



Martha Schrader
Chair

Lynn Peterson
Commissioner

Bill Kennemer
Commissioner

BOARD OF COUNTY COMMISSIONERS

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

AGENDA

THURSDAY, OCTOBER 4, 2007 - 10:00 AM
BOARD OF COUNTY COMMISSIONERS

Beginning Board Order No. 2007-471

I. COMMISSION'S UPDATE ON GOALS & PRIORITIES

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

1. Proclaiming October 2007 as Domestic Violence Awareness Month in Clackamas County (Lauren MacNeill, Family Court Services)

III. CONSENT AGENDA *(Items marked with a "c" 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.)*

IV. ACTION ITEMS *(All items not approved under the consent agenda will be considered at its regular place on the agenda with a report presented by appropriate staff. Citizens who want to comment may do so at that time.)*

A. Department of Human Services

- c1. Approval of a Mental Health Service Agreement with Patricia Finley, Ph.D. for Professional Mental Health Outpatient Services – CH
- c2. Approval of Amendment #1 to an Intergovernmental Agreement with Multnomah County to provide funding for Regional Liaison to Region One - CH
- c3. Approval of a Contract with the Neighborhood Partnership Fund for the Bridges to Housing Program to Address Family Homelessness in Clackamas County - SSD
- c4. Approval of a Construction Contract with Civilworks NW, Inc. for Berkeley Clarendon Street Improvements in Gladstone, Oregon - CD

B. Department of Transportation & Development

1. Approval of an Intergovernmental Agreement with the Molalla River School District (MRSD) Authorizing the County to Collect a Construction Excise Tax on MRSD's behalf for all Improvements to Real Property which Result in a New Structure or Additional Square Footage to an Existing Structure Effective November 1, 2007 and Establishing Terms and Conditions for the Agreement (Scott Caufield)
- c2. Board Order No. _____ Vacating a Portion of Dusty Lane, Public Road No. 5032
- c3. Acceptance of a Deed: A Warranty Deed from Richard A. Larsen for the 172nd from Sunnyside Road to Hwy. 212 Project

- c4. Acceptance of a Deed: a Warranty Deed from Jacob Mahar and Talia Mahar for the 172nd from Sunnyside Road to Hwy 212 Project
- c5. Acceptance of a Deed: a Warranty Deed from Lori Calder-Miller for the 172nd from Sunnyside Road to Hwy 212 Project
- c6. Approval of Amendment #1 to the Intergovernmental Agreement (No. 22,351) between Clackamas County and the Oregon Department of Transportation to Terminate Intergovernmental Agreement for the 172nd Ave., Sunnyside Road to OR-212 Projects

C. Finance Department

- c1. Approval of Amendment #8 to the Contract with National Maintenance Contractors LLC for Custodial Services for Clackamas County Facilities

D. Elected Officials

- c1. Approval of Previous Business Meeting Minutes – BCC
- c2. Approval of an Intergovernmental Agreement between Clackamas County and the City of Wilsonville Relating to Law Enforcement Services for 2007/2008 - CCSO

E. County Administration

- c1. Approval of an Intergovernmental Agreement between Portland State University and Clackamas County on behalf of the Stafford Hamlet

F. Clackamas County Tourism Development

- 1. Approval of a Contract with Turtledove Clemens for Developing and Implementing Marketing and Advertising Plans for the Clackamas County Tourism and Cultural Affairs Department (Linda Bell)

V. NORTH CLACKAMAS PARKS & RECREATION DISTRICT

- c1. Approval of Amendment #2 and #3 of Intergovernmental Agreement (No. 21,877) between the North Clackamas Parks and Recreation District and the Oregon Department of Transportation for the Trolley Trail

VI. WATER ENVIRONMENT SERVICES

- c1. Approval of a Pretreatment Only Agreement between the Clackamas County Service District No. 1 and the City of Portland

VII. CITIZEN COMMUNICATIONS *(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 only after registering on the sheet provided on the table outside of the hearing room prior to the beginning of the hearing. The time for presentation is limited to three (3) minutes)*

VIII. COMMISSIONERS COMMUNICATION

NOTE: Videotapes of regularly scheduled BCC Thursday Business Meetings are available for checkout at the Clackamas County Library in Oak Grove by the following Saturday. The tapes may also be ordered from any library in Clackamas County.

October is National Domestic Violence Awareness Month

What is Domestic Violence?

Domestic violence is the physical, sexual, economic, psychological and/or emotional abuse perpetrated against a person by a spouse, former spouse, partner, former partner or adult relative. Children are victims of domestic violence when it occurs within their family.

How are Children Impacted by Family Violence?

