



Multnomah County Oregon

Board of Commissioners & Agenda

connecting citizens with information and services

BOARD OF COMMISSIONERS

Diane Linn, Chair

501 SE Hawthorne Boulevard, Suite 600
Portland, Or 97214

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Maria Rojo de Steffey,

Commission Dist. 1

501 SE Hawthorne Boulevard, Suite 600
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501 SE Hawthorne Boulevard, Suite 600
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Lisa Naito, Commission Dist. 3

501 SE Hawthorne Boulevard, Suite 600
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Email: lisa.h.naito@co.multnomah.or.us

Lonnie Roberts, Commission Dist. 4

501 SE Hawthorne Boulevard, Suite 600
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Phone: (503) 988-5213 FAX (503) 988-5262

Email: lonnie.j.roberts@co.multnomah.or.us

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www.co.multnomah.or.us/cc/agenda.shtml

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JUNE 11 & 12, 2003

BOARD MEETINGS

FASTLOOK AGENDA ITEMS OF INTEREST

Pg 2	9:00 a.m. Wednesday Budget Work Session 2:30 p.m. Wednesday Budget Work Session
Pg 4	9:30 a.m. Thursday Adoption of 2003-04 Multnomah County Budget
Pg 4	10:15 a.m. Thursday Adoption of 2002-03 Multnomah County Supplemental Budget
Pg 4	10:20 a.m. Thursday Adoption of 2003-04 Mt. Hood Cable Regulatory Commission Budget
Pg 4	10:30 a.m. Thursday Adoption of 2003-04 Service District Budgets
Pg 5	10:50 a.m. Thursday Board Determination of the Boundaries of the Proposed Multnomah County People's Utility District

Thursday meetings of the Multnomah County Board of Commissioners are cable-cast live and taped and may be seen by Cable subscribers in Multnomah County at the following times:

Thursday, 9:30 AM, (LIVE) Channel 30

Friday, 11:00 PM, Channel 30

Saturday, 10:00 AM, Channel 30

Sunday, 11:00 AM, Channel 30

Produced through Multnomah Community
Television

(503) 491-7636, ext. 333 for further info

or: <http://www.mctv.org>

Wednesday, June 11, 2003 - **9:00 AM**
Multnomah Building, First Floor Commissioners Boardroom 100
501 SE Hawthorne Boulevard, Portland

BUDGET WORK SESSION

WS-1 IF NEEDED - Amendments

Wednesday, June 11, 2003 - **2:30 PM**
Multnomah Building, First Floor Commissioners Boardroom 100
501 SE Hawthorne Boulevard, Portland

BUDGET WORK SESSION

WS-2 IF NEEDED - Amendments

Thursday, June 12, 2003 - 9:30 AM
Multnomah Building, First Floor Commissioners Boardroom 100
501 SE Hawthorne Boulevard, Portland

REGULAR MEETING

CONSENT CALENDAR - 9:30 AM

DEPARTMENT OF BUSINESS AND COMMUNITY SERVICES

- C-1 Renewal/Amendment 16 to Government Revenue Contract (190 Agreement) 3013087 with the City of Fairview, Providing Street Maintenance Services
- C-2 Renewal/Amendment 16 to Government Revenue Contract (190 Agreement) 3012987 with the City of Troutdale, Providing Street Maintenance Services
- C-3 Renewal/Amendment 16 to Government Revenue Contract (190 Agreement) 3012887 with the City of Wood Village, Providing Street Maintenance Services

PUBLIC CONTRACT REVIEW BOARD

- C-4 ORDER Approving the Extension of Contract with Doty & Associates for Library Signage until June 30, 2004
- C-5 ORDER Approving the Extension of Contract with National Library Relocation Services until June 30, 2004
- C-6 ORDER Approving the Extension of Contract with Spacesaver Specialist for Library Shelving until June 30, 2004

SHERIFF'S OFFICE

- C-7 Budget Modification MCSO-03 EXT-17 Appropriating \$37,470 of Revenue into this Fiscal Year's Budget from the Oregon Department of State Police, to Pay for Equipment to Improve Efficiency and Effectiveness of HAZMAT Team

REGULAR AGENDA - 9:30 AM

PUBLIC COMMENT - 9:30 AM

Opportunity for Public Comment on Non-Agenda Matters. Testimony is Limited to Three Minutes per Person.

NON-DEPARTMENTAL - 9:30 AM

- R-1 RESOLUTION Adopting the 2003-04 Budget for Multnomah County and Making Appropriations Thereunder, Pursuant to ORS 294.435
- R-2 RESOLUTION Levying Ad Valorem Property Taxes for Multnomah County, Oregon, for Fiscal Year 2003-2004
- R-3 RESOLUTION Adopting the 2002-2003 Multnomah County Supplemental Budget and Making Appropriations as Required by ORS 294.480
- R-4 RESOLUTION Adopting the 2003-2004 Mt. Hood Cable Regulatory Commission Budget

SERVICE DISTRICTS - 10:30 AM

(Recess as the Board of County Commissioners and convene as the governing body for Dunthorpe Riverdale Sanitary Service District No. 1)

- R-5 RESOLUTION Adopting the 2003-04 Budget for the Dunthorpe-Riverdale Sanitary Service District No. 1 and Making Appropriations

(Adjourn as the governing body for Dunthorpe Riverdale Sanitary Service District No. 1 and convene as governing body for Mid-County Street Lighting Service District No. 14)

- R-6 RESOLUTION Adopting the 2003-2004 Budget for the Mid-County Street Lighting Service District No. 14 and Making Appropriations

(Adjourn as the governing body for Mid-County Street Lighting Service District No. 14 and reconvene as Board of County Commissioners)

DEPARTMENT OF HEALTH - 10:40 AM

- R-7 NOTICE OF INTENT to Apply for Grant Funding from the HRSA Healthy Community Access Program, W.K. Kellogg Foundation and Robert Wood Johnson Foundation to Support the Establishment of the Tri-County Health Care Safety Net Enterprise

SHERIFF'S OFFICE - 10:45 AM

R-8 NOTICE OF INTENT to Request Grant Funding from the U.S. Department of Justice COPS Homeland Security Overtime Program

NON-DEPARTMENTAL - 10:50 AM

R-9 RESOLUTION Determining the Boundaries of a People's Utility District and Calling for Election on District Formation and Related Matters

AGENDA PLACEMENT REQUEST

BUD MOD #:

Board Clerk Use Only:

Meeting Date: June 12, 2003

Agenda Item #: C-1

Est. Start Time: 9:30 AM

Date Submitted: 05/19/03

Requested Date: June 12, 2003

Time Requested: Consent Calendar

Department: Business & Community Services

Division: Trans & Land Use Program

Contact/s: Don Newell, Program Manager/Road Maintenance

Phone: (503) 988-5050

Ext.: 29611 **I/O Address:** #425/2nd

Presenters: N/A

Agenda Title: Amendment No. 16 to perform maintenance functions for the City of Fairview.

(NOTE: If Ordinance, Resolution, Order or Proclamation, provide exact title. For all other submissions, provide clearly written title.)

-
- 1. What action are you requesting from the Board? What is the department/agency recommendation?**

The Department recommends extending the Agreement with the City of Fairview to provide street maintenance services.

- 2. Please provide sufficient background information for the Board and the public to understand this issue.**

For the past 17 years Multnomah County has entered into an Agreement to provide street maintenance services for the City. This is Amendment No. 16 to the Agreement and describes the estimated work that will be accomplished.

- 3. Explain the fiscal impact (current year and ongoing).**

The estimated dollar values are represented in our Department's FY 03-04 budget.

NOTE: If a Budget Modification or a Contingency Request attach a Budget Modification Expense & Revenues Worksheet and/or a Budget Modification Personnel Worksheet.

If a budget modification, explain:

- ❖ **What revenue is being changed and why?**
- ❖ **What budgets are increased/decreased?**
- ❖ **What do the changes accomplish?**
- ❖ **Do any personnel actions result from this budget modification? Explain.**
- ❖ **Is the revenue one-time-only in nature?**
- ❖ **If a grant, what period does the grant cover?**
- ❖ **When the grant expires, what are funding plans?**

NOTE: Attach Bud Mod spreadsheet (FORM FROM BUDGET)

If a contingency request, explain:

- ❖ **Why was the expenditure not included in the annual budget process?**
- ❖ **What efforts have been made to identify funds from other sources within the Department/Agency to cover this expenditure?**
- ❖ **Why are no other department/agency fund sources available?**
- ❖ **Describe any new revenue this expenditure will produce, any cost savings that will result, and any anticipated payback to the contingency account.**
- ❖ **Has this request been made before? When? What was the outcome?**

If grant application/notice of intent, explain:

- ❖ **Who is the granting agency?**
- ❖ **Specify grant requirements and goals.**
- ❖ **Explain grant funding detail – is this a one time only or long term commitment?**
- ❖ **What are the estimated filing timelines?**
- ❖ **If a grant, what period does the grant cover?**
- ❖ **When the grant expires, what are funding plans?**
- ❖ **How will the county indirect and departmental overhead costs be covered?**

4. Explain any legal and/or policy issues.

There are no legal or policy issues. We have been providing these services to the City for the past 16 years with this annual Agreement.

5. Explain any citizen and/or other government participation that has or will take place.

The City's staff worked with our staff to formulate this year's projected work and the costs.

Required Signatures:



Department/Agency Director:

Date: 05/15/03

Budget Analyst

By:

Date:

Dept/Countywide HR

By:

Date:

MULTNOMAH COUNTY CONTRACT APPROVAL FORM

Pre-approved Contract Boilerplate (with County Attorney signature) ☒ Attached ☐ Not Attached Contract #: 3013087
Amendment #: 16

CLASS I	CLASS II	CLASS III A
Contracts \$75,000 and less per 12 month period	Contracts over \$75,000 per 12 month period	<input checked="" type="checkbox"/> Government Contracts (190 Agreement)
<input type="checkbox"/> Professional Services Contracts <input type="checkbox"/> PCRB Contracts <input type="checkbox"/> Maintenance Agreements <input type="checkbox"/> Licensing Agreements <input type="checkbox"/> Public Works Construction Contracts <input type="checkbox"/> Architectural & Engineering Contracts <input type="checkbox"/> Revenue Contracts <input type="checkbox"/> Grant Contracts <input type="checkbox"/> Non-Expenditure Contracts	<input type="checkbox"/> Professional Services Contracts <input type="checkbox"/> PCRB Contracts <input type="checkbox"/> Maintenance Agreements <input type="checkbox"/> Licensing Agreements <input type="checkbox"/> Public Works Construction Contracts <input type="checkbox"/> Architectural & Engineering Contracts <input type="checkbox"/> Revenue Contracts <input type="checkbox"/> Grant Contracts <input type="checkbox"/> Non-Expenditure Contracts	<input type="checkbox"/> Expenditure <input type="checkbox"/> Non-Expenditure <input checked="" type="checkbox"/> Revenue CLASS III B <input type="checkbox"/> Government Contracts (Non-190 Agreement) <input type="checkbox"/> Expenditure <input type="checkbox"/> Non-Expenditure <input type="checkbox"/> Revenue <input type="checkbox"/> Interdepartmental Contracts

Department: Business and Community Services Division: Land Use & Trans Program Date: 5/8/03
 Originator: Don Newell Phone: x29611 Bldg/Rm: 455/Annex
 Contact: Cathey Kramer Phone: x22589 Bldg/Rm: 455/Annex

Description of Contract: Amendment No. 16 with the City of Fairview for Multnomah County to perform certain maintenance functions on city streets.

RENEWAL: ☐ PREVIOUS CONTRACT #(S): _____
 RFP/BID: _____ RFP/BID-DATE: _____
 EXEMPTION #: _____ ORS/AR #: _____
 EFFECTIVE DATE: _____ EXPIRATION DATE: _____
 CONTRACTOR IS: ☐ MBE ☐ WBE ☐ ESB ☐ QRF State Cert# _____ or ☐ Self Cert ☐ Non-Profit ☐ N/A (Check all boxes that apply)

Contractor	City of Fairview			Remittance address	_____
Address	PO Box 337			(If different)	_____
City/State	Fairview, OR			Payment Schedule / Terms	_____
ZIP Code	97024-0337			<input type="checkbox"/> Lump Sum \$ _____	<input type="checkbox"/> Due on Receipt
Phone	503-665-6235 (Bob Cochran)			<input checked="" type="checkbox"/> Monthly \$ _____	<input type="checkbox"/> Net 30
Employer ID# or SS#	_____			<input type="checkbox"/> Other \$ _____	<input type="checkbox"/> Other
Contract Effective Date	7/1/87	Term Date	_____	<input type="checkbox"/> Requirements Funding Info: _____	
Amendment Effect Date	6/30/03	New Term	6/30/04	Original Requirements Amount	\$ _____
Original Contract Amount	\$ _____			Total Amt of Previous Amendments	\$ _____
Total Amt of Previous Amendments	\$ _____			Requirements Amount Amendment	\$ _____
Amount of Amendment	\$ _____			Total Amount of Requirements	\$ _____
Total Amount of Agreement	\$87,009.00				

REQUIRED SIGNATURES:

Department Manager	<u>D. Newell</u>	DATE	<u>5/15/03</u>
Purchasing Manager	<u>[Signature]</u>	DATE	_____
County Attorney	<u>[Signature]</u>	DATE	<u>5/16/03</u>
County Chair	<u>[Signature]</u>	DATE	<u>6/12/03</u>
Sheriff	_____	DATE	_____
Contract Administration	_____	DATE	_____

COMMENTS: WBS #: ROADM9

DNRJ4178.DOC

APPROVED MULTNOMAH COUNTY
BOARD OF COMMISSIONERS
AGENDA # C-1 DATE 06-12-03
DEB BOGSTAD, BOARD CLERK

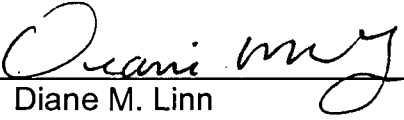
**RENEWAL OF INTERGOVERNMENTAL AGREEMENT NO. 16
CONTRACT NO. 3013087**

This is a renewal of an Intergovernmental Agreement No. 3013087, dated July 1, 1987, between Multnomah County and City of Fairview.

The parties agree:

1. Contract No. 3013087 by its terms expires on June 30, 2003, and shall be renewed for an additional one-year period commencing June 30, 2003 and ending June 30, 2004.
2. All other terms and conditions of the contract shall remain the same.

MULTNOMAH COUNTY, OREGON

By 
Diane M. Linn
Chair of the Board

Title _____


CITY OF FAIRVIEW

By _____
Mike Weatherby, Mayor

Title _____

Reviewed:

AGNES SOWLE, ACTING COUNTY COUNSEL
FOR MULTNOMAH COUNTY

By 

Approved as to form:

Mary Jo Briggs, City Administrator

APPROVED MULTNOMAH COUNTY
BOARD OF COMMISSIONERS
AGENDA # C-1 DATE 06-12-03
DEB BOGSTAD, BOARD CLERK
DNRJ4178.DOC (ROADM9)

Estimated Costs Summary of
Multnomah County's Street Maintenance Activities
For The

City of Fairview

Fiscal Year 2003-2004

Grand Totals of FY 03-04 Items:	\$87,009
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Estimate costs for all items or activities includes mobilization, travel time and unforeseen work.

(Labor x Overhead) + Equipment hours = Crew Hours

Calculated "Total Estimated Cost with Unforeseen Work"

Contract Asphalt Paving

IRIS #	Street	Location	PCI	Length	AC Tons	
604-300	Hancock St NE	226th Ct. to 227th Av.	73	400	141	Engr's Qua
606-100	Schuyler St. NE	226th St. to 227th Av.	78	406	143	Engr's Qua
699-100	226th Ave NE	Schuyler St to Dead End	64	616	217	Engr's Qua
637-100	227th St NE	Halsey St. to Hancock St.	51	669	262	Engr's Qua.width
635-100	227th Ct NE	Hancock St to Ending Point	74	373	132	Engr's Qua
					<u>unit totals</u>	895
					<u>unit cost</u>	\$51
					<u>sub-total</u>	\$45,645

All overlays are 1.5" in depth.

All paving work is contracted to the private sector.

Geotextile fabric for NE 227 Av. - engineer's estimate

\$2,100

Total Estimated Cost with Unforeseen Work (+5%):	\$50,132
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S31 Asphalt Paving Preparation

same limits as "Contract Asphalt Paving"

Fairview may perform necessary tree trimming activities. 12' curb clearance.

Activity	Crew/ Material	Amount	Unit Cost	Sub-Total
S39 Sweeping/ Cleaning with flusher (pave prep treatment & final clean-up)				
	Crew Hours	8	\$125	\$1,000
S42 Tarpot Patching				
	Crew Hours	20	\$250	\$5,000
	1/4"-0 rock / yds	20	\$10.50	\$210
	CRS2 Asphalt Concrete/ gal	900	\$0.50	\$450
S40 AC Patching				
	Crew Hours	6	\$475	\$2,850
	Asphalt Concrete/ ton	8	\$30	\$240
	CRS2 Asphalt Concrete/ gal	20	\$0.50	\$10
S49 Grinder Patching				
	Crew Hours	10	\$475	\$4,750
	Asphalt Concrete/ ton	30	\$30	\$900
	CRS2 Asphalt Concrete/ gal	50	\$0.50	\$25
sub-total of S31				\$15,435

Total Estimated Cost with Unforeseen Work (+15%):

\$17,750

S46 Crack Sealing

Contact Steve for 04 pavement overlay program

Crew Hours	12	\$250	\$3,000
Asphalt Cubes	30	\$10.50	\$315
sub-total			\$3,315

Total Estimated Cost with Unforeseen Work (+15%):

\$3,812

S45 Street Sweeping

Routine sweeping of streets: 6 applications per year of 12 Crew Hours each

Labor/ Material	Amount	Unit Cost	Sub-Total
Crew Hours	72	\$125	\$9,000

Total Estimated Cost with Unforeseen Work (+15%):

\$10,350

V24 Mowing

Roadside mowing and brushing of various city roads and streets twice a year

	Labor/ Material	Amount	Unit Cost	Sub-Total
Crew Hours (without flaggers)		20	\$55	\$1,100

Total Estimated Cost with Unforeseen Work (+15%): \$1,265

tM31 Road Striping

Various Roads - stripe center and shoulder lines - 2 times a year

Total Estimated Cost with Unforeseen Work: \$3,000

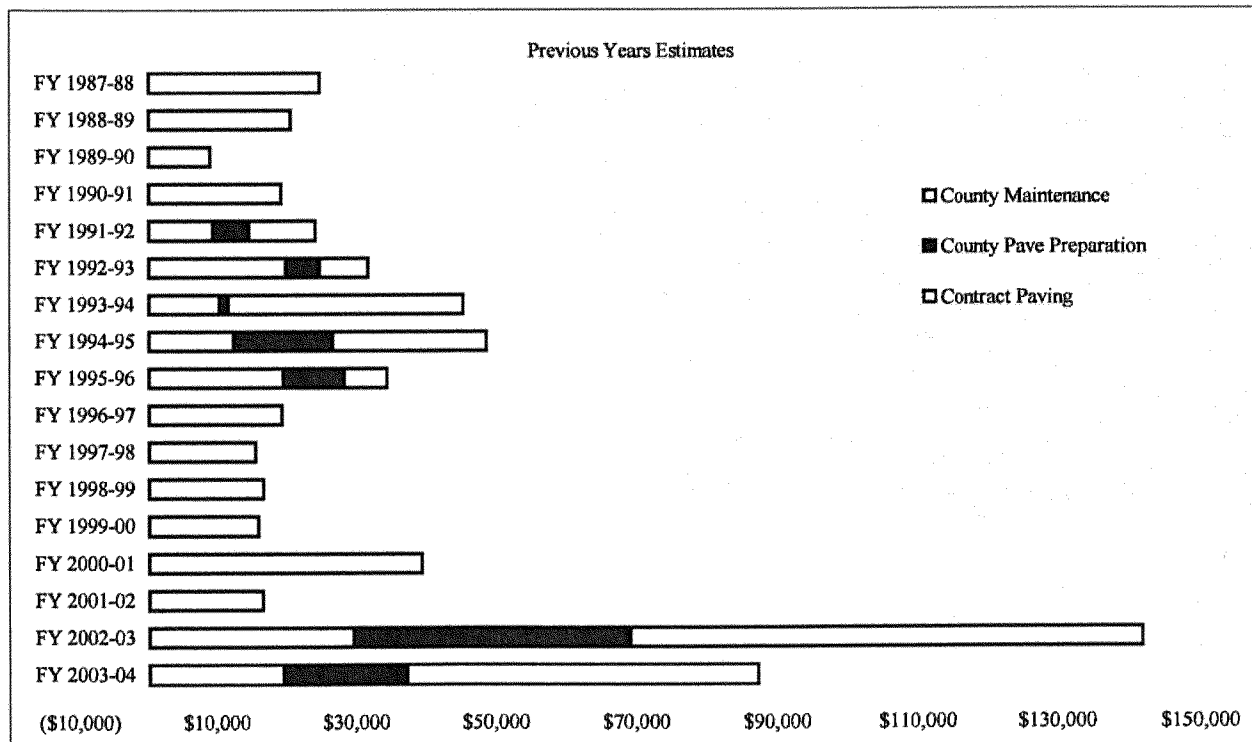
Traffic Signal Maintnenace

Maintain various Traffic Signals or portions thereof

Total Estimated Cost with Unforeseen Work: \$700

Emergency and Unforeseen Work

For emergency and unforeseen work as required by and agreed to by the City and the County.
Cost to be billed at current employee, equipment, material, and overhead charges.



