas.us/wes/

Water Quality Protection
Surface Water Management
Wastewater Collection & Treatment

Michael S. Kuenzi, P.E.
Director



TRANSPORTATION MAINTENANCE DIVISION

McCoy Building

902 ABERNETHY ROAD | OREGON CITY, OR 97045

Board of County Commissioners
Clackamas County

Members of the Board:

**Approval of a Contract with Pacific Rock Products LLC for
3/8" and 1/4" Chip Seal/Oil Rock Delivered to Various
Clackamas County Stockpile Sites - 2010**

Each year the Department of Transportation Road Division requests bids for chip seal rock to be used to maintain the County's roads. Rock is delivered to various stockpile sites throughout the County so that it is readily accessible to County Road Maintenance crews. This year, the County asked for rock to be delivered to three sites within Clackamas County.

Pacific Rock Products LLC was one of three bidders responding to this Invitation to Bid and submitted the lowest bid. We found their total bid amount to be acceptable and therefore request that the County enter into contract with them.

Funds are accounted for under fiscal year 2010/11 budget line 215-2410-00-424412 and total expenditure of this purchase will not be greater than \$278,420.

RECOMMENDATION

Staff respectfully recommends the Board approve the contract between Clackamas County and Pacific Rock Products LLC for chip seal rock delivered to various Clackamas County stockpile sites.

Sincerely,

Samuel Irving, Jr., Transportation Operations Manager
Transportation Maintenance Division

For information on this issue
please contact Samuel Irving, Jr. at (503) 650-3467

Place on Board Agenda for: July 29, 2010 By Purchasing Division



Marc Gonzales
Director

DEPARTMENT OF FINANCE

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

Board of County Commissioners
Clackamas County

Members of the Board:

**Approval of Amendment #5 to the Contract with Talbot, Korvola and Warwick LLP
for Annual Financial Audit Services for Clackamas County**

The Finance Division of the Finance Department requests approval of Amendment #5 to the contract with Talbot, Korvola and Warwick LLP (TKW) for annual audit services. Oregon Revised Statutes and Generally Accepted Accounting Principles require an independent audit of local government financial records each fiscal year.

Audit services will be provided for Clackamas County, the Clackamas County Development Agency, Housing Authority of Clackamas County, North Clackamas Parks and Recreation District, Surface Water Management Agency of Clackamas County, Clackamas County Service District #1, Tri-City Service District, Estacada Area County Service District for Library Services, Clackamas County Enhanced Law Enforcement District and Clackamas County Service District #5. In addition, audits will also be performed for two new component units: Clackamas County Extension and 4-H Service District and Library Service District of Clackamas County. Both were created by a vote of Clackamas County citizens in the November 2008 election and commenced operations in fiscal year 2009-2010.

TKW has performed the audit for the last several years. The County issues a Request for Proposals (RFP) to procure independent financial audit services on a recurrent basis. The Board of County Commissioners approved the current contract with TKW in 2006. The Audit Committee will undertake to issue an RFP for financial audit services for the next three years this upcoming winter.

Recent changes in Government Auditing Standards requirements have mandated that auditors perform additional risk and internal control assessments. This has resulted in an increase in the number of professional services hours necessary for the audit's completion. The Finance Division and financial staff responsible for the component unit audits have streamlined and absorbed some of the production work for the Comprehensive Annual Financial Report (CAFR).

Clackamas County's Audit Manager normally provides oversight for audit processes and has been producing the CAFR. As we enter the audit work period, the Finance Department is in the latter stages of recruitment for refilling that position. TKW has agreed to draft the CAFR for the County this year, allowing time for the new audit manager to become familiar with the County and its many component units. This will also provide Clackamas County time to begin the RFP process in early 2011, with the assistance of the new Audit Manager and Audit Committee, to secure competitive proposals for future independent financial audit services.

Amendment #5 adds \$29,500 to the contract, increasing the maximum compensation of the contract to \$389,500. This amendment also renews the contract through June 30, 2011. Funds for this work are budgeted for FY 10/11 in account line 100-0108-431100 and in the budget of the County's component units for which audit work is contracted in the amount as well.

The engagement letter underlying this contract amendment has been reviewed and approved by the chairperson of the Audit Committee and by County Counsel, and is attached as an exhibit to this Amendment #5.

RECOMMENDATION

Finance staff respectfully recommends the Board approve Amendment #5 to the contract with Talbot, Korvola and Warwick LLP for Annual Audit Services for the Fiscal year 2009-2010.

Sincerely,



Marc Gonzales
Finance Director

For information on this issue or attachments please contact
Lane Miller at (503) 742-5442

Placed on the Agenda of July 29, 2010 by the Purchasing Division

Clackamas County Sheriff's Office

"Working together to make a difference"



**Sheriff
CRAIG ROBERTS**

**Undersheriff
DAVID KIRBY**

**Undersheriff
MATT ELLINGTON**

July 29, 2010

Board of County Commissioners
Clackamas County

Members of the Board:

Approval of a Second Hand Dealers Permit – Renewal

**Hal Hallmark
STUFF**

The attached application for a Second Hand Dealers Permit has been reviewed, investigated and approved by the Sheriff's Office, Planning and Code Compliance departments. Further, the applicant has paid the application fee in the amount of \$150.00. The next step in the process, as outlined in County Code, Chapter 8.03 Secondhand Dealers, is formal approval by the Board of County Commissioners.

Recommendation

Staff respectfully recommends that the Board approve the attached Second Hand Dealers Permit.

Sincerely,

A handwritten signature in black ink, appearing to read "Lori J. Vicars".

Lori J. Vicars
Records Unit Manager
Support Services Division

For more information please contact: Lori Vicars, 503-557-5840