Children can be injured during incidents of violence when they try to intervene. They can be very traumatized by fear for their parent, and children often blame themselves for not stopping the violence. Domestic violence is a strong indicator for child abuse in the home. Children growing up in violent homes frequently struggle in school, have problems sleeping, can become aggressive and have other emotional problems.

How Common is Family Violence?

One out of every eight Oregon women experience physical or sexual abuse from their partner each year. In those homes, 3 out of 5 children actually witness the abuse to their parents. In Clackamas County, domestic violence assaults account for roughly half of all crimes reported to law enforcement agencies. And Clackamas Women's Services hot line receives 5,000 calls each year from people experiencing family violence.

**Domestic violence is against the law.
It hurts you, your children and our community.
We want to help.**

Contact the following Clackamas County Numbers for Assistance:

Clackamas County Sheriff's Office
(503) 655-8218

Clackamas Women's Services
(503) 654-2288
(accepts local collect calls, TDD)
1-888-654-2288

Clackamas County District Attorney
Victim Assistance
(503) 655-8616

Domestic Violence Enhanced
Response Team
(503) 655-8300

Legal Aid Services of Oregon
(503) 655-2518
Child Abuse Hotline
(503) 657-6802



COPY

Gary DiCenzo
Director

DEPARTMENT OF HUMAN SERVICES

PUBLIC SERVICES BUILDING
2051 KAEN ROAD #239 | OREGON CITY, OR 97045

October 4, 2007

Board of County Commissioners
Clackamas County

Members of the Board:

Approval of a Mental Health Service Agreement with
Patricia Finley, Ph.D. for Professional Mental Health Outpatient Services

The Community Health Division of the Department of Human Services requests the approval of a Mental Health Service Agreement with Patricia Finley, Ph.D. for mental health outpatient services to adults who are Clackamas County Oregon Health Plan (OHP) members capitated to the County and for whom services are authorized by the County.

The agreement is on a pre-authorized purchase of service basis at Medicaid rates currently in effect when the service is provided. The agreement does not contain an upper limit; expenditures are controlled and monitored by Community Health Division staff who authorize and monitor service on an ongoing basis.

The agreement is funded with Oregon Health Plan funds. No County General Funds are involved. The agreement is effective upon signature and will terminate December 31, 2008.

RECOMMENDATION

We recommend the approval of this agreement and further recommend that Gary DiCenzo be authorized to sign on behalf of the Board of County Commissioners.

Respectfully submitted,

Gary DiCenzo
Director

For information on this issue or copies of attachments
please contact Emily M. Zwetzig at (503) 742-5318.



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Gary DiCenzo
Director

DEPARTMENT OF HUMAN SERVICES

PUBLIC SERVICES BUILDING

2051 KAEN ROAD #239 | OREGON CITY, OR 97045

October 4, 2007

Board of Commissioners
Clackamas County

Members of the Board:

Approval of Amendment #1 to an Intergovernmental Agreement with
Multnomah County to provide funding for Regional Liaison to Region One

The Community Health Division of the Department of Human Services requests the approval of an amendment to an intergovernmental agreement with Multnomah County for the purpose of providing funding for a Regional Liaison to Region One which will provide regional service coordination to people with developmental disabilities. Region One is a partnership of Clackamas, Clatsop, Washington, Columbia and Multnomah Counties. The liaison will be primarily responsible for providing crisis support to determine eligibility for crisis diversion services and to develop and/or review crisis plans.

Amendment #1 adds additional funding in the amount of \$20,500. The total agreement maximum is increased to \$45,500. This amendment corrects the annual budget total and updates language in the Responsibilities Section to give more flexibility to Community Health in how the contracted FTE is provided. This Amendment is effective upon signature and continues through June 30, 2008. No County General Funds are involved.

RECOMMENDATION

We recommend the approval of this amendment and further recommend that Gary DiCenzo be authorized to sign on behalf of the Board of County Commissioners.

Respectfully submitted,

A handwritten signature in black ink, appearing to read "Gary DiCenzo". The signature is stylized with large loops and a long horizontal stroke.

Gary DiCenzo
Director

For information on this issue or copies of attachments
please contact Emily M. Zwetzig at (503) 742-5318.



COPY

Gary DiCenzo
Director

DEPARTMENT OF HUMAN SERVICES

PUBLIC SERVICES BUILDING
2051 KAEN ROAD #239 | OREGON CITY, OR 97045

October 4, 2007

Board of Commissioners
Clackamas County

Members of the Board

Approval of a Contract with the Neighborhood Partnership Fund for the Bridges to Housing Program to Address Family Homelessness in Clackamas County

The Social Services Division of the Department of Human Services requests the approval of an agreement with the Neighborhood Partnership Fund to implement the Bridges to Housing program in Clackamas County. Clackamas County Social Services Division has received approval for funding a base allocation and a competitive grant to expand the services offered by the program.