AGENDA PLACEMENT REQUEST

BUD MOD #:

Board Clerk Use Only:

Meeting Date: June 12, 2003

Agenda Item #: C-2

Est. Start Time: 9:30 AM

Date Submitted: 05/19/03

Requested Date: June 12, 2003

Time Requested: Consent Calendar

Department: Business & Community Services

Division: Trans & Land Use Program

Contact/s: Don Newell, Program Manager/Road Maintenance

Phone: (503) 988-5050

Ext.: 29611 **I/O Address:** #425/2nd

Presenters: N/A

Agenda Title: Amendment No. 16 to perform maintenance functions for the City of Troutdale.

(NOTE: If Ordinance, Resolution, Order or Proclamation, provide exact title. For all other submissions, provide clearly written title.)

-
- 1. What action are you requesting from the Board? What is the department/agency recommendation?**

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The City's staff worked with our staff to formulate this year's projected work and the costs.

Required Signatures:



Department/Agency Director:

Date: 05/15/03

Budget Analyst

By:

Date:

Dept/Countywide HR

By:

Date:

MULTNOMAH COUNTY CONTRACT APPROVAL FORM

Pre-approved Contract Boilerplate (with County Attorney signature) ☒ Attached ☐ Not Attached Contract #: 3012987
Amendment #: 16

CLASS I	CLASS II	CLASS III A
Contracts \$75,000 and less per 12 month period	Contracts over \$75,000 per 12 month period	<input checked="" type="checkbox"/> Government Contracts (190 Agreement)
<input type="checkbox"/> Professional Services Contracts <input type="checkbox"/> PCRB Contracts <input type="checkbox"/> Maintenance Agreements <input type="checkbox"/> Licensing Agreements <input type="checkbox"/> Public Works Construction Contracts <input type="checkbox"/> Architectural & Engineering Contracts <input type="checkbox"/> Revenue Contracts <input type="checkbox"/> Grant Contracts <input type="checkbox"/> Non-Expenditure Contracts	<input type="checkbox"/> Professional Services Contracts <input type="checkbox"/> PCRB Contracts <input type="checkbox"/> Maintenance Agreements <input type="checkbox"/> Licensing Agreements <input type="checkbox"/> Public Works Construction Contracts <input type="checkbox"/> Architectural & Engineering Contracts <input type="checkbox"/> Revenue Contracts <input type="checkbox"/> Grant Contracts <input type="checkbox"/> Non-Expenditure Contracts	<input type="checkbox"/> Expenditure <input type="checkbox"/> Non-Expenditure <input checked="" type="checkbox"/> Revenue CLASS III B <input type="checkbox"/> Government Contracts (Non-190 Agreement) <input type="checkbox"/> Expenditure <input type="checkbox"/> Non-Expenditure <input type="checkbox"/> Revenue <input type="checkbox"/> Interdepartmental Contracts

Department: Business and Community Services Division: Land Use & Trans Program Date: 5/8/03
 Originator: Don Newell Phone: x29611 Bldg/Rm: 425/Annex
 Contact: Cathey Kramer Phone: x22589 Bldg/Rm: 455/Annex
 Description of Contract: Amendment No. 16 with the City of Troutdale for Multnomah County to perform certain maintenance functions on city streets.

RENEWAL: ☐ PREVIOUS CONTRACT #(S): _____
 RFP/BID: _____ RFP/BID DATE: _____
 EXEMPTION #: _____ ORS/AR #: _____
 EFFECTIVE DATE: _____ EXPIRATION DATE: _____
 CONTRACTOR IS: ☐ MBE ☐ WBE ☐ ESB ☐ QRF State Cert# _____ or ☐ Self Cert ☐ Non-Profit ☐ N/A (Check all boxes that apply)

Contractor	City of Troutdale			Remittance address	_____
Address	104 SE Kibling Avenue			(If different)	_____
City/State	Troutdale, OR			Payment Schedule / Terms	_____
ZIP Code	97060-2099			<input type="checkbox"/> Lump Sum \$ _____	<input type="checkbox"/> Due on Receipt
Phone	503-667-5175 (Jim Galloway)			<input checked="" type="checkbox"/> Monthly \$ _____	<input type="checkbox"/> Net 30
Employer ID# or SS#	_____			<input type="checkbox"/> Other \$ _____	<input type="checkbox"/> Other
Contract Effective Date	<u>7/1/87</u>	Term Date	_____	<input type="checkbox"/> Requirements Funding Info: _____	
Amendment Effect Date	<u>6/30/03</u>	New Term	<u>6/30/04</u>	Original Requirements Amount	\$ _____
Original Contract Amount	\$ _____			Total Amt of Previous Amendments	\$ _____
Total Amt of Previous Amendments	\$ _____			Requirements Amount Amendment	\$ _____
Amount of Amendment	\$ _____			Total Amount of Requirements	\$ _____
Total Amount of Agreement	\$ <u>\$92,835.00</u>				

REQUIRED SIGNATURES:

Department Manager	<u><i>Don Newell</i></u>	DATE	<u>5/15/03</u>
Purchasing Manager	_____	DATE	_____
County Attorney	<u><i>Matthew O. Ryan</i></u>	DATE	<u>5/16/03</u>
County Chair	<u><i>Dean Wiley</i></u>	DATE	<u>6.12.03</u>
Sheriff	_____	DATE	_____
Contract Administration	_____	DATE	_____

COMMENTS: WBS #: ROADM9
 DNRJ4180.DOC
 APPROVED MULTNOMAH COUNTY BOARD OF COMMISSIONERS
 AGENDA # C-2 DATE 06.12.03
 DEB BOGSTAD, BOARD CLERK

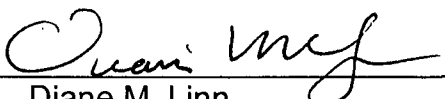
RENEWAL OF INTERGOVERNMENTAL AGREEMENT NO. 16
CONTRACT NO. 3012987

This is a renewal of an Intergovernmental Agreement No. 3012987, dated July 1, 1987, between Multnomah County and City of Troutdale.

The parties agree:

1. Contract No. 3012887 by its terms expires on June 30, 2003, and shall be renewed for an additional one-year period commencing June 30, 2003 and ending June 30, 2004.
2. All other terms and conditions of the contract shall remain the same.

MULTNOMAH COUNTY, OREGON

By 
Diane M. Linn
Chair of the Board

Title _____

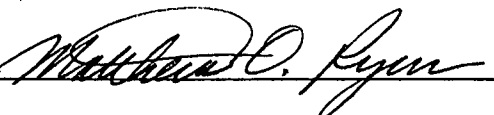
CITY OF TROUTDALE

By _____
Paul Thalhofer, Mayor

Title _____

Reviewed:

AGNES SOWLE, ACTING COUNTY COUNSEL
FOR MULTNOMAH COUNTY

By 

APPROVED MULTNOMAH COUNTY
BOARD OF COMMISSIONERS

AGENDA # C-2 DATE 06-12-03

DEB BOGSTAD, BOARD CLERK

DNRJ4180.DOC (ROADM9)

Approved as to form:

Erik V. Kvarsten, City Administrator

Estimated Costs Summary of
Multnomah County's Street Maintenance Activities
For The

City of Troutdale

Fiscal Year 2003-2004

Grand Totals of FY 03-04 Items:	\$92,835
---------------------------------	-----------------

Estimate costs for all items or activities includes mobilization, travel time and unforeseen work.

Labor & Equipment hours = Crew Hours

Calculated "Total Estimated Cost with Unforeseen Work"

Contract Asphalt Paving

IRIS #	Street	Location	PCI	Length	AC Tons
834-300	SW 15th St	Hensley St to Kandall Ct	69	792	248
843-100	SW Clara Ave	15th St to Dead End	62	655	238
849-300	SW Kings Byway	15th St to Clara Ave	65	665	209

Speed Humps - 2 total: 15th St	30
--------------------------------	----

<i>unit totals</i>	725
--------------------	-----

<i>unit cost</i>	\$55
------------------	------

<i>sub-total</i>	\$39,875
------------------	----------

All overlays are 1.5" in depth.

All paving work is contracted to the private sector.

Total Estimated Cost with Unforeseen Work (+5%):	\$41,869
--	-----------------

S31 Asphalt Paving Preparation

same limits as "Contract Asphalt Paving"

Troutdale may perform necessary tree trimming activities. 12' curb clearance.

<i>Activity</i>	<i>Crew/ Material</i>	<i>Amount</i>	<i>Unit Cost</i>	<i>Sub-Total</i>
S39 Sweeping/ Cleaning with flusher (pave prep treatment & final clean-up)				
	Crew Hours	8	\$125	\$1,000
S42 Tarpot Patching - misc. locations				
	Crew Hours	10	\$250	\$2,500
	1/4"-0 rock / yds	13	\$10.30	\$134
	CRS2 Asphalt Concrete/ gal	600	\$0.50	\$300
S49 Grinder Patching -SW Clara Ave				
	Crew Hours	12	\$475	\$5,700
	Asphalt Concrete/ ton	36	\$30	\$1,080
	CRS2 Asphalt Concrete/ gal	20	\$0.50	\$10
S49 Grinder Patching - profiling only (curb milling) - misc locations				
	Crew Hours	6	\$330	\$1,980
S41 Speed Hump Removal - 2 total on 15th St				
	Crew Hours	2	\$250	\$500
V20 Tree Pruning and Preparation				
	Crew Hours	4	\$60	\$240
<i>sub-total of S31</i>				\$13,444

Total Estimated Cost with Unforeseen Work (+15%):

\$15,461

S45 Street Sweeping

Routine sweeping of streets: 6 applications per year of 36 Crew Hours each

The City will store and dispose of all materials.

<i>Labor/ Material</i>	<i>Amount</i>	<i>Unit Cost</i>	<i>Sub-Total</i>
Crew Hours	216	\$125	\$27,000

Total Estimated Cost with Unforeseen Work (+15%):

\$31,050

V24 Mowing

Roadside mowing and brushing of various city roads and streets twice a year - with flaggers

<i>Crew/ Material</i>	<i>Amount</i>	<i>Unit Cost</i>	<i>Sub-Total</i>
Crew Hours	20	\$85	\$1,700

Total Estimated Cost with Unforeseen Work (+15%):

\$1,955

tM31 Road Striping

Various Roads - stripe center and shoulder lines - 2 times a year

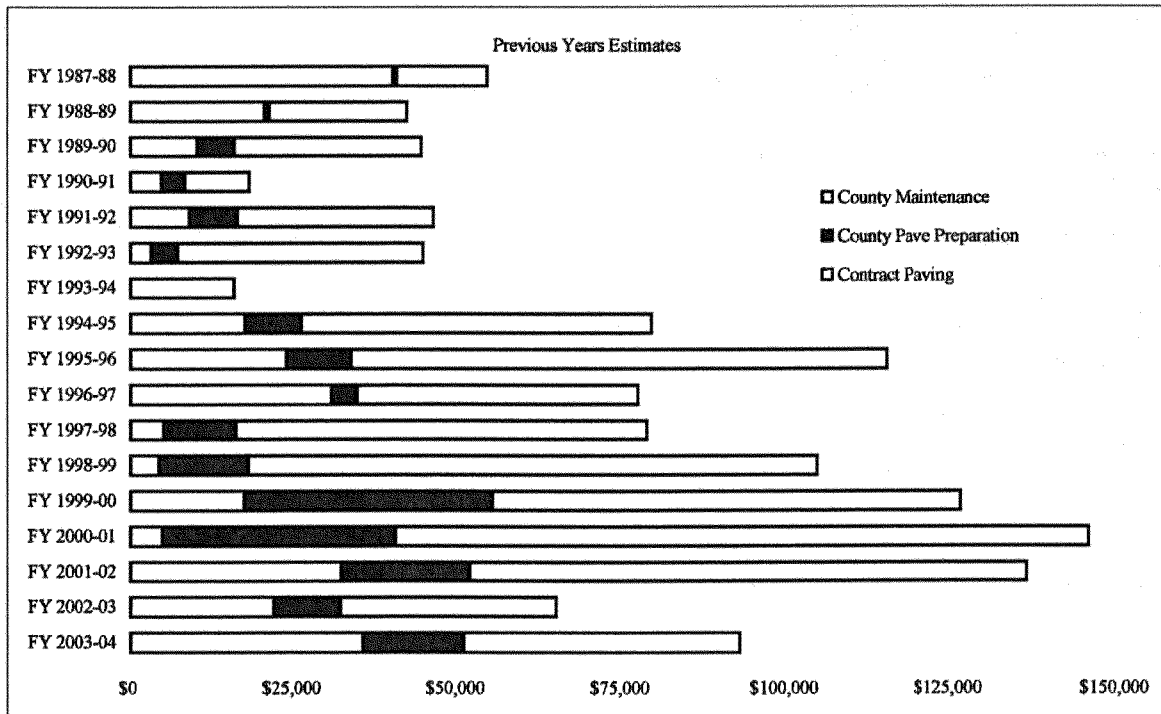
Total Estimated Cost with Unforeseen Work:

\$2,500

E83 Emergency and Unforeseen Work

For emergency and unforeseen work as required by and agreed to by the City and the County.

Cost to be billed at current employee, equipment, material, and overhead charges.



AGENDA PLACEMENT REQUEST

BUD MOD #:

Board Clerk Use Only:

Meeting Date: June 12, 2003

Agenda Item #: C-3

Est. Start Time: 9:30 AM

Date Submitted: 05/19/03

Requested Date: June 12, 2003

Time Requested: Consent Calendar

Department: Business & Community Services

Division: Trans & Land Use Program

Contact/s: Don Newell, Program Manager/Road Maintenance

Phone: (503) 988-5050

Ext.: 29611 **I/O Address:** #425/2nd

Presenters: N/A

Agenda Title: Amendment No. 16 to perform maintenance functions for the City of Wood Village.

(NOTE: If Ordinance, Resolution, Order or Proclamation, provide exact title. For all other submissions, provide clearly written title.)

-
- 1. What action are you requesting from the Board? What is the department/agency recommendation?**

The Department recommends extending the Agreement with the City of Wood Village to provide street maintenance services.

- 2. Please provide sufficient background information for the Board and the public to understand this issue.**

For the past 17 years Multnomah County has entered into an Agreement to provide street maintenance services for the City. This is Amendment No. 16 to the Agreement and describes the estimated work that will be accomplished.

- 3. Explain the fiscal impact (current year and ongoing).**

The estimated dollar values are represented in our Department's FY 03-04 budget.

NOTE: If a Budget Modification or a Contingency Request attach a Budget Modification Expense & Revenues Worksheet and/or a Budget Modification Personnel Worksheet.

If a budget modification, explain:

- ❖ What revenue is being changed and why?
- ❖ What budgets are increased/decreased?
- ❖ What do the changes accomplish?
- ❖ Do any personnel actions result from this budget modification? Explain.
- ❖ Is the revenue one-time-only in nature?
- ❖ If a grant, what period does the grant cover?
- ❖ When the grant expires, what are funding plans?

NOTE: Attach Bud Mod spreadsheet (FORM FROM BUDGET)

If a contingency request, explain:

- ❖ Why was the expenditure not included in the annual budget process?
- ❖ What efforts have been made to identify funds from other sources within the Department/Agency to cover this expenditure?
- ❖ Why are no other department/agency fund sources available?
- ❖ Describe any new revenue this expenditure will produce, any cost savings that will result, and any anticipated payback to the contingency account.
- ❖ Has this request been made before? When? What was the outcome?

If grant application/notice of intent, explain:

- ❖ Who is the granting agency?
- ❖ Specify grant requirements and goals.
- ❖ Explain grant funding detail – is this a one time only or long term commitment?
- ❖ What are the estimated filing timelines?
- ❖ If a grant, what period does the grant cover?
- ❖ When the grant expires, what are funding plans?
- ❖ How will the county indirect and departmental overhead costs be covered?

4. Explain any legal and/or policy issues.

There are no legal or policy issues. We have been providing these services to the City for the past 16 years with this annual Agreement.

5. Explain any citizen and/or other government participation that has or will take place.

The City's staff worked with our staff to formulate this year's projected work and the costs.

