

## **Board of County Commissioners Business Meeting Minutes – APPROVED 01/04/2024**

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 14, 2023 – 10:00 AM**

In person and via virtual technology (Zoom)

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

CALL TO ORDER

### **I. PUBLIC HEARINGS**

- A. Approval of a Supplemental Budget Resolution for Fiscal Year 2023-24. Fiscal impact is a net increase in appropriations of \$11,334,707. Funding includes Beginning Fund Balance, Other Revenue Sources, Federal Grants, Charges for Services, and Other Interfund Transfers. No County General Funds are involved.

Budget Manager Sandra Montoya briefed the Board on the proposed budget resolution. No discussion was heard.

Chair Smith opened the hearing for public comment, none was heard. Chair Smith closed the hearing for public comment. No further discussion was heard.

Commissioner Shull: “I move we approve the supplemental budget resolution for Fiscal Year 2023-2024.” Commissioner Schrader seconded the motion.

Clerk to the Board Tony Mayernik called the poll  
Commissioner Savas  
Commissioner Schrader Aye  
Commissioner Shull Aye  
Chair Smith Aye; motion passes 4-0.

### **II. PRESENTATION**

- A. 2023 #ClackCo Achievements

Interim Public & Government Affairs Director Tonia Holowetzki briefed the Board on the accomplishments of 2023 and shared a brief video. Chair Smith thanked staff for all their hard work in 2023.

### **III. CONSENT AGENDA**

#### **A. Elected Officials**

1. Approval of Previous Business Meeting Minutes – BCC
2. Approval of an Intergovernmental Agreement with the Oregon Department of Transportation for the Distracted Driving Enforcement Grant. Agreement value is \$15,000 for 1 year, with a \$3,000 match. Funding is through the Oregon Department of Transportation and \$3,000 in budgeted County General Funds.  
– CCSO

3. Approval of an Intergovernmental Agreement with the Oregon Department of Transportation for the Driving Under the Influence of Intoxicants High Visibility Enforcement Grant. Agreement value is \$15,000 for 1 year, with a \$3,000 match. Funding is through the Oregon Department of Transportation and \$3,000 in budgeted County General Funds. – CCSO
4. Approval of an Intergovernmental Agreement with the Oregon Department of Transportation for the Pedestrian Safety Enforcement Grant. Agreement value is \$5,000 for 1 year, with a \$1,000 match. Funding is through the Oregon Department of Transportation and \$1,000 in budgeted County General Funds. – CCSO
5. Approval of an Intergovernmental Agreement with the Oregon Department of Transportation for the Speed Enforcement Grant. Agreement value is \$20,000 for 1 year, with a \$4,000 match. Funding is through the Oregon Department of Transportation and \$4,000 in budgeted County General Funds. – CCSO
6. Approval of Amendment #2 extending duration and increasing funding to a contract with Mark 43 Inc. for records and property management software. Amendment value is \$212,506.40 for 1 year. Agreement value is increased to \$1,431,495.44 for 7.25 years. Funding is through budgeted County General Funds. – CCSO
7. Approval of an Intergovernmental Agreement with Water Environment Services for Work Crew services. Agreement value not to exceed \$260,000 over 4 years. Funding is through the Water Environment Services Surface Water Operating Fund. No County General Funds are involved. – CCSO

## **B. Finance**

1. Approval of Lease Amendment #1 for Commercial Space at the Clackamas Corner Property with American Property Management for the Justice Court. Total value is \$1,657,614.50 for a ten-year term. Funding is through Justice Court fees and fines. No County General Funds are involved.
2. Approval of a Sublease Agreement of Parking Lot Spaces with American Property Management for the Justice Court. Total value is \$1,539.96 for 1 year. Funding is through Justice Court fees and fines. No County General Funds are involved.

## **C. Technology Services**

1. Approval of a Board Order authorizing a Purchase Order with Dell Microsoft LP for Microsoft licensing. Purchase Order value is \$3,617,053.02 over a 3-year term. Funding is through Departmental cost allocations. No County General Funds are involved.

