

BEFORE THE BOARD OF COUNTY COMMISSIONERS
FOR MULTNOMAH COUNTY, OREGON

RESOLUTION NO. 03-112

Approving Ballot Title and Explanatory Statement for the People's Utility District Election on District Formation and Levy for Report

The Multnomah County Board of Commissioners Finds:

- a. On February 12, 2003, an electors' petition was filed with Multnomah County Elections Division (Elections) for formation of a People's Utility District (PUD) (Exhibit 3).
- b. On June 12, 2003, the Board determined the boundaries of the proposed PUD in accord with the petition for district formation, excluding certain property to correct deficiencies (under ORS 261.161(4)), as shown on the map (Exhibit 2), and called the election for November 4, 2003.
- c. The ballot title and explanatory statement for district formation and the levy have been prepared.

The Multnomah County Board of Commissioners Resolves:

1. The ballot title and explanatory statement attached to this Resolution as Exhibit 1 (A-B) are approved and certified to the Director of Multnomah County Division of Elections.
2. The Board Clerk shall submit this Resolution, ballot title and explanatory statement to the Elections Director for further action as required by law.

ADOPTED this 31st day of July 2003.



BOARD OF COUNTY COMMISSIONERS
FOR MULTNOMAH COUNTY, OREGON


Diane M. Linn, Chair

REVIEWED:

AGNES SOWLE, COUNTY ATTORNEY
FOR MULTNOMAH COUNTY, OREGON

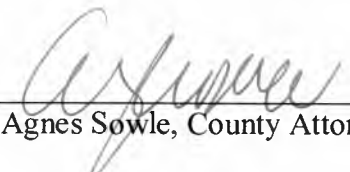
By 
Agnes Sowle, County Attorney

EXHIBIT 1-A

BALLOT TITLE

MEASURE NO. 26-49

CAPTION:

FORMS MULTNOMAH COUNTY PEOPLE'S UTILITY DISTRICT; AUTHORIZES SPECIAL LEVY

QUESTION:

Shall Multnomah County People's Utility District be formed with authority to impose a special one-year levy in 2004-05?

This measure may cause property taxes to increase more than three percent.

SUMMARY:

The special levy provided for in this measure may be passed only at an election with at least a 50 percent voter turnout.

If a majority of votes cast at the election favor the measure, the district shall be formed.

If there is a majority vote for measure and there is not a 50% voter turnout, the district will be formed but the special levy will not be authorized.

This measure creates Multnomah County People's Utility District with authority to levy a tax of \$.003 per \$1000 of assessed valuation to finance an engineer's report on revenue bonds for acquisition or construction of the utility system and the cost of an election to authorize revenue bonds, if held. If approved, the district would include all of Multnomah County except areas excluded by statute as determined by the Board of Commissioners.

The one-time levy raises a total of about \$127,000 to pay for the engineer's report. The levy for a house with an assessed value of \$150,000 would be 45 cents.

The estimated tax cost for this measure is an ESTIMATE ONLY based on the best information available from the county assessor at the time of estimate.

EXHIBIT 1-B

EXPLANATORY STATEMENT

MEASURE NO. 26-49

Form Multnomah County People's Utility District

If approved by a majority of the voters, the measure will create the Multnomah County People's Utility District (PUD). On June 12, 2003, the Multnomah County Board of Commissioners determined the boundaries of the proposed PUD to include all of the geographic area of Multnomah County except:

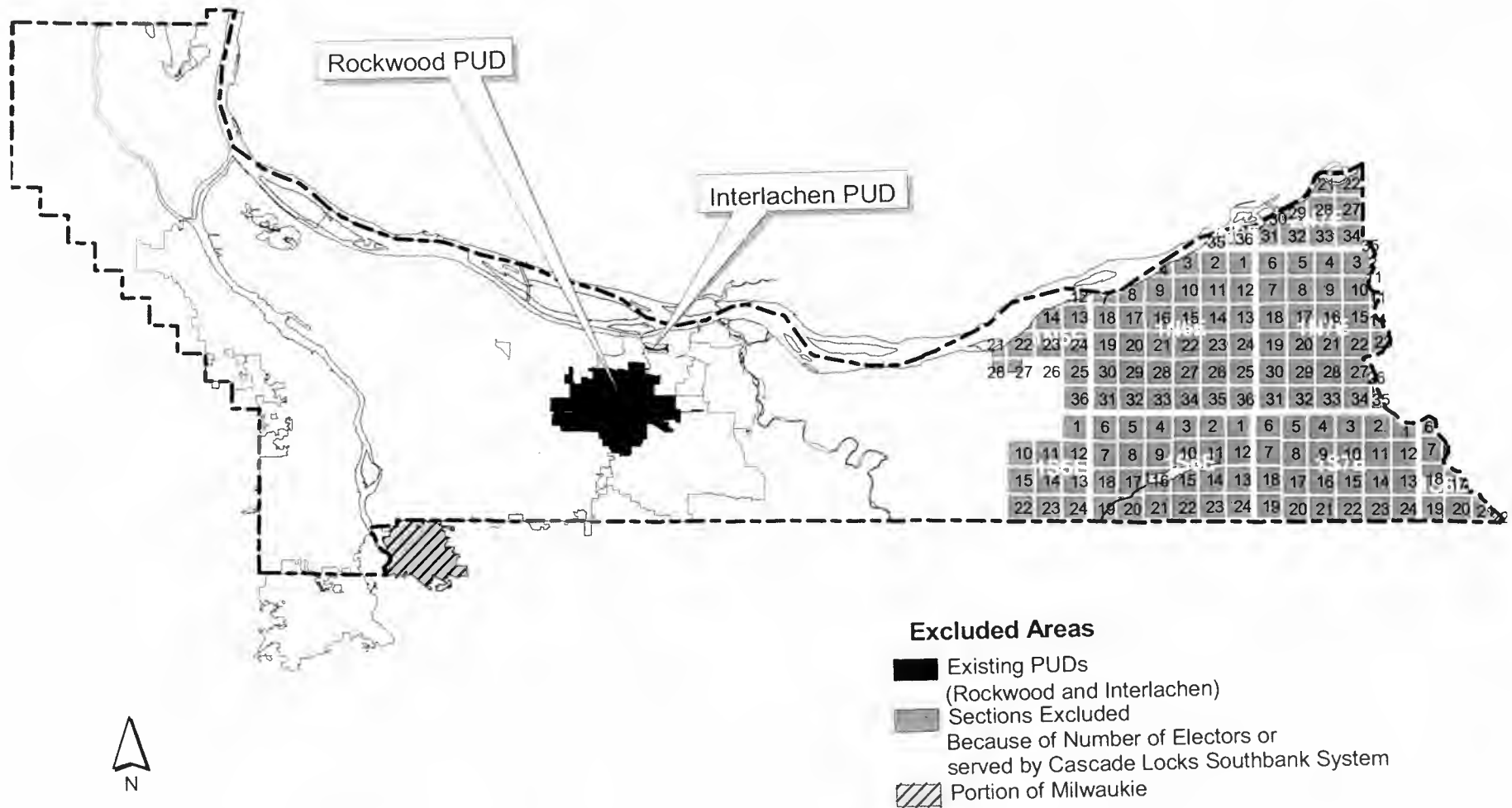
- A. Interlachen People's Utility District
- B. Rockwood Water People's Utility District
- C. Sections of townships with fewer electors than required under ORS 261.110(6) for inclusion or served by the City of Cascade Locks under ORS 261.110(5):
 - 1. Township 1 South Range 8 East Willamette Meridian
 - 2. Township 1 South Range 7 East Willamette Meridian
 - 3. Township 1 South Range 6 East Willamette Meridian
 - 4. Sections 1,10,11,12,13,14,15,22,23 and 24 in Township 1 South Range 5 East Willamette Meridian
 - 5. Township 1 North Range 7 East Willamette Meridian
 - 6. Township 1 North Range 6 East Willamette Meridian
 - 7. East half of section 21, NW corner of section 27, and NE corner of section 28 and all of Sections 12,13,14,15,22,23 24,25, and 36 in Township 1 North Range 5 East Willamette Meridian
 - 8. Township 2 North Range 7 East Willamette Meridian
 - 9. Township 2 North Range 6 East Willamette Meridian
- D. The identified portion of the City of Milwaukie that extends into Multnomah County on the County's southern border.

The special levy provided for in the measure will only be approved if there is also a 50% voter turnout. If there is a majority vote for the measure but there is not a 50% voter turnout, the district will be formed but the special levy will not be authorized.

If the special levy is authorized, the District will have authority to levy a one-time tax of \$.003 per one thousand dollars of assessed valuation in fiscal year 2004-05 to finance an engineer's report on revenue bonds for acquisition or construction of the utility system and the cost of an election to authorize revenue bonds, if held. The proposed levy would result in total estimated revenues of \$127,000. The levy for a house with an assessed value of \$150,000 would be 45 cents.

EXHIBIT 2

Multnomah County PUD Boundary



6/11/2003

EXHIBIT 3

ELECTORS' PETITION FOR FORMATION ELECTION FOR THE MULTNOMAH COUNTY PEOPLE'S UTILITY DISTRICT

Whereas, with the intent that agreements allowing existing municipal electric utilities to enlarge their service territories into areas annexed by those municipalities should be respected, the Chief Petitioners desire to form the Multnomah County People's Utility District and address this petition to the Multnomah County Commissioners:

The Chief Petitioners, electors residing in Multnomah County, desire to form a utility district and request that an election be held, pursuant to ORS 261.105, on the question of whether to form the MULTNOMAH COUNTY PEOPLES' UTILITY DISTRICT (P.U.D.) in the following territory:

All of Multnomah County, except the areas within the boundaries of these existing People's Utility Districts:

Interlachen People's Utility District

Rockwood Water People's Utility District

In the event the people within any one or more municipalities or separate parcels of territory within the proposed district vote against its formation, then that portion of the district which voted in favor of organization of a people's utility district may be organized into the district.

As required by ORS 261.113, the Chief Petitioners also propose the question of whether the P.U.D. shall be authorized to impose a one-time special levy of 3 mills per one thousand dollars of assessed valuation (equal to \$3 per million dollars of assessed valuation) to finance an engineer's report and the election under ORS 261.355(1).

CHIEF PETITIONERS

Judith Barnes 1425 SE 37th Ave Portland OR 97214 503-232-1911	Frank Gearhart 2103 NE 24th Court Gresham, OR 97030 503-665-4777	Elizabeth Trojan 12320 SW 60th Ave Portland OR 97219 503-246-7850
Eric Dover 2425 NE 48th Ave Portland OR 97213 503-249-3993	Joan Horton 0234 SW Curry Portland OR 97239 503-228-4468	Bill Michtom 1110 SW Clay St #33 Portland, OR 97201 503-916-4102
Scott Forrester 2030 NW 7th Place Gresham OR 97030 503-492-1593		