Required Signatures:



Department/Agency Director:

Date: 05/15/03

Budget Analyst

By:
Dept/Countywide HR
By:

Date:

Date:

MULTNOMAH COUNTY CONTRACT APPROVAL FORM

Pre-approved Contract Boilerplate (with County Attorney signature) ☒ Attached ☐ Not Attached Contract #: 3012887
Amendment #: 16

CLASS I	CLASS II	CLASS III A
Contracts \$75,000 and less per 12 month period	Contracts over \$75,000 per 12 month period	<input checked="" type="checkbox"/> Government Contracts (190 Agreement)
<input type="checkbox"/> Professional Services Contracts <input type="checkbox"/> PCRB Contracts <input type="checkbox"/> Maintenance Agreements <input type="checkbox"/> Licensing Agreements <input type="checkbox"/> Public Works Construction Contracts <input type="checkbox"/> Architectural & Engineering Contracts <input type="checkbox"/> Revenue Contracts <input type="checkbox"/> Grant Contracts <input type="checkbox"/> Non-Expenditure Contracts	<input type="checkbox"/> Professional Services Contracts <input type="checkbox"/> PCRB Contracts <input type="checkbox"/> Maintenance Agreements <input type="checkbox"/> Licensing Agreements <input type="checkbox"/> Public Works Construction Contracts <input type="checkbox"/> Architectural & Engineering Contracts <input type="checkbox"/> Revenue Contracts <input type="checkbox"/> Grant Contracts <input type="checkbox"/> Non-Expenditure Contracts	<input type="checkbox"/> Expenditure <input type="checkbox"/> Non-Expenditure <input checked="" type="checkbox"/> Revenue CLASS III B <input type="checkbox"/> Government Contracts (Non-190 Agreement) <input type="checkbox"/> Expenditure <input type="checkbox"/> Non-Expenditure <input type="checkbox"/> Revenue <input type="checkbox"/> Interdepartmental Contracts

Department: Business and Community Services Division: Land Use & Trans Program Date: 5/8/03
 Originator: Don Newell Phone: x29611 Bldg/Rm: 425/Annex
 Contact: Cathy Kramer Phone: x22589 Bldg/Rm: 455/Annex
 Description of Contract: Amendment No. 16 with the City of Wood Village for Multnomah County to perform certain maintenance functions on city streets.

RENEWAL: ☐ PREVIOUS CONTRACT #(S): _____
 RFP/BID: _____ RFP/BID DATE: _____
 EXEMPTION #: _____ ORS/AR #: _____
 EFFECTIVE DATE: _____ EXPIRATION DATE: _____
 CONTRACTOR IS: ☐ MBE ☐ WBE ☐ ESB ☐ QRF State Cert# _____ or ☐ Self Cert ☐ Non-Profit ☐ N/A (Check all boxes that apply)

Contractor	City of Wood Village			Remittance address	_____		
Address	2055 NE 238 th Drive			(If different)	_____		
City/State	Wood Village, OR			Payment Schedule / Terms	_____		
ZIP Code	97060			<input type="checkbox"/> Lump Sum \$ _____	<input type="checkbox"/> Due on Receipt		
Phone	503-667-6211 (Carl Malone)			<input checked="" type="checkbox"/> Monthly \$ _____	<input type="checkbox"/> Net 30		
Employer ID# or SS#	_____			<input type="checkbox"/> Other \$ _____	<input type="checkbox"/> Other		
Contract Effective Date	7/1/87	Term Date	_____	<input type="checkbox"/> Requirements Funding Info: _____			
Amendment Effect Date	6/30/03	New Term	6/30/04	Original Requirements Amount	\$ _____		
Original Contract Amount	\$ _____			Total Amt of Previous Amendments	\$ _____		
Total Amt of Previous Amendments	\$ _____			Requirements Amount Amendment	\$ _____		
Amount of Amendment	\$ _____			Total Amount of Requirements	\$ _____		
Total Amount of Agreement	\$ 19,296.00						

REQUIRED SIGNATURES:

Department Manager	<u>[Signature]</u>	DATE	<u>5/15/03</u>
Purchasing Manager	_____	DATE	_____
County Attorney	<u>[Signature]</u>	DATE	<u>5/16/03</u>
County Chair	<u>[Signature]</u>	DATE	<u>6.17.03</u>
Sheriff	_____	DATE	_____
Contract Administration	_____	DATE	_____

COMMENTS: WBS #: ROADM9

DNRJ4179.DOC

APPROVED MULTNOMAH COUNTY
BOARD OF COMMISSIONERS
AGENDA # C-3 DATE 06.12.03
DEB BOGSTAD, BOARD CLERK

**RENEWAL OF INTERGOVERNMENTAL AGREEMENT NO. 16
CONTRACT NO. 3012887**

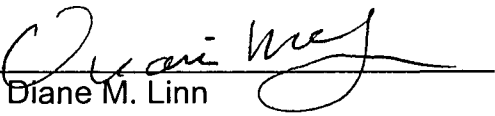
This is a renewal of an Intergovernmental Agreement No. 3012887, dated July 1, 1987, between Multnomah County and City of Wood Village.

The parties agree:

1. Contract No. 3012887 by its terms expires on June 30, 2003, and shall be renewed for an additional one-year period commencing June 30, 2003 and ending June 30, 2004.
2. All other terms and conditions of the Agreement shall remain the same.

MULTNOMAH COUNTY, OREGON

By _____


Diane M. Linn
Chair of the Board

Title _____

CITY OF WOOD VILLAGE

By _____

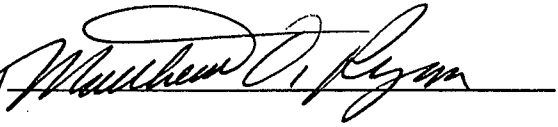
David M. Fuller, Mayor

Title _____

Reviewed:

AGNES SOWLE, ACTING COUNTY COUNSEL
FOR MULTNOMAH COUNTY

By _____



Approved as to form:

Sheila M. Ritz, City Administrator

APPROVED MULTNOMAH COUNTY
BOARD OF COMMISSIONERS
AGENDA # C-3 DATE 06.12.03
DEB BOGSTAD, BOARD CLERK
DNRJ4179.DOC (ROADM9)

Estimated Costs Summary of
Multnomah County's Street Maintenance Activities
For The

City of Wood Village

Fiscal Year 2003-2004

Grand Totals of FY 03-04 Items: \$19,296

Estimate costs for all items or activities includes mobilization, travel time and unforeseen work.

Labor & Equipment hours = Crew Hours

Calculated "Total Estimated Cost with Unforeseen Work"

S46 Crack Sealing

Crew Hours	45	\$260	\$11,700
Asphalt Cubes	67	\$10.50	\$704
		<i>sub-total</i>	\$12,404

Total Estimated Cost with Unforeseen Work (+15%): \$14,265

S45 Street Sweeping

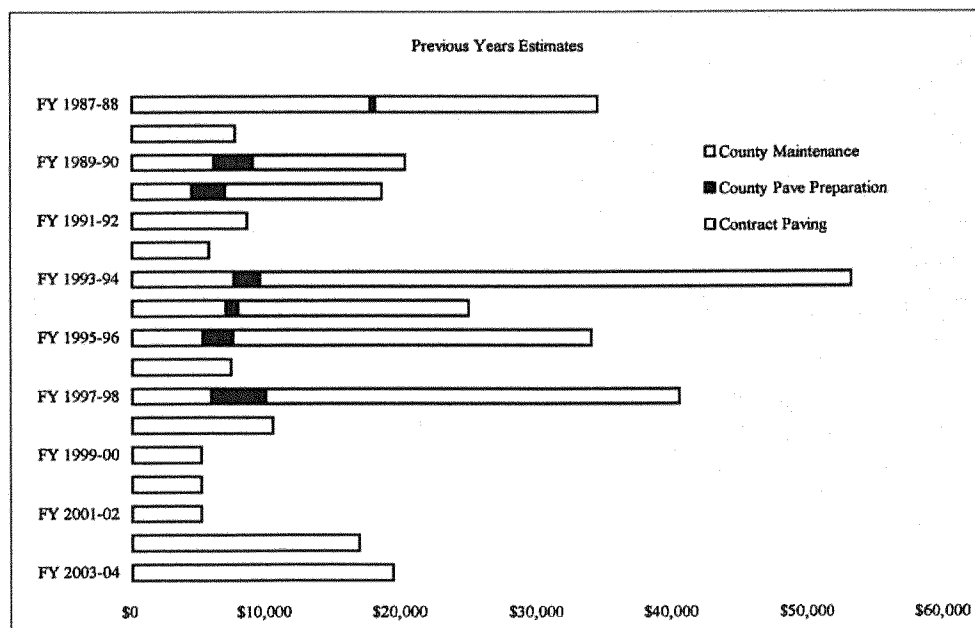
Routine sweeping of streets: 5 applications per year of 7 Crew Hours each

<i>Labor/ Material</i>	<i>Amount</i>	<i>Unit Cost</i>	<i>Sub-Total</i>
Crew Hours	35	\$125	\$4,375

Total Estimated Cost with Unforeseen Work (+15%): \$5,031

Emergency and Unforeseen Work

For emergency and unforeseen work as required by and agreed to by the City and the County.
Cost to be billed at current employee, equipment, material, and overhead charges.



AGENDA PLACEMENT REQUEST

BUD MOD #:

Board Clerk Use Only:

Meeting Date: June 12, 2003

Agenda Item #: C-4

Est. Start Time: 9:30 AM

Date Submitted: 05/19/03

Requested Date: June 12, 2003

Time Requested: N/A

Department: DBCS

Division: Finance/CPCA

Contact/s: Franna Hathaway

Phone: (503)988-5111

Ext.: 22651

I/O Address: 503/4

Presenters: Consent Calendar

Agenda Title: PCRB EXEMPTION REQUEST TO EXTEND THE CONTRACT WITH DOTY & ASSOCIATES FOR LIBRARY SIGNAGE UNTIL JUNE 30, 2004

1. **What action are you requesting from the Board? What is the department/agency recommendation?**

The Library Department is requesting for an extension of Board Order 02-001 to contract with Doty & Associates for library signage until June 30, 2004.

2. **Please provide sufficient background information for the Board and the public to understand this issue.**

The signage contract was bid in 1999 and was awarded to Doty & Associates. Board Order 02-001 was granted to extend the contract until June 30, 2003. The Hillsdale Branch Library, which was identified in the original bid, is still under construction. Because the signage bid package was solicited to ensure standardization and the best competitive pricing, it is in the best interest of Multnomah County to extend the contract until June 30, 2004.

3. **Explain the fiscal impact (current year and ongoing).**

No additional funding will be required.

NOTE: If a Budget Modification or a Contingency Request attach a Budget Modification Expense & Revenues Worksheet and/or a Budget Modification Personnel Worksheet.

If a budget modification, explain: N/A

- ❖ What revenue is being changed and why?
- ❖ What budgets are increased/decreased?
- ❖ What do the changes accomplish?
- ❖ Do any personnel actions result from this budget modification? Explain.
- ❖ Is the revenue one-time-only in nature?
- ❖ If a grant, what period does the grant cover?
- ❖ When the grant expires, what are funding plans?

NOTE: Attach Bud Mod spreadsheet (FORM FROM BUDGET)

If a contingency request, explain: N/A

- ❖ Why was the expenditure not included in the annual budget process?
- ❖ What efforts have been made to identify funds from other sources within the Department/Agency to cover this expenditure?
- ❖ Why are no other department/agency fund sources available?
- ❖ Describe any new revenue this expenditure will produce, any cost savings that will result, and any anticipated payback to the contingency account.
- ❖ Has this request been made before? When? What was the outcome?

If grant application/notice of intent, explain: N/A

- ❖ Who is the granting agency?
- ❖ Specify grant requirements and goals.
- ❖ Explain grant funding detail – is this a one time only or long term commitment?
- ❖ What are the estimated filing timelines?
- ❖ If a grant, what period does the grant cover?
- ❖ When the grant expires, what are funding plans?
- ❖ How will the county indirect and departmental overhead costs be covered?

4. Explain any legal and/or policy issues.

This exemption request is in accord with the requirements of Multnomah County Public Contract Review Board Administrative Rules 300-0050.

5. Explain any citizen and/or other government participation that has or will take place.

N/A

Required Signatures:



Department/Agency Director:

Date: 05/15/03

Budget Analyst

By:

Date:

Dept/Countywide HR

By:

Date:



MEMORANDUM

To: Franna Hathaway, Manager
Central Procurement and Contract Administration

From: Ruth Metz, *pm*
Interim Director of Libraries

Date: April 17, 2003

Re: Request for Exemption Extensions

RECEIVED
PURCHASING SECTION
2003 APR 21 AM 8:00
MULTNOMAH COUNTY

As you are aware there are schedule delays in the construction of Hillsdale Branch Library.

We have three orders that are expiring at the end of this fiscal year. A copy of each is attached however here is a brief summary of each:

Order # 02-001 "Exempting from the Formal Competitive Bid Process an Extension of the Contract with Doty & Associated for Library Signage until June 30, 2003."

Order # 02-002 "Exempting from the Formal Competitive Bid Process an Extension of the Contract with National library Relocations Services until June 30, 2003."

Order # 02-003 "Approving the Extension for Spacesaver Specialist to Provide Library Shelving until June 30, 2003."

We are requesting a one-year extension to this Board Order to insure sufficient time for project completion and opening of Hillsdale Branch Library.

Thank you for your consideration of this request.

Attachments

BEFORE THE BOARD OF COUNTY COMMISSIONERS
FOR MULTNOMAH COUNTY, OREGON
ACTING AS THE PUBLIC CONTRACT REVIEW BOARD

ORDER NO. _____

Approving the Extension of Contract with Doty & Associates for Library Signage until June 30, 2004

The Multnomah County Board of Commissioners Finds:

- a. The Board, acting as the Multnomah County Public Contract Review Board to review, pursuant to PCRB Rule 300-0050, a request from the Department of Library to extend the contract with Doty & Associates for library signage until June 30, 2004.
- b. The signage contract was bid in 1999 and was awarded to Doty & Associates. Board Order 02-001 was granted to extend the contract until June 30, 2003. The Hillsdale Branch Library, which was identified in the original bid, is still under construction. Because the signage bid package was solicited to ensure standardization and the best competitive pricing, it is in the best interest of Multnomah County to extend the contract until June 30, 2004. No additional funding will be required.
- c. This exemption request is in accord with the requirements of Multnomah County Public Contract Review Board Administrative Rule 300-0050.

The Multnomah County Board of Commissioners Orders:

The contract with Doty & Associates for library signage may be extended until June 30, 2004.

ADOPTED this 12th day of June, 2003.

BOARD OF COUNTY COMMISSIONERS
FOR MULTNOMAH COUNTY, OREGON, ACTING
AS THE PUBLIC CONTRACT REVIEW BOARD

Diane M. Linn, Chair

REVIEWED:

AGNES SOWLE, ACTING COUNTY ATTORNEY
FOR MULTNOMAH COUNTY, OREGON

By



John Thomas, Assistant County Attorney

BEFORE THE BOARD OF COUNTY COMMISSIONERS
FOR MULTNOMAH COUNTY, OREGON
ACTING AS THE PUBLIC CONTRACT REVIEW BOARD

ORDER NO. 03-077

Approving the Extension of Contract with Doty & Associates for Library Signage until June 30, 2004

The Multnomah County Board of Commissioners Finds:

- a. The Board, acting as the Multnomah County Public Contract Review Board to review, pursuant to PCRB Rule 300-0050, a request from the Department of Library to extend the contract with Doty & Associates for library signage until June 30, 2004.
- b. The signage contract was bid in 1999 and was awarded to Doty & Associates. Board Order 02-001 was granted to extend the contract until June 30, 2003. The Hillsdale Branch Library, which was identified in the original bid, is still under construction. Because the signage bid package was solicited to ensure standardization and the best competitive pricing, it is in the best interest of Multnomah County to extend the contract until June 30, 2004. No additional funding will be required.
- c. This exemption request is in accord with the requirements of Multnomah County Public Contract Review Board Administrative Rule 300-0050.

The Multnomah County Board of Commissioners Orders:

The contract with Doty & Associates for library signage may be extended until June 30, 2004.

ADOPTED this 12th day of June, 2003.



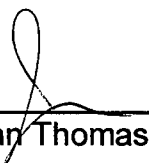
BOARD OF COUNTY COMMISSIONERS
FOR MULTNOMAH COUNTY, OREGON, ACTING
AS THE PUBLIC CONTRACT REVIEW BOARD



Diane M. Linn, Chair

REVIEWED:

AGNES SOWLE, ACTING COUNTY ATTORNEY
FOR MULTNOMAH COUNTY, OREGON

By 

John Thomas, Assistant County Attorney

AGENDA PLACEMENT REQUEST

BUD MOD #:

Board Clerk Use Only:

Meeting Date: June 12, 2003

Agenda Item #: C-5

Est. Start Time: 9:30 AM

Date Submitted: 05/16/03

Requested Date: June 12, 2003

Time Requested: N/A

Department: DBCS

Division: Finance/CPCA

Contact/s: Franna Hathaway

Phone: (503)988-5111

Ext.: 22651

I/O Address: 503/4

Presenters: Consent Calendar

Agenda Title: ORDER Approving the Extension of Contract with National Library Relocation Services until June 30, 2004

1. What action are you requesting from the Board? What is the department/agency recommendation?

The Library Department is requesting for an extension of Board Order 02-002 to contract with National Library Relocation Services until June 30, 2004.

2. Please provide sufficient background information for the Board and the public to understand this issue.

The book moving contract was bid in 1998 and was awarded to National Library Relocation Services. Board Order 02-002 was granted to extend the contract until June 30, 2003. The Hillsdale Branch Library, which was identified in the original bid, is still under construction. It is in the best interest of Multnomah County to extend the contract until June 30, 2004, because it will allow the Department continuity in the planning process and avoid cost increases.

3. Explain the fiscal impact (current year and ongoing).

No additional funding will be required.

NOTE: If a Budget Modification or a Contingency Request attach a Budget Modification Expense & Revenues Worksheet and/or a Budget Modification Personnel Worksheet.

If a budget modification, explain: N/A

- ❖ What revenue is being changed and why?
- ❖ What budgets are increased/decreased?
- ❖ What do the changes accomplish?
- ❖ Do any personnel actions result from this budget modification? Explain.
- ❖ Is the revenue one-time-only in nature?
- ❖ If a grant, what period does the grant cover?
- ❖ When the grant expires, what are funding plans?

NOTE: Attach Bud Mod spreadsheet (FORM FROM BUDGET)

If a contingency request, explain: N/A

- ❖ Why was the expenditure not included in the annual budget process?
- ❖ What efforts have been made to identify funds from other sources within the Department/Agency to cover this expenditure?
- ❖ Why are no other department/agency fund sources available?
- ❖ Describe any new revenue this expenditure will produce, any cost savings that will result, and any anticipated payback to the contingency account.
- ❖ Has this request been made before? When? What was the outcome?

If grant application/notice of intent, explain: N/A

- ❖ Who is the granting agency?
- ❖ Specify grant requirements and goals.
- ❖ Explain grant funding detail – is this a one time only or long term commitment?
- ❖ What are the estimated filing timelines?
- ❖ If a grant, what period does the grant cover?
- ❖ When the grant expires, what are funding plans?
- ❖ How will the county indirect and departmental overhead costs be covered?

4. Explain any legal and/or policy issues.

This exemption request is in accord with the requirements of Multnomah County Public Contract Review Board Administrative Rules 300-0050.