The target population for the Bridges to Housing Program are high need homeless families with children in Clackamas County. This Bridges to Housing Program will provide eleven units of permanent affordable housing at two different housing sites. The grant will provide graduated rent subsidies along with intensive case management services, access to mainstream services, and individualized wrap around services tailored to meet each family's specific needs. The grant includes one .80 FTE Social Services case management position who will be responsible for providing intensive case management services designed to meet each families specific needs, and other duties and activities as specified in the original grant application.

The amount of the agreement is \$199,100 to be paid out over 36 months. No County General Funds are involved. This contract is effective when signed by all parties and October 4, 2007 and continues through October 3, 2010.

RECOMMENDATION:

We recommend the approval of this agreement, and that Gary DiCenzo be authorized to sign all documents necessary to accomplish this action on behalf of the Board of Commissioners.

Respectfully submitted,


Gary DiCenzo
Director

For more information on this issue or copies of attachments,
Please contact Teri Beemer at 503-655-8356



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Gary DiCenzo
Director

DEPARTMENT OF HUMAN SERVICES

PUBLIC SERVICES BUILDING

2051 KAEN ROAD #239 | OREGON CITY, OR 97045

October 4, 2007

Board of County Commissioners
Clackamas County, Oregon

Members of the Board:

Approval of a Construction Contract with Civilworks NW, Inc.
For Berkeley Clarendon Street Improvements in Gladstone, Oregon

The Community Development Division of the Department of Human Services requests the approval of a construction contract between the Community Development Division and CivilWorks NW, Inc. for the Berkeley Clarendon Street Improvements project. This project includes the design and construction of storm drainage facilities, street repaving, curbs, sidewalks and handicap ramps along W. Berkeley and W. Clarendon Streets in the City of Gladstone.

CivilWorks NW, Inc was the lowest qualified bidder at the September 13th bid opening. Five (5) bids were submitted:

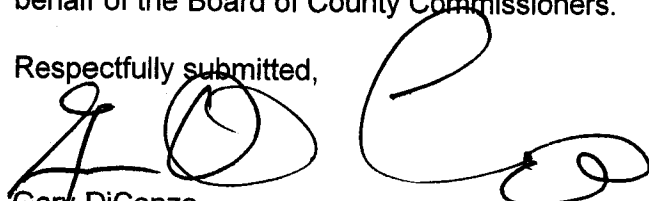
1	CivilWorks	141,636.00
2	Parker NW Paving	159,063.50
3	Canby Excavating	169,143.10
4	K-Com	213,325.00
5	JP Contractors	216,105.00

The total amount of the contract is \$141,636. The Community Development Block Grant funds budget is \$140,000 for this project. CDBG funds will pay for up to 80% of the total project costs for design and construction. The balance of the construction funds and engineering will be provided in cash by the City of Gladstone. Approval of the Construction Agreement will have no impact on the County General Fund.

RECOMMENDATION:

We recommend approval of this contract and that Gary DiCenzo be authorized to sign on behalf of the Board of County Commissioners.

Respectfully submitted,


Gary DiCenzo
Director

For information on this issue or copies of attachments
Please contact Mark Sirois at (503) 650-5664



Campbell M. Gilmour
Director

DEPARTMENT OF TRANSPORTATION AND DEVELOPMENT

SUNNYBROOK SERVICE CENTER

October 4, 2007

9101 SE SUNNYBROOK BLVD. | CLACKAMAS, OR 97015

Board of Commissioners
Clackamas County

Members of the Board:

**AN INTERGOVERNMENTAL AGREEMENT WITH THE MOLALLA RIVER SCHOOL DISTRICT (MRSD)
AUTHORIZING THE COUNTY TO COLLECT A CONSTRUCTION EXCISE TAX ON MRSD'S BEHALF
FOR ALL IMPROVEMENTS TO REAL PROPERTY WHICH RESULT IN A NEW STRUCTURE OR
ADDITIONAL SQUARE FOOTAGE TO AN EXISTING STRUCTURE EFFECTIVE NOVEMBER 1, 2007
AND ESTABLISHING TERMS AND CONDITIONS FOR THE AGREEMENT**

In July 2007, the Governor signed legislation which authorizes a school district to levy a Construction Excise Tax (CET) on new construction if it elects to do so by resolution. If a school district elects to impose a CET, the tax is to be assessed on certain construction permits issued within that school district. The tax is to be used solely for the purpose of funding capital improvements which are defined in the bill.

The Molalla River School District has elected to impose a CET, which it intends to authorize by resolution on October 11, 2007. Prior to adopting such a resolution however, the school district must enter into an intergovernmental agreement (IGA) with local government which establishes collection duties and responsibilities, administrative fees to offset the costs of collection and other terms.