#### **D. County Administration**

1. Approval of Change Order #009 with Clackamas Progress Partners, LLC for the Replacement County Courthouse for Relief Event 002, Differing Site Condition, Unknown Underground Utility. Change Order value is \$41,599, leaving credits of \$622,181.35. Funding is through credits from previous Change Orders, which includes budgeted County General Funds.
2. Approval of Change Order #012 with Clackamas Progress Partners, LLC for the Replacement County Courthouse for Relief Event 001, Discovery of Differing Site Conditions. Change Order value is \$134,360.10, leaving credits of \$487,821.25. Funding through credits from previous change orders, which include budgeted County General Funds.
3. Approval of Change Order #013 with Clackamas Progress Partners, LLC for the Replacement County Courthouse for Relief Event 003, Governmental Approvals, with respect to multiple improvements to Hiefield Court that are required under the Type II land use permit issued by Oregon City. No financial commitment at this time, subject to future resolution

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

1. Approval of Amendment #2, extending the duration and increasing funding of a Revenue Intergovernmental Agreement with Clackamas County Fire District #1 for Medical Direction. Amendment value is \$72,000 for 1 year. Agreement value increased to \$216,000 for 3 years. Funding is through Clackamas Fire District #1. No County General Funds are involved.
2. Approval of a Revenue Health Care Services Contract with CareOregon, Inc. for Enhanced Transitions of Care. Contract value is \$350,000 for 11 months. Funding is through CareOregon. No County General Funds are involved.
3. Approval of a Board Order authorizing a Purchase Order with Robert Half International, Inc. for temporary employee services for financial reporting, accounting, and procurement services. Purchase Order value is \$122,393.30 for 6 months. Funding is through the Oregon Health Authority. No County General Funds are involved.
4. Approval of Amendment #2 to increase funding and extend the term of the revenue Grant Agreement with the State of Oregon's Housing & Community Services Department for programs related to the Governor's State of Emergency Due to Homelessness. Amendment value is \$980,000 for six months. Agreement value is increased to \$5,415,294 for 18 months. Funding is through the State of Oregon. No county General Funds are involved.
5. Approval of Amendment #2 expanding the scope of work and increasing the value of a Personal Services Contract with Clackamas Women's Services for homeless services. Amendment value is \$1,640,396. Total contract value has increased to \$9,182,559 for 18 months. Funding is through State of Oregon Emergency Order grant funds and Metro Supportive Housing Services Measure Funds. No County General Funds are involved.

## **F. Transportation & Development**

1. Approval of a Cooperative Service Agreement with United States Department of Agriculture for the Purposes of Compliance with Migratory Bird Treaty Act. Total value is \$15,000 for 1 year. Funding through County Road Fund. No County General Funds are involved.
2. Approval of State of Oregon County Fairgrounds Capital Improvements Grant Agreement with the Oregon Business Development Department toward construction of new County Fair multi-purpose building. Grant value is \$277,777. Funding is through Business Oregon. No County General Funds are involved.
3. Approval of a Board Order authorizing a Purchase Order with Roberson Motors for the purchase of twelve (12) 2024 Dodge Pursuit AWD Durangos for the Clackamas County Sheriff's Office through a State of Oregon Cooperative Contract. Total value is \$524,733.60. Funding is through budgeted County General Funds.
4. Approval of a Board Order authorizing a Purchase Order with McLoughlin & Eardley Group, Inc. dba Sirennet.com for the purchase of patrol vehicle equipment through a City of Beaverton Cooperative Contract. Total value is \$196,308.39. Funding through budgeted County General Funds.
5. Approval of a Personal Services Contract with Consor North America, Inc. for Engineering Design Services for the 2024 Transportation Maintenance Paving Projects. Total contract value is \$750,213. Funding is through House Bill 2017 Funds. No County General Funds are involved.

Clerk to the Board Tony Mayernik read the consent agenda. Chair Smith asked if any Commissioner wished to remove any item from the consent agenda. Commissioner Savas asked to remove items A(2)-A(5) and F(3) for further discussion.

Commissioner Savas: "I move to approve the consent agenda minus A(2), A(3), A(4), A(5), and F(3)." Commissioner Schrader seconded the motion. No further discussion was heard.

Clerk Mayernik called the poll  
Commissioner Shull Aye  
Commissioner Schrader Aye  
Commissioner Savas Aye  
Chair Smith Aye; motion passes 4-0.