5. Explain any citizen and/or other government participation that has or will take place.

N/A

Required Signatures:



Department/Agency Director:

Date: 05/15/03

Budget Analyst

By:

Date:

Dept/Countywide HR

By:

Date:



MEMORANDUM

RECEIVED
PURCHASING SECTION
2003 APR 21 AM 8:00
MULTNOMAH COUNTY

To: Franna Hathaway, Manager
Central Procurement and Contract Administration

From: Ruth Metz, *RM*
Interim Director of Libraries

Date: April 17, 2003

Re: Request for Exemption Extensions

As you are aware there are schedule delays in the construction of Hillsdale Branch Library.

We have three orders that are expiring at the end of this fiscal year. A copy of each is attached however here is a brief summary of each:

Order # 02-001 "Exempting from the Formal Competitive Bid Process an Extension of the Contract with Doty & Associated for Library Signage until June 30, 2003."

Order # 02-002 "Exempting from the Formal Competitive Bid Process an Extension of the Contract with National library Relocations Services until June 30, 2003."

Order # 02-003 "Approving the Extension for Spacesaver Specialist to Provide Library Shelving until June 30, 2003."

We are requesting a one-year extension to this Board Order to insure sufficient time for project completion and opening of Hillsdale Branch Library.

Thank you for your consideration of this request.

Attachments

BEFORE THE BOARD OF COUNTY COMMISSIONERS
FOR MULTNOMAH COUNTY, OREGON
ACTING AS THE PUBLIC CONTRACT REVIEW BOARD

ORDER NO. _____

Approving the Extension of Contract with National Library Relocation Services until June 30, 2004

The Multnomah County Board of Commissioners Finds:

- a. The Board, acting as the Multnomah County Public Contract Review Board to review, pursuant to PCRB Rule 300-0050, a request from the Department of Library to extend the contract with National Library Relocation Services until June 30, 2004.
- b. The book moving contract was bid in 1998 and was awarded to National Library Relocation Services. Board Order 02-002 was granted to extend the contract until June 30, 2003. The Hillsdale Branch Library, which was identified in the original bid, is still under construction. It is in the best interest of Multnomah County to extend the contract until June 30, 2004, because it will allow the Department continuity in the planning process and avoid cost increases. No additional funding will be required.
- c. This exemption request is in accord with the requirements of Multnomah County Public Contract Review Board Administrative Rule 300-0050.

The Multnomah County Board of Commissioners Orders:

The contract with National Library Relocation Services may be extended until June 30, 2004.

ADOPTED this 12th day of June, 2003.

BOARD OF COUNTY COMMISSIONERS
FOR MULTNOMAH COUNTY, OREGON, ACTING
AS THE PUBLIC CONTRACT REVIEW BOARD

Diane M. Linn, Chair

REVIEWED:

AGNES SOWLE, ACTING COUNTY ATTORNEY
FOR MULTNOMAH COUNTY, OREGON

By  _____
John Thomas, Assistant County Attorney

BEFORE THE BOARD OF COUNTY COMMISSIONERS
FOR MULTNOMAH COUNTY, OREGON
ACTING AS THE PUBLIC CONTRACT REVIEW BOARD

ORDER NO. 03-078

Approving the Extension of Contract with National Library Relocation Services until June 30, 2004

The Multnomah County Board of Commissioners Finds:

- a. The Board, acting as the Multnomah County Public Contract Review Board to review, pursuant to PCRB Rule 300-0050, a request from the Department of Library to extend the contract with National Library Relocation Services until June 30, 2004.
- b. The book moving contract was bid in 1998 and was awarded to National Library Relocation Services. Board Order 02-002 was granted to extend the contract until June 30, 2003. The Hillsdale Branch Library, which was identified in the original bid, is still under construction. It is in the best interest of Multnomah County to extend the contract until June 30, 2004, because it will allow the Department continuity in the planning process and avoid cost increases. No additional funding will be required.
- c. This exemption request is in accord with the requirements of Multnomah County Public Contract Review Board Administrative Rule 300-0050.

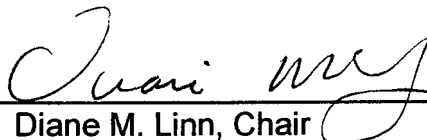
The Multnomah County Board of Commissioners Orders:

The contract with National Library Relocation Services may be extended until June 30, 2004.

ADOPTED this 12th day of June, 2003.



BOARD OF COUNTY COMMISSIONERS
FOR MULTNOMAH COUNTY, OREGON, ACTING
AS THE PUBLIC CONTRACT REVIEW BOARD



Diane M. Linn, Chair

REVIEWED:

AGNES SOWLE, ACTING COUNTY ATTORNEY
FOR MULTNOMAH COUNTY, OREGON

By



John Thomas, Assistant County Attorney

AGENDA PLACEMENT REQUEST

BUD MOD #:

Board Clerk Use Only:

Meeting Date: June 12, 2003

Agenda Item #: C-6

Est. Start Time: 9:30 AM

Date Submitted: 05/16/03

Requested Date: June 12, 2003

Time Requested: N/A

Department: DBCS

Division: Finance/CPCA

Contact/s: Franna Hathaway

Phone: (503)988-5111

Ext.: 22651

I/O Address: 503/4

Presenters: Consent Calendar

Agenda Title: PCRB EXEMPTION REQUEST TO EXTEND THE CONTRACT WITH SPACESAVER SPECIALIST FOR LIBRARY SHELVING UNTIL JUNE 30, 2004

1. What action are you requesting from the Board? What is the department/agency recommendation?

The Library Department is requesting for an extension of Board Order 02-003 to contract with Spacesaver Specialist for library shelving until June 30, 2004.

2. Please provide sufficient background information for the Board and the public to understand this issue.

The Library was granted Board Order 98-157 to contract with Spacesaver Specialist for the library to have interchangeable shelving throughout the library system. Board Order 02-003 was granted to extend the exemption to June 30, 2003. Because the Hillsdale Branch Library is still under construction, extending the contract until June 30, 2004 is required for the Department to achieve the goal of interchangeable shelving throughout the library system.

3. Explain the fiscal impact (current year and ongoing).

No additional funding is required.

NOTE: If a Budget Modification or a Contingency Request attach a Budget Modification Expense & Revenues Worksheet and/or a Budget Modification Personnel Worksheet.

If a budget modification, explain: N/A

- ❖ What revenue is being changed and why?
- ❖ What budgets are increased/decreased?
- ❖ What do the changes accomplish?
- ❖ Do any personnel actions result from this budget modification? Explain.
- ❖ Is the revenue one-time-only in nature?
- ❖ If a grant, what period does the grant cover?
- ❖ When the grant expires, what are funding plans?

NOTE: Attach Bud Mod spreadsheet (FORM FROM BUDGET)

If a contingency request, explain: N/A

- ❖ Why was the expenditure not included in the annual budget process?
- ❖ What efforts have been made to identify funds from other sources within the Department/Agency to cover this expenditure?
- ❖ Why are no other department/agency fund sources available?
- ❖ Describe any new revenue this expenditure will produce, any cost savings that will result, and any anticipated payback to the contingency account.
- ❖ Has this request been made before? When? What was the outcome?

If grant application/notice of intent, explain: N/A

- ❖ Who is the granting agency?
- ❖ Specify grant requirements and goals.
- ❖ Explain grant funding detail – is this a one time only or long term commitment?
- ❖ What are the estimated filing timelines?
- ❖ If a grant, what period does the grant cover?
- ❖ When the grant expires, what are funding plans?
- ❖ How will the county indirect and departmental overhead costs be covered?

4. Explain any legal and/or policy issues.

This exemption request is in accord with the requirements of Multnomah County Public Contract Review Board Administrative Rules 300-0050.

5. Explain any citizen and/or other government participation that has or will take place.

N/A

Required Signatures:



Department/Agency Director:

Date: 05/15/03

Budget Analyst

By:

Date:

Dept/Countywide HR

By:

Date:



MEMORANDUM

RECEIVED
PURCHASING SECTION
2003 APR 21 AM 8:00
MULTNOMAH COUNTY

To: Franna Hathaway, Manager
Central Procurement and Contract Administration

From: Ruth Metz, *RM*
Interim Director of Libraries

Date: April 17, 2003

Re: Request for Exemption Extensions

As you are aware there are schedule delays in the construction of Hillsdale Branch Library.

We have three orders that are expiring at the end of this fiscal year. A copy of each is attached however here is a brief summary of each:

Order # 02-001 "Exempting from the Formal Competitive Bid Process an Extension of the Contract with Doty & Associated for Library Signage until June 30, 2003."

Order # 02-002 "Exempting from the Formal Competitive Bid Process an Extension of the Contract with National library Relocations Services until June 30, 2003."

Order # 02-003 "Approving the Extension for Spacesaver Specialist to Provide Library Shelving until June 30, 2003."

We are requesting a one-year extension to this Board Order to insure sufficient time for project completion and opening of Hillsdale Branch Library.

Thank you for your consideration of this request.

Attachments

BEFORE THE BOARD OF COUNTY COMMISSIONERS
FOR MULTNOMAH COUNTY, OREGON
ACTING AS THE PUBLIC CONTRACT REVIEW BOARD

ORDER NO. _____

Approving the Extension of Contract with Spacesaver Specialist for library shelving until June 30, 2004

The Multnomah County Board of Commissioners Finds:

- a. The Board, acting as the Multnomah County Public Contract Review Board to review, pursuant to PCRB Rule 300-0050, a request from the Department of Library to extend the contract with Spacesaver Specialist for library shelving until June 30, 2004.
- b. The Library was granted Board Order 98-157 to contract with Spacesaver Specialist for the library to have interchangeable shelving throughout the library system. Board Order 02-003 was granted to extend the exemption to June 30, 2003. Because the Hillsdale Branch Library is still under construction, extending the contract until June 30, 2004 is required for the Department to achieve the goal of interchangeable shelving throughout the library system. No additional funding will be required.
- c. This exemption request is in accord with the requirements of Multnomah County Public Contract Review Board Administrative Rule 300-0050.

The Multnomah County Board of Commissioners Orders:

The contract with Spcasesaver Specialist for library shelving may be extended until June 30, 2004.

ADOPTED this 12th day of June, 2003.

BOARD OF COUNTY COMMISSIONERS
FOR MULTNOMAH COUNTY, OREGON, ACTING
AS THE PUBLIC CONTRACT REVIEW BOARD

Diane M. Linn, Chair

REVIEWED:

AGNES SOWLE, ACTING COUNTY ATTORNEY
FOR MULTNOMAH COUNTY, OREGON

By _____

John Thomas, Assistant County Attorney

BEFORE THE BOARD OF COUNTY COMMISSIONERS
FOR MULTNOMAH COUNTY, OREGON
ACTING AS THE PUBLIC CONTRACT REVIEW BOARD

ORDER NO. 03-079

Approving the Extension of Contract with Spacesaver Specialist for Library Shelving until June 30, 2004

The Multnomah County Board of Commissioners Finds:

- a. The Board, acting as the Multnomah County Public Contract Review Board to review, pursuant to PCRB Rule 300-0050, a request from the Department of Library to extend the contract with Spacesaver Specialist for library shelving until June 30, 2004.
- b. The Library was granted Board Order 98-157 to contract with Spacesaver Specialist for the library to have interchangeable shelving throughout the library system. Board Order 02-003 was granted to extend the exemption to June 30, 2003. Because the Hillsdale Branch Library is still under construction, extending the contract until June 30, 2004 is required for the Department to achieve the goal of interchangeable shelving throughout the library system. No additional funding will be required.
- c. This exemption request is in accord with the requirements of Multnomah County Public Contract Review Board Administrative Rule 300-0050.

The Multnomah County Board of Commissioners Orders:

The contract with Spacesaver Specialist for library shelving may be extended until June 30, 2004.

ADOPTED this 12th day of June, 2003.




BOARD OF COUNTY COMMISSIONERS
FOR MULTNOMAH COUNTY, OREGON, ACTING
AS THE PUBLIC CONTRACT REVIEW BOARD



Diane M. Linn, Chair

REVIEWED:

AGNES SOWLE, ACTING COUNTY ATTORNEY
FOR MULTNOMAH COUNTY, OREGON

By 

John Thomas, Assistant County Attorney

AGENDA PLACEMENT REQUEST

BUD MOD #: MCSO-03 EXT-17

APPROVED MULTNOMAH COUNTY
BOARD OF COMMISSIONERS
AGENDA # C-7 DATE 06.12.03
DEB BOGSTAD, BOARD CLERK

Board Clerk Use Only:

Meeting Date: June 12, 2003
Agenda Item #: C-7
Est. Start Time: 9:30 AM
Date Submitted: 05/30/03

Requested Date: June 12, 2003

Time Requested: N/A

Department: Sheriff's Office

Division: Enforcement

Contact/s: Sharie Lewis

Phone: 503 988-4415

Ext.: 84415

I/O Address: 503/350

Presenters: Sharie Lewis & Sgt. Jason Gates

Agenda Title: Budget Modification MCSO-03 EXT-17 to appropriate \$37,470 of revenue into this fiscal year's budget from the Oregon Department of State Police, to pay for equipment to improve efficiency and effectiveness of HAZMAT team.

NOTE: If Ordinance, Resolution, Order or Proclamation, provide exact title. For all other submissions, provide clearly written title.

- 1. What action are you requesting from the Board? What is the department/agency recommendation?** Board approval of bud mod
- 2. Please provide sufficient background information for the Board and the public to understand this issue.** The Oregon Department of State Police will pay the Sheriff's Office for equipment to improve efficiency and effectiveness of the Sheriff's Office HAZMAT team (detail list of equipment below). This team is responsible for emergency response in Multnomah, Clackamas, Hood River, Columbia and Wasco Counties. This grant will assist in filling gaps observed in service during recent WMD/Terrorist attack exercises. The equipment will contribute greatly to the safety of emergency personnel, reduction of casualties and benefit the overall efficiency of the scene management.

Equipment List: 48- Level B Tychem 9400 chemical protective suits, 48- Saranex 23P chemical protective suits, 4-soft nitrile disposable gloves, 22-hazmat boots, 4-MSA

Advantage 1000 CBA-RCA Masks, 27-Advantage 1000 chem/bio cartridges, 22-custom air vescape respirators (aluminum), 22-MSA pulsar 02 alarms, 22-radiation alert pens, 2-dosimeter pens 500 mR, 11-communication bone mic's that adapt to motorola, 11-communication cord sets that adapt to motorola and 23-gear bags.

3. Explain the fiscal impact (current year and ongoing).

This budget modification adds \$37,470 in additional revenue for FY 02/03 Enforcement budget from the Oregon Department of State Police to pay for equipment to improve efficiency and effectiveness of the HAZMAT team. No personnel are affected by this revenue generating grant, it does not pay indirect and no matching funds are required.

4. Explain any legal and/or policy issues.


None

5. Explain any citizen and/or other government participation that has or will take place.

None

Required Signatures:

Department/Agency Director:



Date: 05/27/03

Budget Analyst

By:

Christian Yeager

Date: 05/30/03

Dept/Countywide HR

By:

Date:

1. REQUEST FOR PLACEMENT ON THE AGENDA FOR: _____

(Date)

DEPARTMENT: Multnomah County Sheriff's OfficeDIVISION: N/ACONTACT: Sharie LewisPHONE: 988-4813

* NAME(S) OF PERSON MAKING PRESENTATION TO BOARD: _____

Sharie Lewis & Sgt. Jason GatesSUGGESTED AGENDA TITLE (To assist in preparing a description for the printed agenda)

Budget Modification to request approval of \$37,470 of Revenue from the Oregon Department of State Police for equipment purchases for Sheriff's Office Law Enforcement Hazmat First Responder Program.

2. DESCRIPTION OF MODIFICATION: [Explain the changes being made: What budget does it increase / decrease? What do the changes accomplish? Where does the money come from?]

[] PERSONNEL CHANGES ARE SHOWN IN DETAIL ON THE ATTACHED SHEET

This bud modification adds \$37,470 in additional revenue for the FY 02/03 Enforcement budget which will pay for equipment to improve efficiency and effectiveness of the Sheriff's Office HAZMAT team (see list below). This team is responsible for emergency response in Multnomah, Clackamas, Hood River, Columbia and Wasco Counties. This grant will assist in filling gaps observed in service during recent WMD/Terrorist attack exercises. This equipment which will contribute greatly to the safety of emergency personnel, reduction of casualties and benefit the overall efficiency of the scene management. This grant does not pay indirect and does not require matching funds.

Equipment List: 48- Level B Tychem 9400 chemical protective suits, 48- Saranex 23P chemical protective suits, 4-soft nitrile disposable gloves, 22-hazmat boots, 4-MSA Advantage 1000 CBA-RCA Masks, 27-Advantage 1000 chem/bio cartridges, 22-custom air vescape respirators (aluminum), 22-MSA pulsar 02 alarms, 22-radiation alert pens, 2-dosimeter pens 500 mR, 11-communication bone mic's that adapt to motorola, 11-communication cord sets that adapt to motorola and 23-gear bags.

3. REVENUE IMPACT: [Explain revenues being changed and reason for the change]

Adds revenue from Oregon Department of State Police

\$37,470

TOTAL \$37,470

4. CONTINGENCY STATUS [To Be Completed by Budget & Planning]

(Specify Fund) Fund Contingency BEFORE THIS MODIFICATION (as of _____): \$ _____
AFTER THIS MODIFICATION: \$ _____

Originated By: _____

Date: 5/29/03Department Director: Bernie HiestandDate: 5/30/03

Plan / Budget Analyst: _____

Date: 5/30/03

Employee Services: _____

Date: _____

Board Approval: _____

Date: _____

BUDGET MODIFICATION: # MCSO 03-EXT- 17

EXPENDITURES & REVENUES

This bud mod allocates funding for OR Dept of State Police HAZMAT

Budget Fiscal Year: 02/03

Line No.	Fund Center	Fund Code	Accounting Unit			Cost Element	Current Amount	Revised Amount	Change Increase/ (Decrease)	Subtotal	Description
			Internal Order	Cost Center	WBS Element						
1	60-50	1505			SOENF.DPP	60240	-	37,470.00	37,470.00		Supplies
2	60-50	1505			SOENF.DPP	50190	-	(37,470.00)	(37,470.00)		Fed/State Revenue
3							-	-			
4							-	-			
5								0			
6								0			
7								0			
8								0			
9								0			
10								0			
11								0			
12								0			
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24								0			
25								0			
26								0			
27								0			
28								0			
29								0			
									0	0	Total - Page 1
									0	0	GRAND TOTAL

OREGON DEPARTMENT OF STATE POLICE
CRIMINAL JUSTICE SERVICES DIVISION
STATE DOMESTIC PREPAREDNESS EQUIPMENT PROGRAM GRANT

GRANT AWARD CONDITIONS AND CERTIFICATIONS

PROGRAM NAME:	Law Enforcement Hazmat First Responder Program	GRANT NO:	# 01-113
GRANTEE:	Multnomah County Sheriff's Office	FY 2001 AWARD:	\$37,470
ADDRESS:	12240 NE Glisan Portland, OR 97230	AWARD PERIOD:	12/1/02 thru 4/30/04
PROGRAM DIRECTOR:	Captain Garr Nielsen	TELEPHONE:	(503) 251-2451
PROGRAM CONTACT:	Sgt. Jason Gates	TELEPHONE:	(503) 251-2451
		FAX:	(503) 253-2663
FISCAL CONTACT:	David Braaksma	TELEPHONE:	(503) 988-4415

BUDGET

INCOME

Federal Grant Funds \$37,470

TOTAL INCOME: \$37,470

EXPENSES

Equipment \$37,470

TOTAL EXPENSES: \$37,470

This document along with the terms and conditions and grant application attached hereto, the *Grant Management Handbook* and any other document referenced, constitutes an agreement between the Criminal Justice Services Division (CJSD) of the Department of State Police and the Grantee. No waiver, consent, modification or change of terms of this agreement shall be binding unless agreed to in writing and signed by both the Grantee and CJSD. Such waiver, consent, modification or change, if made, shall be effective only in the specific instance and for the specific purpose given. There are no understandings, agreements, or representations, oral or written, not specified herein regarding this agreement. The Grantee, by signature of its authorized representative, hereby acknowledges that he/she has read this agreement, understands it, and agrees to be bound by its terms and conditions (including all references to other documents). Failure to comply with this agreement and with applicable state and federal rules and guidelines may result in the withholding of reimbursement, the termination or suspension of the agreement, denial of future grants, and/or damages to CJSD.