The tax will apply to building permits for any improvement to real property which results in a new structure or additional square footage in an existing structure beginning November 1, 2007. The tax will apply to both commercial and residential structures; however, these structures will be taxed at different rates. The tax will be assessed at the rate of \$1.00 per square foot for structures intended for residential use (including multiple-unit housing) and at a rate of \$0.50 per square foot for non-residential structures. The legislation provides for a cap on the amount of tax collected for non-residential structures of \$25,000 per building permit or \$25,000 per structure whichever is less.

The legislation charges local building departments with the responsibility to collect the tax at the time affected building permits are issued. The attached IGA outlines the negotiated scope and terms of the agreement. The agreement defines the method and frequency for reporting, how remittance is to be handled and establishes an administrative fee to offset the County's costs associated with the collection of the tax. The IGA also establishes how exemptions from the tax are to be handled and how those exemptions are to be reported.

RECOMMENDATION:

Staff respectfully recommends that the Board approve the attached intergovernmental agreement with MRSD which will authorize the Clackamas County Building Codes Division to collect a construction excise tax on MRSD's behalf for all improvements to real property which result in a new structure or additional square footage in an existing structure beginning November 1, 2007.

Sincerely,

Scott Caufield
Building Codes Administrator



DEPARTMENT OF TRANSPORTATION AND DEVELOPMENT

October 4, 2007

SUNNYBROOK SERVICE CENTER
9101 SE SUNNYBROOK BLVD. | CLACKAMAS, OR 97015

Board of County Commissioners
Clackamas County

Members of the Board:

Board Order Vacating a Portion of Dusty Lane, Public Road No.5032

The proposed road vacation is located in the southeast quarter of Section 7, Township 2 South, Range 5 East, Willamette Meridian, northeasterly of the City of Sandy.

Dusty Lane, created May 9, 1927, through "Etheletha Park", Plat Number 550, is a paved and gravel road that dead ends at three tracts of private property identified as mostly wetlands. Only one of the tracts can be developed for a single family dwelling. Dusty Lane cannot be extended beyond its current terminus without major mitigation. The petition proposes to vacate the southerly 150.00 feet of the 40-foot wide road Right-Of-Way. This portion of road Right-of-Way serves no public need and is no longer a benefit to the traveling public.

The Petition to Vacate has been filed, and signed by 100 percent of the abutting property owners. The prescribed fee of \$695.00 has been paid. All abutting property owners have signed Consent to Vacate forms, and these forms have been acknowledged by the proper authority.

Local utility companies, Transportation Maintenance Division, Engineering, and Planning have been contacted and do not have any objections to this road vacation provided that an easement for ingress and egress is reserved.

RECOMMENDATION:

Staff respectfully recommends that the Board adopt the attached Board Order approving the vacation of Dusty Lane, Public Road Number 5032.

For additional information, please contact Doug Cutshall at extension 4669.

Sincerely,

Doug Cutshall, Engineering Tech.
DTD Engineering

DC/tb

For more information on this issue or copies of attachments
Please contact Doug Cutshall at (503) 353-4669



Campbell M. Gilmour
Director

DEPARTMENT OF TRANSPORTATION AND DEVELOPMENT

SUNNYBROOK SERVICE CENTER
9101 SE SUNNYBROOK BLVD. | CLACKAMAS, OR 97015

October 4, 2007

Board of County Commissioners
Clackamas County

Members of the Board:

**Acceptance of a Deed:
a Warranty Deed
from Richard A. Larsen
for the 172nd from Sunnyside to Hwy 212 Project**

Clackamas County's right of way consultant, Hanna, McEldowney and Associates, is in the process of acquiring necessary rights of way for the 172nd from Sunnyside to Hwy 212 Project. Fee purchase of the owner's property with improvements is required for construction of the project.

For this project, the consultant established value for the needed acquisition through an appraisal. County staff subsequently sent the appraisal for review and set Just Compensation at the appraised amount. Negotiations to acquire the property then proceeded.

The appraised value of the property with improvements was established at THREE HUNDRED EIGHTY ONE THOUSAND DOLLARS and NO/100 (\$381,000.00). This amount was offered to the owner and accepted.

Attached is the Warranty Deed with Exhibit C. Exhibit C is a list of encumbrances against the property as identified on the preliminary title report. Also attached is the negotiated Letter of Agreement. The owner presents these documents for acceptance by the Board of County Commissioners.

This acquisition is subject to relocation benefits approved by the County and accepted by the owner.

RECOMMENDATION

Staff respectfully recommends that the Board:

- Approve the Warranty Deed as attached.