Commissioner Savas offered comments on his concerns regarding the removed items.

Commissioner Savas: "I move we approve agenda item F(3)." Commissioner Schrader seconded the motion. No further discussion was heard.

Clerk Mayernik called the poll  
Commissioner Shull Aye  
Commissioner Schrader Aye  
Commissioner Savas Aye  
Chair Smith Aye; motion passes 4-0.

Commissioner Shull: "I would recommend we approve A(2) through A(5)." Commissioner Schrader seconded the motion. Commissioner Savas reiterated his concerns with those items and intent to abstain.

Clerk Mayernik called the poll  
Commissioner Savas Abstain  
Commissioner Schrader Aye  
Commissioner Shull Aye  
Chair Smith Aye; motion passes 3-0-1.

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 an Intergovernmental Agreement with the Clackamas County Sheriff's Office for Work Crew services. Agreement value not to exceed \$260,000 over 4 years. Funding is through the Water Environment Services Surface Water Operating Fund. No County General Funds are involved.

Clerk Mayernik read the consent agenda. Chair Smith asked if any Director wished to remove any item from the consent agenda. No requests were heard.

Director Shull: "I move for approval of the Water Environment Services consent agenda."  
Commissioner Schrader seconded the motion. No further discussion was heard.

Clerk Mayernik called the poll  
Commissioner Savas Aye  
Commissioner Schrader Aye  
Commissioner Shull Aye  
Chair Smith Aye; motion passes 4-0.

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

#### **V. PUBLIC COMMUNICATION**

Chair Smith opened the meeting for public testimony.

Les Poole (Clackamas) – Tolling, Portland Water Bureau filtration plant project

Paul Edgar (Oregon City) – Civic engagement, affordable housing, tolling

Chair Smith, Commissioner Savas, and Commissioner Schrader offered comments on the topics above.

Chair Smith closed the meeting for public testimony.

#### **VI. COUNTY ADMINISTRATOR UPDATE**

County Administrator Gary Schmidt recognized staff for their work throughout 2023.

#### **VII. COMMISSIONER COMMUNICATION**

Commissioner Savas made comments on Performance Clackamas, infrastructure, the Clackamas County Coordination Committee, the County budget, recruiting and retention, and the upcoming holidays.

Commissioner Schrader made comments on workforce development and the upcoming holidays.

County Administrator Schmidt offered an update on the County budget at Chair Smith's request.

Commissioner Shull made comments on the upcoming holidays.

Chair Smith made comments on the County courthouse project, Measure 110, and rental assistance.

Chair Smith adjourned the meeting at 11:15 AM.

"NOTICE OF TOLL EVASION" DATE: JUNE 5, 2023  
"THE TOLL ROADS"

VIOLATION #  
6519910411

\* 5-18-23 1:32 PM LANE 11 \$3.04 PENALTY: \$57.50  
5-18-23 1:44 PM LANE 12 \$3.89 PENALTY: \$57.50  
5-18-23 4:45 PM LANE 11 \$3.89 PENALTY \$57.50

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\* PRIVATE ENTITY WILL RUN IT. THEIR % OF THE MONEY TAKEN FROM DRIVERS SEEMS UNJUSTIFIED.  
\* THE LOWER THE "ADVISORY SPEED" THE HIGHER THE TOLL.

\* CURRENTLY I AND OTHERS HAVE NOTICED ADVISORY SPEEDS THAT DO NOT MATCH THE CONDITIONS, ... A 30 MPH SIGN, OR HIGHER, IS OFTEN SUGGESTING SPEEDS THAT ARE MUCH LOWER THAN THE SPEED OF THE TRAFFIC.

\* THE COUNTY AND I CALLED FOR A FULL ENVIRO IMPACT STATEMENT IN OUR TESTIMONY EARLIER THIS YEAR. YESTERDAY I HEARD CONGRESSWOMAN DEREMER CALL FOR ONE AT THE TRANSPORTATION COMMITTEE HEARING. IT WAS GOOD NEWS.  
\* THANKS FOR ENDORSING A PUBLIC VOTE!

LES POOLE  
12-14-23

\* COPIED VERBATUM FROM A LETTER SENT TO A CALIFORNIA DRIVER WHO LIVES IN ORANGE COUNTY.