**MULTNOMAH COUNTY BOARD OF COMMISSIONERS
PUBLIC TESTIMONY SIGN-UP**

Please complete this form and return to the Board Clerk

This form is a public record

MEETING DATE: 6/12/03
SUBJECT: Health Care - R&I Public Comment

AGENDA NUMBER OR TOPIC: Public (Comment Budget)?

FOR: _____ AGAINST: _____ THE ABOVE AGENDA ITEM

NAME: Jimmy D. Whittenburg

ADDRESS: 2116 N.E. 18th Avenue

CITY/STATE/ZIP: Portland, OR 97212

PHONE: _____ DAYS: 503 281-3697 EVES: Same

EMAIL: whittenburg.jim@netscape.net FAX: Same

SPECIFIC ISSUE: Public Comment

WRITTEN TESTIMONY: none

IF YOU WISH TO ADDRESS THE BOARD:

1. Please complete this form and return to the Board Clerk.
2. Address the County Commissioners from the presenter table microphones. Please limit your comments to **3 minutes**.
3. State your name for the official record.
4. If written documentation is presented, please furnish one copy to the Board Clerk.

IF YOU WISH TO SUBMIT WRITTEN COMMENTS TO THE BOARD:

1. Please complete this form and return to the Board Clerk.
2. Written testimony will be entered into the official record.

BEFORE THE BOARD OF COUNTY COMMISSIONERS
FOR MULTNOMAH COUNTY, OREGON

PROCLAMATION NO. 03-081

Proclaiming June 12, 2003 Financial Mastermind Day in Recognition of the Outstanding Work of Multnomah County's Chief Financial Officer Dave Boyer

The Multnomah County Board of Commissioners Finds:

- a. Dave Boyer became Finance Director in June 1988. Prior that he served as the County's Treasury Manager for six years and Accounting Supervisor for three years.
- b. Dave Boyer received his permanent designation as a certified cash manager in 1991.
- c. Dave Boyer has made it his highest priority to safeguard the County's fiscal standing and financial ratings.
- d. Dave Boyer has prepared the County's Comprehensive Annual Financial Report, which has received the Certificate of Achievement for Excellence in Financial Reporting for the past 19 years.
- e. Dave Boyer was integral in instituting the Oregon PERS reform. It only took five years!
- f. Dave Boyer has shown dedication in representing Multnomah County during the PERS reform while proactively mitigating the impact on employee's lives and retirement.
- g. Dave Boyer was dubbed "tax man" for his hard work on the many details of the County's Personal Income Tax.
- h. Dave Boyer is known for his unwavering support, guidance and desire to provide growth opportunities and is genuinely appreciated by his staff, the Board, and all employees of Multnomah County.

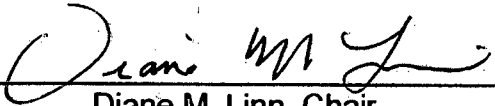
The Multnomah County Board of Commissioners Proclaims:

June 12, 2003 is Financial Mastermind Day in Recognition of the Outstanding Work of Multnomah County's Chief Financial Officer, Dave Boyer.

ADOPTED this 12th day of June, 2003.



BOARD OF COUNTY COMMISSIONERS
FOR MULTNOMAH COUNTY, OREGON


Diane M. Linn, Chair

BEFORE THE BOARD OF COUNTY COMMISSIONERS
FOR MULTNOMAH COUNTY, OREGON

PROCLAMATION NO. 03-081

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- b. Dave Boyer received his permanent designation as a certified cash manager in 1991.
- c. Dave Boyer has made it his highest priority to safeguard the County's fiscal standing and financial ratings.
- d. Dave Boyer has prepared the County's Comprehensive Annual Financial Report, which has received the Certificate of Achievement for Excellence in Financial Reporting for the past 19 years.
- e. Dave Boyer was integral in instituting the Oregon PERS reform. It only took five years!
- f. Dave Boyer has shown dedication in representing the Multnomah County during the PERS reform while proactively mitigating the impact on employee's lives and retirement.
- g. Dave Boyer was dubbed "tax man" for his hard work on the many details of the County's Personal Income Tax.
- h. Dave Boyer is known for his unwavering support, guidance and desire to provide growth opportunities and is genuinely appreciated by his staff. — *AMENDED*

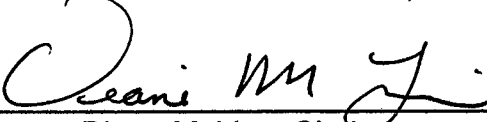
The Multnomah County Board of Commissioners Proclaims:

June 12, 2003 is Financial Mastermind Day in Recognition of the Outstanding Work of Multnomah County's Chief Financial Officer, Dave Boyer.

ADOPTED this 12th day of June, 2003.



BOARD OF COUNTY COMMISSIONERS
FOR MULTNOMAH COUNTY, OREGON


Diane M. Linn, Chair

AGENDA PLACEMENT REQUEST

BUD MOD #:

Board Clerk Use Only:

Meeting Date: June 12, 2003

Agenda Item #: R-1

Est. Start Time: 9:30 AM

Date Submitted: 06/03/03

Requested Date: June 12, 2003

Time Requested: 60 min.

Department: Business & Community Services

Division: Budget Office

Contact/s: Karyne Dargan

Phone: 503 988-5015

Ext.: 22457

I/O Address: 503/4

Presenters: Karyne Dargan, Budget Office

Agenda Title: Adopting the FY 2003-04 Budget

NOTE: If Ordinance, Resolution, Order or Proclamation, provide exact title. For all other submissions, provide clearly written title.

- 1. What action are you requesting from the Board? What is the department/agency recommendation?**

It is recommended that the Board of County Commissioners adopt the Budget for FY 2003-04. At the time of adoption, the Board can adopt amendments that reduce the budget by any amount or increase any fund up to 10%.

- 2. Please provide sufficient background information for the Board and the public to understand this issue.**

Adoption of the budget sets the upper limit on departmental spending during the next year. Numerous amendments have been proposed that will alter the spending plan in the approved budget. Most of these amendments are technical in nature (correct errors, reclassify positions, move appropriations between organizations or line items without changing programs), add unbudgeted revenues, or carryover expenditures authorized last year where the item cannot be delivered by June 30 or the project cannot be completed. A number of amendments affect program content. The Board has discussed these in detail.

The Board may to propose new amendments up to the time the budget is adopted.

3. Explain the fiscal impact (current year and ongoing).

Adopting the budget sets the legal limits for spending during FY 2003-04 and is required to comply with Oregon Budget Law.

4. Explain any legal and/or policy issues.

The Tax Supervising and Conservation Commission (TSCC) had one recommendation which the Board must respond to at the time of adopting the budget.

Attachment C contains the Commission's recommendation regarding financial monitoring. The response is also contained in Attachment C.

5. Explain any citizen and/or other government participation that has or will take place.

Three evening public hearings have been scheduled to collect public input on the budget. The Chair's Office also held a Citizen's Budget Input process in the fall of 2002 to provide citizens with an opportunity to articulate their funding priorities.

Required Signatures:



Department/Agency Director:

Date: 06/04/03

Budget Analyst

By: _____

Date:

Dept/Countywide HR

By: _____

Date:



**Tax Supervising
& Conservation
Commission**

PO Box 8428
Portland, Oregon
97207-8428

Telephone (503) 988-3054

Fax: (503) 988-3053

E-Mail:
TSCC@co.multnomah.or.us

Web Site:
[www.co.multnomah.or.us/
orgs/tsc/](http://www.co.multnomah.or.us/orgs/tsc/)

June 5, 2003

Board of County Commissioners
Multnomah County
501 SE Hawthorne Blvd, 6th Floor
Portland, Oregon 97214

Dear Board of Commissioners:

The Tax Supervising and Conservation Commission met on June 5, 2003 to review, discuss and conduct a public hearing on the Multnomah County 2003-04 budget. This hearing was conducted pursuant to ORS 294.605-705 to confirm compliance with applicable laws and to determine the adequacy of estimates necessary to support efficient and economical administration of the district.

The 2003-04 budget, filed May 15, 2003, is hereby certified by a majority vote of members of the Commission with the following recommendation.

Recommendation - Overexpenditures:

As noted in the Comprehensive Annual Financial Report for Multnomah County for the year ending June 30, 2002, the following three funds were over expended:

General Fund	\$ 53,000
Emergency Communications Fund	10,000
Animal Control Fund	1,000

We recommend that expenditures be more closely monitored during the year and any necessary adjustments be made before appropriations are exceeded.

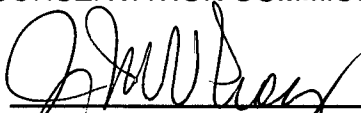
Aside from the exceptions, estimates were judged to be reasonable for the purpose shown and the document was found to be in substantial compliance with Local Budget Law. The budget estimates and levy amounts are shown on the following page.


Please file a complete copy of the adopted budget with the Commission within 15 days of adoption. The required response to the Commission recommendation should be included either in the adopting resolution or within a letter that accompanies the adopted budget.

We appreciate having the opportunity to discuss this budget with you.

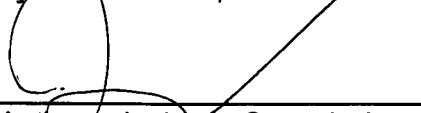
Yours very truly,

TAX SUPERVISING & CONSERVATION COMMISSION


Julie VanNoy, Commissioner


Lynn McNamara, Commissioner


Richard Anderson, Commissioner


Anthony Jankans, Commissioner


Carol Samuels, Commissioner

Commissioners
Richard Anderson
Anthony Jankans
Lynn McNamara
Carol Samuels
Julie Van Noy

	<u>Budget Estimates</u>	<u>Portion Unappropriated</u>
General Fund	\$ 401,336,954	\$ 10,140,000
Strategic Investment Program Fund	2,570,999	
Road Fund	43,201,996	
Emergency Communication Fund	282,343	
Bicycle Path Construction Fund	278,757	
Recreation Fund	126,300	
Federal State Fund	242,647,094	
County School Fund	226,000	
Tax Title Fund	680,022	
Animal Control Fund	1,186,500	
Willamette River Bridges Fund	8,573,177	
Library Serial Levy Fund	45,457,294	
Special Excise Tax Fund	18,680,000	
Public Land Corner Preservation Fund	1,125,350	
Inmate Welfare Fund	1,131,025	
Justice Services Special Operations Fund	2,930,955	
General Reserve Fund	10,587,000	
Children's Levy Fund	9,210,000	
Revenue Bond Sinking Fund	3,515,745	2,686,845
Capital Lease Retirement Fund	25,638,426	1,863,223
General Obligation Bond Sinking Fund	16,441,447	7,241,202
PERS Bond Sinking Fund	11,999,032	1,800,000
Justice Bond Project Fund	26,878,009	
SB 1145 Construction Fund	11,770,000	
Building Projects Fund	5,655,000	
Library Construction Fund	2,150,000	
Capital Improvement Fund	12,787,487	
Capital Acquisition Fund	5,889,512	
Asset Preservation Fund	5,695,316	1,875,000
Library Property Fund	885,000	
Behavioral Health Managed Care Fund	29,882,160	
Risk Management Fund	67,211,244	6,788,403
Fleet Fund	9,898,207	
Telephone Fund	5,601,693	
Data Processing Fund	21,158,220	
Mail Distribution Fund	1,679,728	
Facilities Management Fund	40,570,604	
Total Budget Estimates	\$1,095,538,596	\$32,394,673

Tax Levies:

Permanent Rate - General Fund	\$ 4.3434
GO Bond Debt Service Levies - Not Subject to Limit	\$ 7,533,371
Library Local Option Levy - General Government	\$ 0.7550

BEFORE THE BOARD OF COUNTY COMMISSIONERS
FOR MULTNOMAH COUNTY, OREGON

RESOLUTION NO. _____

Adopting the 2003-04 Budget for Multnomah County and Making Appropriations Thereunder,
Pursuant to ORS 294.435

The Multnomah County Board of County Commissioners Finds:

- a. The Multnomah County budget, as prepared by the duly appointed Budget Officer has been considered and approved by the Board.
- b. A public hearing on this budget was held before the Multnomah County Tax Supervising and Conservation Commission on the 5th day of June 2003.
- c. The budget is on file in the Office of the Chair of Multnomah County.
- d. The Board has made certain amendments to the above-described budget and those amendments are attached to this resolution as Attachment A.
- e. The appropriations authorized are attached to this resolution as Attachment B.
- f. The Tax Supervising and Conservation Commission has certified the budget and the Board responses to the objections and recommendations of the Tax Supervising and Conservation Commission are attached to the Resolution as Attachment C.
- g. Board notes of actions to be taken during the next year are attached to this resolution as Attachment D.

The Multnomah County Board of County Commissioners Resolves:

1. The budget, including Attachments A, B, C and D, is adopted as the budget of Multnomah County, Oregon.
2. The appropriations shown in Attachment B are authorized for the fiscal year July 1, 2003 to June 30, 2004.

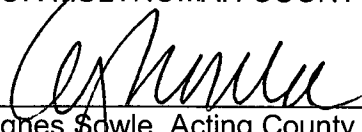
ADOPTED this 12th day of June, 2003.

BOARD OF COUNTY COMMISSIONERS
FOR MULTNOMAH COUNTY, OREGON

Diane M. Linn, Chair

REVIEWED:

AGNES SOWLE, ACTING COUNTY ATTORNEY
FOR MULTNOMAH COUNTY, OREGON



Agnes Sowle, Acting County Attorney

Summary of Budget Changes

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Pending Amendments

Technical Amendments

Trans ID	Description	Expenditure	Revenue	Effect on GF Contingency	FTE
04_BCS_TA_01	Corrects budgets that have negative dollars by offsetting with other expenditures or adjusting revenues.	74,001	74,001	0	0.00
04_BCS_TA_02	Moves Water Quality Management expenditures between cost centers. Change is being made to facilitate tracking of Water Quality as a separate program.	0	0	0	0.00
04_BCS_TA_04	BSI- Reflects reduction in Facilities charges for Training Room. Savings will be reallocated to provide support to the Shared Services Initiative. The reduction of \$15,504 is due to the net change to the Facilities fund.	-15,504	-15,504	0	0.00
04_BCS_TA_05	Placeholder. Balances Facilities/IT/FREDS/Risk funds due to proposed amendments. Some detailed changes will not be known until the other amendments have been approved.	0	0	0	0.00
BCS Total		58,497	58,497	0	0.00
04_DCHS_TA_01	Moves a \$50,000 appropriation to the Domestic Violence Unit for the "New Options/Prostitution Alternatives" program that was cut further than intended by the Board. The funding comes from within the Department from a contract that was inadvertently budgeted for in FY 04, but was cut by the Board in FY 03. There is no net change in revenues or expenditures.	0	0	0	0.00
DCHS Total		0	0	0	0.00
04_DCJ_TA_01	Corrects an error where \$1,341 in costs were assigned to salary related expenses instead of insurance. This increases the Risk Fund by \$1,341.	1,341	1,341	0	0.00
04_DCJ_TA_02	Transfers professional services and indirect costs from Multi Systemic Therapy "MST" to MST Gang Services to facilitate separate oversight of MST and Gang bed client services. There is no change to expenditures/revenues or FTE.	0	0	0	0.00
DCJ Total		1,341	1,341	0	0.00
04_HD_TA_01	Moves Corrections Health in MCRC out of the income tax proposal where it was budgeted in error and into the ongoing Corrections Health program. This amendment has the net effect of reducing itax expenditures by \$70,000.	-70,000	0	70,000	0.00
04_HD_TA_02	Adds department indirect revenue omitted in the requested budget.	-14,935	457	0	0.00
04_HD_TA_03	Adjusts assessed costs to balance program budgets. No net change. DATA ENTRY NOT COMPLETE AS OF 5-28-03.	0	0	0	0.00
HD Total		-84,935	457	70,000	0.00
04_MCSO_TA_01	Corrects an error in assessed costs and assigns them to the appropriate program. There is no change to expenditures/revenues or FTE.	0	0	0	0.00
MCSO Total		0	0	0	0.00
04_NOND_TA_02	ITAX: moves \$140,000 of Itax from DBCS to the Auditor's Office to pay for costs of auditing personal income tax expenditures. Adds 2.00 FTE Management Auditors.	24,564	24,564	0	2.00
NOND Total		24,564	24,564	0	2.00

Summary of Budget Changes

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Pending Amendments**Technical Amendments**

Trans ID	Description	Expenditure	Revenue	Effect on GF Contingency	FTE
04_OVER_TA_01	Implements Local 88 class-comp study for Legal Assistants, DA Investigators, Victim Advocates, and Support Enforcement Agents as of 7/1/03. Funding for this class-comp study was set aside in the General Fund contingency per the Local 88 labor agreement. This amendment distributes the set-aside amount of \$62,161 for this study, one-time-only for FY 2004.	71,694	9,533	-62,161	0.00
04_OVER_TA_02	Implements Local 88 class-comp study for Appraisal Technicians, Property Appraisers, and Tax Exemption Specialists as of 7/1/03. Funding for this class-comp study was set aside in the General Fund contingency per the Local 88 labor agreement. This amendment distributes the set aside amount of \$63,463 for this study, one-time-only for FY 2004. DATA ENTRY NOT FINALIZED 6/2/03.	1	0	0	0.00
04_OVER_TA_03	Implements Local 88 class-comp study for Dental Assistants, Health Assistants, Medical Records Technicians, Medical Services Clerks, Nutrition Assistants, and Nutritionists as of 7/1/03. Funding for this class-comp study was set aside in the General Fund contingency per the Local 88 labor agreement. This amendment distributes the set-aside amount of \$185,765 for this study, one-time-only for FY 2004. DATA ENTRY NOT FINALIZED 6/2/03.	175,985	0	0	0.00
04_OVER_TA_04	Implements Local 88 class-comp study for Maintenance Workers and Maintenance Specialists as of 7/1/03. Funding for this class-comp study was set aside in the General Fund contingency per the Local 88 labor agreement. This amendment distributest the set-aside amount of \$28,761 for this study, one-time-only for FY 2004. DATA ENTRY NOT FINALIZED 6/2/03.	1	0	0	0.00
OVER Total		247,681	9,533	-62,161	0.00
Total		247,148	94,392	7,839	2.00

Summary of Budget Changes

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Pending Amendments**Staff Amendments**

Trans ID	Description	Expenditure	Revenue	Effect on GF Contingency	FTE
04_BCS_SA_01	Restores 2.00 FTE Facilities Specialists 2, 0.50 FTE Facilities Maintenance Worker in the Facilities Fund due to the passage of ITAX. FTE's restored are necessary to fill shortages in maintaining the additional square footage restored as a result of the ITAX passage. \$32K revenue and expenditure change is from Risk Fund service reimbursement from staff changes.	32,335	32,335	0	2.50
04_BCS_SA_02	Finance - shifts \$336,150 from ITAX professional services to personal services to fund 3.00 FTE for the collection and administration of the temporary personal income tax. \$42K increase is from Risk Fund service reimbursement due to staff changes.	41,559	41,559	0	3.00
04_BCS_SA_03	Facilities: Adds 1.00 FTE Office Assistant Senior, and 0.25 FTE Facilities Specialist 2 in the Capital Improvement Fund due to the need to support Accredited Health facilities and Countywide Security projects. \$15K revenue/expenditure change is due to Risk Fund service reimbursement from staff changes.	15,454	15,454	0	1.25
BCS Total		89,348	89,348	0	6.75
04_DCHS_SA_01	Creates a new 1.00 FTE Administrative Analyst Senior in position in the ADS division by eliminating/re-classing an existing Administrative Secretary position. M&S expenses are reduced by \$17,294 to cover the increased cost. The position is intended to provide day to day direction & co-ordination for the administrative functions within the division. There is a net \$1,327 increase in the Risk Management Fund.	1,327	1,327	0	0.00
04_DCHS_SA_02	Moves 5.00 FTE Community Health Nurses from the 5 ADS Branch Offices to the Nursing Facility for centralized supervision. A 0.83 FTE Program Development Specialist is cut, with the resulting savings covering a salary correction, the shift of an OA2 to OA Sr, and the reduction in the amount of salary savings budgeted (\$20,648). There is a net \$8,869 decrease in the Risk Management Fund.	-8,869	-8,869	0	-0.83
04_DCHS_SA_03	The amendment reflects changes to the State Medicaid allocation for ADS. Several positions are eliminated and several are added to accommodate changes in staffing necessary to serve a changing client population. Salary savings are reduced by a total of \$15,870. There is a net decrease of 0.15 FTE. There is a net \$2,281 decrease in the Risk Management Fund.	-2,281	-2,281	0	-0.15
04_DCHS_SA_04	Moves 3.00 Office Assistants (OA2) from the Business Teams in the DCHS divisions to the Chief Financial Officer's (CFO) unit. This brings the administrative contracts functions under the CFO.	0	0	0	0.00
04_DCHS_SA_05	Corrects the job class coding for a supervisor position that was incorrectly coded as a program development specialist senior position in the Approved budget. There is no net revenue or expense change.	0	0	0	0.00
DCHS Total		-9,823	-9,823	0	-0.98

Summary of Budget Changes

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Pending Amendments

Staff Amendments

Trans ID	Description	Expenditure	Revenue	Effect on GF Contingency	FTE
04_DCJ_SA_01	The amendment reflects personnel reclasses and transfer of budgeted personnel between program units. 1.00 District Manager is reclassified to Program Supervisor due to an exempt class comp study. 3.00 Program Development Specialists in Business Services are transferred to Adult and Juvenile program units. 0.20 of a Program Manager 2 and 0.70 of a Juvenile Court Counselor are transferred to Probation & Counseling Services. There is no net change in FTE, expenses/revenues.	0	0	0	0.00
04_DCJ_SA_03	The Peninsula field office was closed and reduced program expenditures. The 4.00 remaining staff, their caseloads and associated expenses are being transferred to the North field office. The change results in a zero net change to revenues and expenditures.	0	0	0	0.00
04_DCJ_SA_04	Corrects \$300 in overstated general fund expenses and fixes an error to 1.00 FTE split between the General Fund and the Fed/State Fund. In the Approved, the entire 1.00 reduction was taken from the general fund. This amendment reconciles the error by reducing the Fed/State fund.	-53,023	-53,023	0	0.00
04_DCJ_SA_05	Redirects general fund from professional services and materials and services to restore 1.00 Clinical Coordinator to the Adult Community Justice Specialized Supervision Field Services. Reduces 1.00 Finance Specialist and a Program Development Technician by 0.20 in order to restore a full-time Program Development Specialist. Increases internal services by \$10,380. There is a net increase to FTE of 0.80.	10,380	10,380	0	0.80
DCJ Total		-42,643	-42,643	0	0.80
04_HD_SA_01	Reclass 0.90 FTE OA 2 shared by Communicable Disease & Bioterrorism grant to 0.80 FTE OA Senior.	-726	-726	0	-0.10
04_HD_SA_02	Adjusts personnel: converts 0.80 FTE to on-call; changes 0.50 LPN to 0.50 HA, adjusts other positions between Healthy Start and Healthy Birth Initiative grants. No net change in the budget; (0.70) FTE change in staff levels.	-52,032	-9,289	0	-0.70
HD Total		-52,758	-10,015	0	-0.80
04_MCSO_SA_01	Increases Business Services by 2.00 FTE. The approved budget included funding for 2.00 FTE; however, the positions were inadvertently left out. This amendment reconciles the authorized budget and the 2.00 positions (1.00 Program Administrator and 1.00 Records Technician). This does not increase the Sheriff's total budget but does increase total FTE by 2.00 and the Risk Fund by \$28,082.	28,082	28,082	0	2.00
MCSO Total		28,082	28,082	0	2.00
04_NOND_SA_01	Moves 0.50 FTE Communications position from CCFC to PAO in order to provide County-wide assistance with community involvement and public information about the County's children's policy frameworks (early childhood, school-aged). PAO expenditures are offset by a reduction in the CCFC budget.	-38,314	-38,314	0	0.50
04_NOND_SA_02	Removes 1.00 FTE School-Aged Framework coordinator budgeted in error in the Chair's/CCFC's budget. This position was only intended to be in the Chair's Office in FY 03, and is already included in the FY 04 OSCP budget.	-81,222	-12,437	0	-1.00
NOND Total		-119,536	-50,751	0	-0.50
Total		-107,330	4,198	0	7.27

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Pending Amendments

Revenue Amendments

Trans ID	Description	Expenditure	Revenue	Effect on GF Contingency	FTE
04_BCS_RA_01	SIP Fund: increases beginning working capital by \$67,587 as a result of increased fund balance. Transfers \$690K "unallocated budget" to the General Fund which is available for reallocation.	64,118	740,412	676,294	0.00
04_BCS_RA_02	Capital Asset Acquisition Fund (Flat Fee): reduces budgeted beginning working capital due to latest estimate of revenues and expenditures. It also adjusts Flat Fee service reimbursements to account for revenue expected from different departments.	-407,957	-407,957	0	0.00
04_BCS_RA_03	CIP and Asset Preservation Funds: Adjusts beginning working capital revenue based on latest spending projection.	257,004	257,004	0	0.00
04_BCS_RA_04	Road Fund revenue decreases by \$166,500 based on latest Transportation projection of revenues and expenditures.	-166,500	-166,500	0	0.00
04_BCS_RA_07	Data Processing Fund: increases fund by \$300K due to latest fund expenditure and revenue projections.	300,000	300,000	0	0.00
BCS Total		46,665	722,959	676,294	0.00
04_DCHS_RA_01	Adjusts revenue and budgeted expenditures in the Addiction Services program to reflect updated information from the state and grant restrictions. There is a net increase of \$110,924 in anticipated state funding.	110,924	110,924	0	0.00
04_DCHS_RA_02	Adds a \$30,000 appropriation in the ADS division that is associated with new revenue from an OHSU/Dept of Justice contract.	30,000	30,000	0	0.00
04_DCHS_RA_03	Reduces Assessment Intervention Treatment Program (AITP) revenue and expenditures by \$90,000 to reflect revised revenue estimates. Also reduces 2.00 FTE Mental Health Consultants. Adjusts revenue allocation for SOAP/RAPP program between County General Fund and OHP premium to accommodate revenue use restrictions.	-116,063	-116,063	0	-2.00
04_DCHS_RA_04	Cuts a 0.50 FTE Case Manager Assistant from the Admin unit of the Developmental Disability Services division due to a training grant that was cut by the State of Oregon.	-30,584	-30,584	0	-0.50
04_DCHS_RA_05	Adjusts the Domestic Violence budget to reflect the elimination of Oregon Emergency Housing Assistance (\$146,346), an increase in the State Homeless Assistance Program (\$98,210), and an increase in the HUD Horizons contract funding (\$6,837).	-43,308	-45,510	-2,202	0.00
04_DCHS_RA_06	Increases the Developmental Disability Services division budget by \$284,568 and 4.00 FTE to reflect higher case management funds from the state mental health grant than previously estimated. There is also a net \$49,499 increase in the Risk Management Fund associated with the increased FTE.	334,067	334,067	0	4.00
04_DCHS_RA_07	Increases the Domestic Violence budget by \$35,660 to reflect the revised Safe Haven Grant balance for contracted services (assessment & visitation).	36,129	36,829	700	0.00
DCHS Total		321,165	319,663	-1,502	1.50
04_DCJ_RA_01	Cut the Drunk Driving Grant- DCJ received notice that they will no longer receive funding from the Drunk Driving State Grant for a Parole and Probation position. This action results in a loss of (\$79,673) and 1.00 FTE and a decrease in the Risk fund of (\$13,592).	-93,265	-93,265	0	-1.00
04_DCJ_RA_02	The amendment appropriates the Going Home Grant received but not programed. It provides for re-entry and related program services designed to assist offenders (males age 14-35 affiliated with gangs or identified with security threat groups) in successfully re-integrating into the community. The objective is to enhance community safety by reducing re-offending behavior. Primarily the grant funds 2.00 FTE, a Program Development Specialist Senior and a Corrections Counselor and \$267,850 in contracted services.	506,858	506,858	0	2.00
DCJ Total		413,593	413,593	0	1.00

Summary of Budget Changes

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Pending Amendments**Revenue Amendments**

Trans ID	Description	Expenditure	Revenue	Effect on GF Contingency	FTE
04_HD_RA_01	Cuts Tobacco Prevention Program; state funding has been eliminated. Cuts \$408,431 and 3.90 FTE.	-401,745	-408,431	-6,687	-3.90
04_HD_RA_02	Adds SAMHSA Mental Health Disparities grant revenue. Grant renewal was approved after budget request was submitted.	213,275	216,739	3,464	2.26
04_HD_RA_03	Adds State Commission on Children & Families (OCCF) revenue for Family & Community Alliance and Community Safety Net. This revenue was omitted in the request due to uncertainties surrounding OCCF's state funding.	205,965	205,965	0	0.00
	HD Total	17,495	14,273	-3,223	-1.64
04_LIB_RA_01	Adds Library Foundation revenues not originally recognized in the FY04 Library request. The Library Foundation makes its funding decisions in April, after County budget requests have been submitted. These revenues enhance specific programs, including Summer Reading 2003, Teen Author Lecture, Books 2 U, and Reach Out & Read. 0.50 FTE Library Assistant is added.	185,732	189,277	3,545	0.50
	LIB Total	185,732	189,277	3,545	0.50
04_MCSO_RA_01	The Sheriff's Office receives funds from the Oregon State Fire Marshals office for performing hazardous material cleanups in various locations throughout the metro area. The \$8,800 represents the portion of FY 03 revenue unspent. There is no FTE change associated with this amendment. There is an increase of \$268 for department indirect and \$194 for central indirect.	9,068	9,262	194	0.00
	MCSO Total	9,068	9,262	194	0.00
04_OSCP_RA_01	Adjusts the OSCP Housing & Public Works budget to reflect updated grant information: Reduce State SHAP, EHA, HSP funds by \$44,280, \$62,202, and \$37,916, respectively. Increase City of Portland CDBG, PDX General Fund, and HUD HOME grant by \$4,618, \$409, and \$111,105, respectively. Reduce HUD CDBG by \$11,295 and increase HUD Rental Rehab Loan Repayment by \$124,569. There is a net increase of \$85,008.	85,008	85,008	0	0.00
04_OSCP_RA_02	Adjusts the OSCP Energy Services budget to reflect updated grant information. Increase Department of Energy Weatherization funds by \$102,117 and ECHO grants by \$38,414. Eliminate City of Portland Block by Block weatherization award of \$109,000. Carryover City Block by Block Rebates (\$7,700) and County Weatherization Rebates (\$26,530). Eliminate the State Jobs Plus funding for temporary Weatherization Crew (\$9,000). Net increase of \$56,761 and elimination of a 0.50 FTE PDS. There is a net decrease in service reimbursement funds of \$7,894.	48,867	48,867	0	-0.50
	OSCP Total	133,875	133,875	0	-0.50
	Total	1,127,593	1,802,902	675,308	0.86

Summary of Budget Changes

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Pending Amendments

Carryover Amendments

Trans ID	Description	Expenditure	Revenue	Effect on GF Contingency	FTE
04_BCS_CA_01	Fleet Management Fund Carryover: Increases Beginning Working Capital by \$249,101 due to delayed receipt of vehicles in FY 03; increases equipment purchases by \$371,501 and decreases Fleet Fund contingency by \$122,400 due to anticipated equipment purchases in FY 04.	371,501	249,101	0	0.00
BCS Total		371,501	249,101	0	0.00
04_NOND_CA_01	Placeholder for possible Nondepartmental carryover amendments. INFORMATION NOT COMPLETE/DATA ENTRY NOT COMPLETE.	1	0	0	0.00
04_NOND_CA_02	Auditor Carryover: Carries over \$4,000 in the Auditor's Office for computer equipment that is ordered but will not be received by June 30th.	4,000	4,000	0	0.00
04_NOND_CA_03	Appropriates \$30,000 one-time-only to pay for costs associated with moving the Commission on Children, Families, and Community into the Multnomah Building in FY 2004.	60,000	60,000	0	0.00
NOND Total		64,001	64,000	0	0.00
04_OSCP_CA_01	SIP Fund Carryover: Carries over \$174,391 of the dedicated SIP special needs housing fund that will be unspent in FY 03. These funds are used to address the special housing needs of correction clients with mental health issues.	174,391	174,391	0	0.00
OSCP Total		174,391	174,391	0	0.00
Total		609,893	487,492	0	0.00

Summary of Budget Changes

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Pending Amendments

Program Amendments

Trans ID	Description	Expenditure	Revenue	Effect on GF Contingency	FTE
04_BCS_PA_01	IT - Moves revenues and expenditures between cost centers to adjust for revenue expected from different departments. It also increases salary savings, M&S and Capital. Salary Savings will be replaced by specific FTE changes after June 16th when the IT Class/Comp study is implemented. Adds 0.50 FTE inadvertently left out of the budget. The increase of \$2,068 is due to the service reimbursement to the Risk fund from the position.	2,068	2,068	0	0.50
	BCS Total	2,068	2,068	0	0.50
04_DCHS_PA_01	Reallocates \$140,142 in savings attributable to the DCHS management/business services re-organization to the ADS division. Restores 0.25 FTE Veteran Services Officer & 0.25 FTE Program Development Tech. The remainder is allocated for contracted services for in-home care for elders, minority outreach, and advocacy. Funds are Title XIX and IIIB. There is a net increase of 5,780 in the service reimbursement funds.	5,780	5,780	0	0.50
04_DCHS_PA_02	Reallocates \$95,862 in savings attributable to the DCHS management/business services re-organization to the Developmental Disabilities Division. 1.40 FTE Case Manager 2's are added to the DD Intake & Protective Services unit. There is a net increase of \$17,346 in the service reimbursement funds.	17,346	17,346	0	1.40
04_DCHS_PA_03	Creates a new 1.00 FTE Addiction Manager position by cutting a mental health consultant in the early childhood area and shifting funding from A&D pass through payments. Funding is also reallocated to cover Raintree related costs. There is a net increase of \$3,826 in the service reimbursement funds.	3,826	3,826	0	0.00
	DCHS Total	26,952	26,952	0	1.90
04_HD_PA_01	Spreads \$2.1 million unspecified General Fund cut in executive budget to HD programs. Changes several programs: Reduces 2.80 FTE and \$437,000 in Corrections Health due to jail bed re-configuration and removing IT costs budgeted in error. Replaces \$238,000 of GF with program revenues in Field Teams. Reduces HIV Health Services program by \$202,000, adds \$63,000 in program revenues, and cuts 2.30 FTE. Reduces Pharmacy & Lab Services by \$351,000 due to reductions in the pharmacy budget and lab services. Replaces \$681,000 of GF with program revenues in Primary Care Clinics. Increases some fee revenues and makes other minor adjustments in program budgets to balance. Adds a total of \$1.1 million in new revenues.	1,087,262	1,093,363	23,083	-5.10
	HD Total	1,087,262	1,093,363	23,083	-5.10
04_NOND_PA_01	PART 1 OF 2: Removes CCFC requested budget. Revised budget (part 2 of 2) reflects CCFC office re-organization and reduced revenues from the state for a revised total of \$717,632. Reduction from request of \$1.1 million and 3.00 FTE.	-1,795,423	-1,864,215	0	-10.50
04_NOND_PA_01	PART 2 of 2: Replaces CCFC requested budget. Revised budget reflects CCFC office re-organization and reduced revenues from the state for a revised total of \$717,632. Reduction from request of \$1.1 million and 3.00 FTE.	806,339	812,789	6,450	7.50
	NOND Total	-989,084	-1,051,426	6,450	-3.00
04_OSCP_PA_01	Moves \$200,000 of ITAX funds from DCJ to OSCP for homeless youth system where the funds will actually be expended. There is no programmatic impact.	0	0	0	0.00
	OSCP Total	0	0	0	0.00
	Total	127,198	70,957	29,533	-5.70

Summary of Budget Changes

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Pending Amendments

Board Amendments

Trans ID	Description	Expenditure	Revenue	Effect on GF Contingency	FTE
04_BCS_BA_01	NAITO - Restores 1.00 FTE and \$72,610 in Information Technology to maintain and enhance the DSS Justice Program. Increases the Risk Fund by \$12,720.	85,330	12,720	-72,610	1.00
04_BCS_BA_02	ROJO: BCS Housing Program - Cut 1.00 FTE Program Manager 1, of which 0.83 FTE is in the General Fund, and 0.17 FTE is in the Tax Title Fund. Cut \$96,009 General Fund, \$19,665 Tax Title Fund. Total cut= \$115,674.	-112,651	-16,642	96,009	-1.00
	BCS Total	-27,321	-3,922	23,399	0.00
04_DCHS_BA_01	NAITO: Provides \$80,000 of bridge funding for the Gateway Children's Campus residential program that is operated by the Christie school.	80,000	0	-80,000	0.00
04_DCHS_BA_02	CRUZ: Adds General Fund funding to restore Domestic Violence Emergency Shelters (\$40,000), DV services for a variety of specific populations: Russian survivors of DV (\$8,700), Latina populations (\$8,500), Native American (\$4,300), and minorities dealing with domestic violence (\$900), provides legal representation and advice (\$2,600), and a contracted court advocate (\$35,000).	100,000	0	-100,000	0.00
	DCHS Total	180,000	0	-180,000	0.00
04_HD_BA_01	CRUZ: Restores \$7,000 cut to drug budget in STD clinic.	7,000	0	-7,000	0.00
04_HD_BA_02	ROBERTS: Restores Rockwood Dental Van. Adds \$46,000 and 0.40 FTE.	51,658	5,658	-46,000	0.40
04_HD_BA_03	CRUZ: Restores HIV Prevention program in HD. Adds \$116,130 and 1.10 FTE.	134,185	18,055	-116,130	1.10
04_HD_BA_04A	NAITO: OPTION A-- Least cost: Restores Health services to Brentwood-Darlington area. Adds \$250,000 and 2.90 FTE to provide 1,740 visits to 365 clients annually.	304,925	54,925	-250,000	3.40
	HD Total	497,768	78,638	-419,130	4.90
04_NOND_BA_01	ROJO: Provides \$25,000 of County General Fund for the Elders in Action Ombudsman program.	25,000	0	-25,000	0.00
04_NOND_BA_02	ROJO: Reduces appropriation to the Portland-Multnomah Progress Board by half, from \$75,941 to \$37,971.	-37,971	0	37,971	0.00
04_NOND_BA_03	BCC: Restores \$34,000 to Multnomah County Soil & Water Districts.	34,001	0	-34,000	0.00
	NOND Total	21,030	0	-21,029	0.00
04_OSCP_BA_01	CRUZ: Restores funding for Clearinghouse vouchers (\$177,871).	177,871	0	-177,871	0.00
04_OSCP_BA_02	LINN: Restores \$25,000 from the General Fund for Court Care and adds \$25,000 of State funds that are currently allocated in the State budget.	50,000	25,000	-25,000	0.00
04_OSCP_BA_03	ROBERTS: Restores workforce development - SE Works (\$47,389).	47,389	0	-47,389	0.00
04_OSCP_BA_04	CRUZ: Adds funding for Willow Tree (\$32,152) and Turning Point (\$26,745) to backfill lost State funding (HCS EHA).	58,897	0	-58,897	0.00
	OSCP Total	334,157	25,000	-309,157	0.00
04_OVER_BA_01	Reduce cost of living adjustment (COLA) for non-represented employees. The COLA is currently budgeted at 2.5%. This amendment reduces the COLA to 0.5% consistent with the change in the Portland CPI. Increases GF Contingency by \$428,367. The total impact on "Other Funds" is \$741,107 which will be returned to the respective Contingency accounts with the exception of the Federal/State Fund. Appropriations in the Federal/State Fund will be reallocated, by department, to M&S cost elements and will be available for other uses.	-428,367	0	428,367	0.00
	OVER Total	-428,367	0	428,367	0.00
	Total	577,267	99,716	-477,550	4.90

Summary of Budget Changes

Pending Amendments

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Grand Total (all amendment types)	2,581,769	2,559,657	235,130	9.33
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ATTACHMENT C

The Board makes the following response to the recommendation made by the Tax Supervising and Conservation Commission (TSCC) which is contained in the letter certifying the 2003-04 County budget.

Recommendation

Fund Over Expenditures:

As noted in the CAFR for Multnomah County for the Year ending June 30, 2002. The following three funds were over expended:

<i>General Fund</i>	<i>\$53,000</i>
<i>Emergency Communications Fund</i>	<i>10,000</i>
<i>Animal Control Fund</i>	<i>1,000</i>

We recommend that expenditures be more closely monitored during the year and any necessary adjustments be made before appropriations are exceeded.

Response:

The County received an unqualified opinion from the auditors, indicating that the FY 2002 financial statements fairly represent the financial position of Multnomah County. The auditors did not determine any audit adjustments. The County did not have any material instances of noncompliance with the Federal Government's OMB Circular A-133 relating to grant monies, and the County complied with:

- The legal requirements related to debt.
- The appropriate laws pertaining to programs funded by other governmental agencies.
- ORS 279 regarding the awarding of public contracts.
- ORS 294 relating to preparation, adoption, and execution of budgets.
- ORS 295 relating to collateral requirements.
- Cost accounting guidelines.

The Budget Office, the Finance Division and County staff has been closely monitoring expenditures and revenues in these and other funds during FY 2003. For FY 2004, the Budget and Service Improvement Division, and those affected departments will be reporting to the Board of County Commissioners on a quarterly basis to report on revenue and expenditure data in the form of a Quarterly Financial Report.

DRAFT

Attachment D **FY04 Budget Notes** June 4, 2003

PERS

The actual PERS rates will not be known until June 10. The Finance Director recommends utilizing a 6% rate for Multnomah County. It is further recommended that the 2.34% savings generated by the PERS reductions goes into contingency to address any General Fund shortfall related to programs that will not meet projected FY 2003 year end balances. Other savings generated by the various PERS bills should be placed in the Pension Bond Fund to build reserves. If the PERS rate dips below 6%, any additional savings should be placed in the PERS Pension Bond fund. The amount placed in the Pension Bond Fund would go to offset any future developments based on the downturn in the market for calendar year 2002 or any challenges that impact the 2003 legislation. The Budget Office will follow up with a budget modification to capture those savings from the department's budgets.

Public Safety

The Multnomah County Temporary Personal Income Tax restored a forecasted \$16 million per year to the Public Safety system for a period of three years. The public safety system framework was developed by the Community Corrections Director, District Attorney and Sheriff in an uncertain environment concerning the level of State restoration of Indigent Defense funding. Indigent Defense and State Court funding is a key and critical component in the public safety system. Once State funding levels are known, the Community Corrections Director, District Attorney and Sheriff will reevaluate the public safety resources and report back to the Board with any findings and recommendations.

COLA Savings from Non- Represented Employees

The Board directs the Budget Office to reduce the Cost of Living adjustment for Non-Represented employees from the budgeted 2.5% to 0.5% to reflect the actual inflationary increment based on the Portland CPI. The COLA reduction will cover all departments and all funds. The general fund savings generated from the District Attorney's Office, and the Sheriff's Office will be set aside in contingency. When the Public Safety members return to the Board with their findings and recommendations for recalibrating the public safety system based on State funding levels, they will also recommend to reallocate the District Attorney and Sheriff's Office COLA savings to create an Auto Theft Task Force.

DRAFT

Flash Money

The County understands that, on occasion, the use of large sums of money known as “flash money” is a necessary element to the successful investigation of drug, property, and other types of crimes by the Sheriff’s Office. In order to further an investigation, the use of flash money is an important tool to the infiltration of the criminal enterprise and in gaining the acceptance and confidence of an alleged criminal. The County also understands that there is a risk of loss when flash money is used during these types of investigations. The County acknowledges the sum of \$100,000 as an acceptable risk when using flash money in a criminal investigation.

Gateway Children’s Center

The Board has included \$80,000 of one-time-only bridge funding for the Gateway Children’s Center operations. This bridge funding recognizes the County’s partial partnership with the service contractors by providing financial support to offset the some of the costs of operation until Children’s Levy funding can be secured.

Soil & Water Conservation District

The County has historically provided _____ funding for the Soil and Water Conservation districts. This is a state function that should be funded by the state. As a result of budgetary reductions, and priority funding of core county projects

AGENDA PLACEMENT REQUEST

BUD MOD #:

Board Clerk Use Only:

Meeting Date: June 12, 2003

Agenda Item #: R-1

Est. Start Time: 9:30 AM

Date Submitted: 06/03/03

Requested Date: June 12, 2003

Time Requested: 60 min.

Department: Business & Community Services

Division: Budget Office

Contact/s: Karyne Dargan

Phone: 503 988-5015

Ext.: 22457

I/O Address: 503/4

Presenters: Karyne Dargan, Budget Office

Agenda Title: Adopting the FY 2003-04 Budget

NOTE: If Ordinance, Resolution, Order or Proclamation, provide exact title. For all other submissions, provide clearly written title.

- 1. What action are you requesting from the Board? What is the department/agency recommendation?**

It is recommended that the Board of County Commissioners adopt the Budget for FY 2003-04. At the time of adoption, the Board can adopt amendments that reduce the budget by any amount or increase any fund up to 10%.

- 2. Please provide sufficient background information for the Board and the public to understand this issue.**

Adoption of the budget sets the upper limit on departmental spending during the next year. Numerous amendments have been proposed that will alter the spending plan in the approved budget. Most of these amendments are technical in nature (correct errors, reclassify positions, move appropriations between organizations or line items without changing programs), add unbudgeted revenues, or carryover expenditures authorized last year where the item cannot be delivered by June 30 or the project cannot be completed. A number of amendments affect program content. The Board has discussed these in detail.

The Board may to propose new amendments up to the time the budget is adopted.

3. Explain the fiscal impact (current year and ongoing).

Adopting the budget sets the legal limits for spending during FY 2003-04 and is required to comply with Oregon Budget Law.

4. Explain any legal and/or policy issues.

The Tax Supervising and Conservation Commission (TSCC) had one recommendation which the Board must respond to at the time of adopting the budget.

Attachment C contains the Commission's recommendation regarding financial monitoring. The response is also contained in Attachment C.

5. Explain any citizen and/or other government participation that has or will take place.

Three evening public hearings have been scheduled to collect public input on the budget. The Chair's Office also held a Citizen's Budget Input process in the fall of 2002 to provide citizens with an opportunity to articulate their funding priorities.

Required Signatures:



Department/Agency Director:

Date: 06/04/03

Budget Analyst

By: _____

Date:

Dept/Countywide HR

By: _____

Date:

BEFORE THE BOARD OF COUNTY COMMISSIONERS
FOR MULTNOMAH COUNTY, OREGON

RESOLUTION NO. _____

Adopting the 2003-04 Budget for Multnomah County and Making Appropriations Thereunder,
Pursuant to ORS 294.435

The Multnomah County Board of County Commissioners Finds:

- a. The Multnomah County budget, as prepared by the duly appointed Budget Officer has been considered and approved by the Board.
- b. A public hearing on this budget was held before the Multnomah County Tax Supervising and Conservation Commission on the 5th day of June 2003.
- c. The budget is on file in the Office of the Chair of Multnomah County.
- d. The Board has made certain amendments to the above-described budget and those amendments are attached to this resolution as Attachment A.
- e. The appropriations authorized are attached to this resolution as Attachment B.
- f. The Tax Supervising and Conservation Commission has certified the budget and the Board responses to the objections and recommendations of the Tax Supervising and Conservation Commission are attached to the Resolution as Attachment C.
- g. Board notes of actions to be taken during the next year are attached to this resolution as Attachment D.

The Multnomah County Board of County Commissioners Resolves:

1. The budget, including Attachments A, B, C and D, is adopted as the budget of Multnomah County, Oregon.
2. The appropriations shown in Attachment B are authorized for the fiscal year July 1, 2003 to June 30, 2004.

ADOPTED this 12th day of June, 2003.

BOARD OF COUNTY COMMISSIONERS
FOR MULTNOMAH COUNTY, OREGON

Diane M. Linn, Chair

REVIEWED:

AGNES SOWLE, ACTING COUNTY ATTORNEY
FOR MULTNOMAH COUNTY, OREGON

Summary of Budget Changes

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Pending Amendments

Board Amendments

Trans ID	Description	Expenditure	Revenue	Effect on GF Contingency	FTE
04_BCS_BA_01	NAITO - Restores 1.00 FTE and \$72,610 in Information Technology to maintain and enhance the DSS Justice Program. Increases the Risk Fund by \$12,720.	85,330	12,720	-72,610	1.00
04_BCS_BA_02	ROJO: BCS Housing Program - Cut 1.00 FTE Program Manager 1, of which 0.83 FTE is in the General Fund, and 0.17 FTE is in the Tax Title Fund. Cut \$96,009 General Fund, \$19,665 Tax Title Fund. Total cut= \$115,674.	-112,651	-16,642	96,009	-1.00
	BCS Total	-27,321	-3,922	23,399	0.00
04_DCHS_BA_01	NAITO: Provides \$80,000 of bridge funding for the Gateway Children's Campus residential program that is operated by the Christie school.	80,000	0	-80,000	0.00
04_DCHS_BA_02	CRUZ: Adds General Fund funding to restore Domestic Violence Emergency Shelters (\$40,000), DV services for a variety of specific populations: Russian survivors of DV (\$8,700), Latina populations (\$8,500), Native American (\$4,300), and minorities dealing with domestic violence (\$900), provides legal representation and advice (\$2,600), and a contracted court advocate (\$35,000). [Was amendment 04_OSCP_BA_05]	100,000	0	-100,000	0.00
04_DCHS_BA_03	BOARD: Provides \$25,000 for Early Intervention seed money.	25,000	0	-25,000	0.00
	DCHS Total	205,000	0	-205,000	0.00
04_HD_BA_01	CRUZ: Restores \$7,000 cut to drug budget in STD clinic.	7,000	0	-7,000	0.00
04_HD_BA_02	ROBERTS: Restores Rockwood Dental Van. Adds \$46,000 and 0.40 FTE. Adds \$5,658 to Risk Fund.	51,658	5,658	-46,000	0.40
04_HD_BA_03	CRUZ: Restores HIV Prevention program in HD. Adds \$116,130 and 1.10 FTE. Net increase to Internal Service funds of \$18,055.	134,185	18,055	-116,130	1.10
04_HD_BA_04A	NAITO: Least cost: Restores Health services to Brentwood-Darlington area. Adds \$250,000 and 3.40 FTE to provide 1,740 visits to 365 clients annually. Net increase to Internal Service funds of \$54,925.	304,925	54,925	-250,000	3.40
	HD Total	497,768	78,638	-419,130	4.90
04_NOND_BA_01	ROJO: Provides \$25,000 of County General Fund for the Elders in Action Ombudsman program.	25,000	0	-25,000	0.00
04_NOND_BA_02	ROJO: REVISED AMOUNT: Reduces appropriation to the Portland-Multnomah Progress Board by half, from the FY 2003 adopted amount rather than from the FY 2004 amount. New reduction amount is \$32,924.	-32,924	0	32,924	0.00
04_NOND_BA_03	BCC: REVISED AMOUNT: Restores \$19,430 to the East Multnomah S&W District and \$5,360 to the West S&W District, one-time-only for FY 2004.	24,790	0	-24,790	0.00
	NOND Total	16,866	0	-16,866	0.00
04_OSCP_BA_01	CRUZ: Restores funding for Clearinghouse vouchers (\$177,871).	177,871	0	-177,871	0.00
04_OSCP_BA_02	LINN: Restores \$25,000 from the General Fund for Court Care and adds \$25,000 of State funds that are currently allocated in the State budget.	50,000	25,000	-25,000	0.00
04_OSCP_BA_03	ROBERTS: Restores workforce development - SE Works (\$47,389).	47,389	0	-47,389	0.00
04_OSCP_BA_04	CRUZ: Adds funding for Willow Tree (\$32,152) and Turning Point (\$26,745) to backfill lost State funding (HCS EHA).	58,897	0	-58,897	0.00
04_OSCP_BA_06	CRUZ: Provides \$82,000 to restore the Teen Parent program.	82,000	0	-82,000	0.00
04_OSCP_BA_07	CRUZ: Provides an additional \$100,000 for the Homeless Youth system.	100,000	0	-100,000	0.00
	OSCP Total	516,157	25,000	-491,157	0.00

Summary of Budget Changes

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Pending Amendments**Board Amendments**

Trans ID	Description	Expenditure	Revenue	Effect on GF Contingency	FTE
04_OVER_BA_01	Reduce cost of living adjustment (COLA) for non-represented employees. The COLA is currently budgeted at 2.5%. This amendment reduces the COLA to 0.5% consistent with the change in the Portland CPI. Increases GF Contingency by \$428,367. The total impact on "Other Funds" is \$754,211 which will be returned to the respective Contingency accounts with the exception of the Federal/State Fund. Appropriations in the Federal/State Fund will be reallocated, by department, to M&S cost elements and will be available for other uses.	-743,303	0	428,367	0.00
	OVER Total	-743,303	0	428,367	0.00
	Total	465,167	99,716	-680,387	4.90
	Grand Total (all amendment types)	2,601,844	2,578,054	-242,080	9.33

Summary of Budget Changes

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Pending Amendments

Program Amendments

Trans ID	Description	Expenditure	Revenue	Effect on GF Contingency	FTE
04_BCS_PA_01	IT - Moves revenues and expenditures between cost centers to adjust for revenue expected from different departments. It also increases salary savings, M&S and Capital. Salary Savings will be replaced by specific FTE changes after June 16th when the IT Class/Comp study is implemented. Adds 0.50 FTE inadvertently left out of the budget. The increase of \$2,068 is due to the service reimbursement to the Risk fund from the position.	2,068	2,068	0	0.50
BCS Total		2,068	2,068	0	0.50
04_DCHS_PA_01	Reallocates \$140,142 in savings attributable to the DCHS management/business services re-organization to the ADS division. Restores 0.25 FTE Veteran Services Officer & 0.25 FTE Program Development Tech. The remainder is allocated for contracted services for in-home care for elders, minority outreach, and advocacy. Funds are Title XIX and IIIB. There is a net increase of 5,780 in the service reimbursement funds.	5,780	5,780	0	0.50
04_DCHS_PA_02	Reallocates \$95,862 in savings attributable to the DCHS management/business services re-organization to the Developmental Disabilities Division. 1.40 FTE Case Manager 2's are added to the DD Intake & Protective Services unit. There is a net increase of \$17,346 in the service reimbursement funds.	17,346	17,346	0	1.40
04_DCHS_PA_03	Creates a new 1.00 FTE Addiction Manager position by cutting a mental health consultant in the early childhood area and shifting funding from A&D pass through payments. Funding is also reallocated to cover Raintree related costs. There is a net increase of \$3,826 in the service reimbursement funds.	3,826	3,826	0	0.00
DCHS Total		26,952	26,952	0	1.90
04_HD_PA_01	Spreads \$2.1 million unspecified General Fund cut in executive budget to HD programs. Changes several programs: Reduces 2.80 FTE and \$437,000 in Corrections Health due to jail bed re-configuration and removing IT costs budgeted in error. Replaces \$238,000 of GF with program revenues in Field Teams. Reduces HIV Health Services program by \$202,000, adds \$63,000 in program revenues, and cuts 2.30 FTE. Reduces Pharmacy & Lab Services by \$351,000 due to reductions in the pharmacy budget and lab services. Replaces \$681,000 of GF with program revenues in Primary Care Clinics. Increases some fee revenues and makes other minor adjustments in program budgets to balance. Adds a total of \$1.1 million in new revenues.	1,087,262	1,093,363	23,083	-5.10
HD Total		1,087,262	1,093,363	23,083	-5.10
04_NOND_PA_01	PART 1 OF 2: Removes CCFC requested budget. Revised budget (part 2 of 2) reflects CCFC office re-organization and reduced revenues from the state for a revised total of \$717,632. Reduction from request of \$1.1 million and 3.00 FTE.	-1,795,423	-1,864,215	0	-10.50
04_NOND_PA_01	PART 2 of 2: Replaces CCFC requested budget. Revised budget reflects CCFC office re-organization and reduced revenues from the state for a revised total of \$717,632. Reduction from request of \$1.1 million and 3.00 FTE.	806,339	812,789	6,450	7.50
NOND Total		-989,084	-1,051,426	6,450	-3.00
04_OSCP_PA_01	Moves \$200,000 of ITAX funds from DCJ to OSCP for homeless youth system where the funds will actually be expended. There is no programmatic impact.	0	0	0	0.00
OSCP Total		0	0	0	0.00
Total		127,198	70,957	29,533	-5.70

Summary of Budget Changes

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Pending Amendments**Carryover Amendments**

Trans ID	Description	Expenditure	Revenue	Effect on GF Contingency	FTE
04_BCS_CA_01	Fleet Management Fund Carryover: Increases Beginning Working Capital by \$249,101 due to delayed receipt of vehicles in FY 03; increases equipment purchases by \$371,501 and decreases Fleet Fund contingency by \$122,400 due to anticipated equipment purchases in FY 04.	371,501	249,101	0	0.00
	BCS Total	371,501	249,101	0	0.00
04_NOND_CA_01	Carryover appropriations for District 1, 2, 3, and 4.	37,000	37,000	0	0.00
04_NOND_CA_02	Auditor Carryover: Carries over \$4,000 in the Auditor's Office for computer equipment that is ordered but will not be received by June 30th.	4,000	4,000	0	0.00
04_NOND_CA_03	Appropriates \$40,000 one-time-only to pay for costs associated with moving the Commission on Children, Families, and Community into the Multnomah Building in FY 2004. This expense is budgeted in two funds, once in the General Fund and once as a service reimbursement to the Facilities Fund, for a total increased appropriation of \$70,000.	70,000	70,000	0	0.00
	NOND Total	111,000	111,000	0	0.00
04_OSCP_CA_01	SIP Fund Carryover: Carries over \$174,391 of the dedicated SIP special needs housing fund that will be unspent in FY 03. These funds are used to address the special housing needs of correction clients with mental health issues.	174,391	174,391	0	0.00
	OSCP Total	174,391	174,391	0	0.00
	Total	656,892	534,492	0	0.00

Summary of Budget Changes

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Pending Amendments**Staff Amendments**

Trans ID	Description	Expenditure	Revenue	Effect on GF Contingency	FTE
04_BCS_SA_01	Restores 2.00 FTE Facilities Specialists 2, 0.50 FTE Facilities Maintenance Worker in the Facilities Fund due to the passage of ITAX. FTE's restored are necessary to fill shortages in maintaining the additional square footage restored as a result of the ITAX passage (i.e. MCRC). \$32K revenue and expenditure change is from Risk Fund service reimbursement from staff changes.	32,335	32,335	0	2.50
04_BCS_SA_02	Finance - shifts \$336,150 from ITAX professional services to personal services to fund 3.00 FTE for the collection and administration of the temporary personal income tax. \$42K increase is from Risk Fund service reimbursement due to staff changes.	41,559	41,559	0	3.00
04_BCS_SA_03	Facilities: Adds 1.00 FTE Office Assistant Senior, and 0.25 FTE Facilities Specialist 2 in the Capital Improvement Fund due to the need to support Accredited Health facilities and Countywide Security projects. \$15K revenue/expenditure change is due to Risk Fund service reimbursement from staff changes.	15,454	15,454	0	1.25
BCS Total		89,348	89,348	0	6.75
04_DCHS_SA_01	Creates a new 1.00 FTE Administrative Analyst Senior in position in the ADS division by eliminating/re-classing an existing Administrative Secretary position. M&S expenses are reduced by \$17,294 to cover the increased cost. The position is intended to provide day to day direction & co-ordination for the administrative functions within the division. There is a net \$1,327 increase in the Risk Management Fund.	1,327	1,327	0	0.00
04_DCHS_SA_02	Moves 5.00 FTE Community Health Nurses from the 5 ADS Branch Offices to the Nursing Facility for centralized supervision. A 0.83 FTE Program Development Specialist is cut, with the resulting savings covering a salary correction, the shift of an OA2 to OA Sr, and the reduction in the amount of salary savings budgeted (\$20,648). There is a net \$8,869 decrease in the Risk Management Fund.	-8,869	-8,869	0	-0.83
04_DCHS_SA_03	The amendment reflects changes to the State Medicaid allocation for ADS. Several positions are eliminated and several are added to accommodate changes in staffing necessary to serve a changing client population. Salary savings are reduced by a total of \$15,870. There is a net decrease of 0.15 FTE. There is a net \$2,281 decrease in the Risk Management Fund.	-2,281	-2,281	0	-0.15
04_DCHS_SA_04	Moves 3.00 Office Assistants (OA2) from the Business Teams in the DCHS divisions to the Chief Financial Officer's (CFO) unit. This brings the administrative contracts functions under the CFO.	0	0	0	0.00
04_DCHS_SA_05	Corrects the job class coding for a supervisor position that was incorrectly coded as a program development specialist senior position in the Approved budget. There is no net revenue or expense change.	0	0	0	0.00
DCHS Total		-9,823	-9,823	0	-0.98

Summary of Budget Changes

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Pending Amendments

Staff Amendments

Trans ID	Description	Expenditure	Revenue	Effect on GF Contingency	FTE
04_DCJ_SA_01	The amendment reflects personnel reclasses and transfer of budgeted personnel between program units. 1.00 District Manager is reclassified to Program Supervisor due to an exempt class comp study. 3.00 Program Development Specialists in Business Services are transferred to Adult and Juvenile program units. 0.20 of a Program Manager 2 and 0.70 of a Juvenile Court Counselor are transferred to Probation & Counseling Services. There is no net change in FTE, expenses/revenues.	0	0	0	0.00
04_DCJ_SA_03	The Peninsula Field Office was closed and program expenditures were reduced. The remaining staff (4.00 FTE), their caseloads and associated expenses are being transferred to the North Field Office. There is no net change to FTE, revenues/expenditures.	0	0	0	0.00
04_DCJ_SA_04	Corrects \$300 in overstated general fund expenses and an error to 1.00 FTE split between the General Fund and the Fed/State Fund. In the Approved Budget, the entire 1.00 FTE reduction was taken from the General Fund. This amendment reconciles the error by reducing the Fed/State fund.	-53,023	-53,023	0	0.00
04_DCJ_SA_05	Redirects General Fund from professional services and materials and services to restore 1.00 Clinical Coordinator to the Adult Community Justice Specialized Supervision Field Services. Reduces 1.00 Finance Specialist and a Program Development Technician by 0.20 in order to restore a full-time Program Development Specialist. Increases internal services by \$10,380. There is a net increase of 0.80 FTE.	10,380	10,380	0	0.80
DCJ Total		-42,643	-42,643	0	0.80
04_HD_SA_01	Reclass 0.90 FTE OA 2 shared by Communicable Disease & Bioterrorism grant to 0.80 FTE OA Senior. The \$726 reflects a net reduction to the Risk Fund as a result of the reduced FTE.	-726	-726	0	-0.10
04_HD_SA_02	Adjusts personnel: converts 0.80 FTE to on-call; changes 0.50 LPN to 0.50 HA, adjusts other positions between Healthy Start and Healthy Birth Initiative grants. (0.70) FTE change in staff levels.	-52,032	-9,289	0	-0.70
HD Total		-52,758	-10,015	0	-0.80
04_MCSO_SA_01	Increases Business Services by 2.00 FTE which were inadvertently left out of the approved. The approved budget includes funding for 2.00 FTE; This amendment reconciles the budget (1.00 Program Administrator and 1.00 Records Technician). This does not increase the Sheriff's total budget but does increase total FTE by 2.00 and the Risk Fund by \$28,082.	28,082	28,082	0	2.00
MCSO Total		28,082	28,082	0	2.00
04_NOND_SA_01	Moves 0.50 FTE Communications position from CCFC to PAO in order to provide County-wide assistance with community involvement and public information about the County's children's policy frameworks (early childhood, school-aged). PAO expenditures are offset by a reduction in the CCFC budget. Net change in Internal Service funds of (\$38,314).	-38,314	-38,314	0	0.50
04_NOND_SA_02	Removes 1.00 FTE School-Aged Framework coordinator budgeted in error in the Chair's/CCFC's budget. This position was only intended to be in the Chair's Office in FY 03, and is already included in the FY 04 OSCP budget. Decrease of \$12,437 in Risk Fund.	-81,222	-12,437	0	-1.00
NOND Total		-119,536	-50,751	0	-0.50
Total		-107,330	4,198	0	7.27

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Pending Amendments

Revenue Amendments

Trans ID	Description	Expenditure	Revenue	Effect on GF Contingency	FTE
04_BCS_RA_01	SIP Fund: increases beginning working capital by \$67,587 as a result of increased fund balance. Transfers \$690K "unallocated budget" to the General Fund which is available for reallocation.	64,118	740,412	676,294	0.00
04_BCS_RA_02	Capital Asset Acquisition Fund (Flat Fee): reduces budgeted beginning working capital due to latest estimate of revenues and expenditures. It also adjusts Flat Fee service reimbursements to account for revenue expected from different departments.	-407,957	-407,957	0	0.00
04_BCS_RA_03	CIP and Asset Preservation Funds: Adjusts beginning working capital revenue based on latest spending projection.	257,004	257,004	0	0.00
04_BCS_RA_04	Road Fund: Revenue decreases by \$166,500 based on latest Transportation projection of revenues and expenditures.	-166,500	-166,500	0	0.00
04_BCS_RA_05	Budget and Service Improvement will receive a licensing fee from the State of New Jersey for use of the Oregon Helps software. Helps software helps citizens determine their eligibility for different social service programs. New Jersey will customize it for their state. BSI will use this revenue to further develop Oregon Helps software.	20,000	20,000	0	0.00
04_BCS_RA_07	Data Processing Fund: increases fund by \$300K due to latest fund expenditure and revenue projections.	300,000	300,000	0	0.00
BCS Total		66,665	742,959	676,294	0.00
04_DCHS_RA_01	Adjusts revenue and budgeted expenditures in the Addiction Services program to reflect updated information from the state and grant restrictions. There is a net increase of \$110,924 in anticipated state funding.	110,924	110,924	0	0.00
04_DCHS_RA_02	Adds a \$30,000 appropriation in the ADS division that is associated with new revenue from an OHSU/Dept of Justice contract.	30,000	30,000	0	0.00
04_DCHS_RA_03	Reduces Assessment Intervention Treatment Program (AITP) revenue and expenditures by \$90,000 to reflect revised revenue estimates. Also reduces 2.00 FTE Mental Health Consultants. Adjusts revenue allocation for SOAP/RAPP program between County General Fund and OHP premium to accommodate revenue use restrictions.	-116,063	-116,063	0	-2.00
04_DCHS_RA_04	Cuts a 0.50 FTE Case Manager Assistant from the Admin unit of the Developmental Disability Services division due to a training grant that was cut by the State of Oregon.	-30,584	-30,584	0	-0.50
04_DCHS_RA_05	Adjusts the Domestic Violence budget to reflect the elimination of Oregon Emergency Housing Assistance (\$146,346), an increase in the State Homeless Assistance Program (\$98,210), and an increase in the HUD Horizons contract funding (\$6,837). Reduces Indirect Cost revenue in General Fund by \$2,202 and reduces the Risk Fund by \$898.	-43,308	-45,510	-2,202	0.00
04_DCHS_RA_06	Increases the Developmental Disability Services division budget by \$284,568 and 4.00 FTE to reflect higher case management funds from the state mental health grant than previously estimated. There is also a net \$49,499 increase in the Risk Management Fund associated with the increased FTE.	334,067	334,067	0	4.00
04_DCHS_RA_07	Increases the Domestic Violence budget by \$35,660 to reflect the revised Safe Haven Grant balance for contracted services (assessment & visitation).	36,129	36,829	700	0.00
DCHS Total		321,165	319,663	-1,502	1.50

Summary of Budget Changes

FY 2004

Page 6 of 10

Pending Amendments**Revenue Amendments**

Trans ID	Description	Expenditure	Revenue	Effect on GF Contingency	FTE
04_DCJ_RA_01	Eliminates the Drunk Driving Grant- DCJ received notice they will no longer receive funding from the Drunk Driving State Grant for a Parole and Probation position. This action results in a loss of (\$79,673) and 1.00 FTE and a decrease in the Risk fund of (\$13,592).	-93,265	-93,265	0	-1.00
04_DCJ_RA_02	This amendment appropriates the Going Home Grant received but not programed. The grant provides for re-entry and related program services designed to assist offenders (males age 14-35 affiliated with gangs or identified with security threat groups) in successfully re-integrating into the community. The objective is to enhance community safety by reducing re-offending behavior. Primarily the grant funds 2.00 FTE, a Program Development Specialist Senior and a Corrections Counselor and \$267,850 in contracted services.	506,858	506,858	0	2.00
DCJ Total		413,593	413,593	0	1.00
04_HD_RA_01	Eliminates Tobacco Prevention Program; state funding has been cut. Reduces expenditures by \$408,431, Internal Service Reimbursements by \$27,672 and 3.90 FTE.	-429,416	-436,103	-6,687	-3.90
04_HD_RA_02	Adds SAMHSA Mental Health Disparities grant revenue. Grant renewal was approved after budget request was submitted.	213,275	216,739	3,464	2.26
04_HD_RA_03	Adds State Commission on Children & Families (OCCF) revenue for Family & Community Alliance and Community Safety Net. This revenue was omitted in the request due to uncertainties surrounding OCCF's state funding.	205,965	205,965	0	0.00
HD Total		-10,176	-13,399	-3,223	-1.64
04_LIB_RA_01	Adds Library Foundation revenues not originally recognized in the FY04 Library request. The Library Foundation makes its funding decisions in April, after County budget requests have been submitted. These revenues enhance specific programs, including Summer Reading 2003, Teen Author Lecture, Books 2 U, and Reach Out & Read. 0.50 FTE Library Assistant is added.	185,732	189,277	3,545	0.50
LIB Total		185,732	189,277	3,545	0.50
04_MCSO_RA_01	The Sheriff's Office receives funds from the Oregon State Fire Marshal to perform hazardous material cleanups throughout the metro area. The \$8,800 represents the portion of FY 03 revenue unspent. There is no FTE change associated with this amendment. There is an increase of \$268 for department indirect and \$194 for central indirect.	9,068	9,262	194	0.00
MCSO Total		9,068	9,262	194	0.00
04_OSCP_RA_01	Adjusts the OSCP Housing & Public Works budget to reflect updated grant information: Reduce State SHAP, EHA, HSP funds by \$44,280, \$62,202, and \$37,916, respectively. Increase City of Portland CDBG, PDX General Fund, and HUD HOME grant by \$4,618, \$409, and \$111,105, respectively. Reduce HUD CDBG by \$11,295 and increase HUD Rental Rehab Loan Repayment by \$124,569. There is a net increase of \$85,008.	85,008	85,008	0	0.00
04_OSCP_RA_02	Adjusts the OSCP Energy Services budget to reflect updated grant information. Increase Department of Energy Weatherization funds by \$102,117 and ECHO grants by \$38,414. Eliminate City of Portland Block by Block weatherization award of \$109,000. Carryover City Block by Block Rebates (\$7,700) and County Weatherization Rebates (\$26,530). Eliminate the State Jobs Plus funding for temporary Weatherization Crew (\$9,000). Net increase of \$56,761 and elimination of a 0.50 FTE PDS. There is a net decrease in service reimbursement funds of \$7,894.	48,867	48,867	0	-0.50
OSCP Total		133,875	133,875	0	-0.50
Total		1,119,922	1,795,230	675,308	0.86

Summary of Budget Changes

Pending Amendments

Technical Amendments

Trans ID	Description	Expenditure	Revenue	Effect on GF Contingency	FTE
04_BCS_TA_01	Corrects budgets that had negative dollars by offsetting with other expenditures or by adjusting revenues.	74,001	74,001	0	0.00
04_BCS_TA_02	Moves Water Quality Management expenditures between cost centers. Change is being made to facilitate tracking of Water Quality as a separate program.	0	0	0	0.00
04_BCS_TA_04	BSI- Reflects reduction in Facilities charges for Training Room. Savings will be reallocated to provide support for the Shared Services Initiative. The reduction of \$15,504 is due to the net change to the Facilities fund.	-15,504	-15,504	0	0.00
04_BCS_TA_05	Placeholder. Balances Facilities/IT/FREDS/Risk funds due to proposed amendments. Some detailed changes will not be known until the other amendments have been approved.	0	0	0	0.00
BCS Total		58,497	58,497	0	0.00
04_DCHS_TA_01	Moves a \$50,000 appropriation to the Domestic Violence Unit for the "New Options/Prostitution Alternatives" program that was cut further than intended by the Board. The funding comes from within the Department from a contract that was inadvertently budgeted for in FY 04, but was cut by the Board in FY 03. There is no net change in revenues or expenditures.	0	0	0	0.00
DCHS Total		0	0	0	0.00
04_DCJ_TA_01	Corrects an error where \$1,341 in costs were assigned to salary related expenses instead of insurance. This increases the Risk Fund by \$1,341.	1,341	1,341	0	0.00
04_DCJ_TA_02	Transfers professional services and indirect costs from Multi Systemic Therapy "MST" to MST Gang Services facilitating separate oversight of MST and Gang bed client services. There is no change to expenditures/revenues or FTE.	0	0	0	0.00
DCJ Total		1,341	1,341	0	0.00
04_HD_TA_01	ITAX: Moves Corrections Health that was budgeted in MCRC cost center out of the Itax where it was budgeted in error and into the ongoing Corrections Health program. This amendment has the net effect of reducing Itax expenditures by \$70,000 and increasing Itax contingency by \$70,000.	-70,000	0	70,000	0.00
04_HD_TA_02	Adds department indirect revenue omitted in the requested budget.	-15,543	-15,543	0	0.00
04_HD_TA_03	Corrects assessments so that expenditures stay in the correct programs. No net change to the Health Department budget.	0	0	0	0.00
HD Total		-85,543	-15,543	70,000	0.00
04_MCSO_TA_01	Corrects an error in assessed costs by assigning them to the appropriate program. There is no change to expenditures/revenues or FTE.	0	0	0	0.00
MCSO Total		0	0	0	0.00
04_NOND_TA_02	ITAX: moves \$140,000 of Itax from DBCS to the Auditor's Office to pay for costs of auditing personal income tax expenditures. Adds 2.00 FTE Management Auditors and increases the Risk Fund by \$24,564.	24,564	24,564	0	2.00
NOND Total		24,564	24,564	0	2.00

Summary of Budget Changes

FY 2004

Page 2 of 10

Pending Amendments**Technical Amendments**

Trans ID	Description	Expenditure	Revenue	Effect on GF Contingency	FTE
04_OVER_TA_01	Implements Local 88 class-comp study for Legal Assistants, DA Investigators, Victim Advocates, and Support Enforcement Agents as of 7/1/03. Funding for this class-comp study was set aside in the General Fund contingency per the Local 88 labor agreement. This amendment distributes the set-aside amount of \$62,161 for this study, one-time-only for FY 2004. Adds \$4,602 in Risk Fund.	66,763	4,602	-62,161	0.00
04_OVER_TA_02	Implements Local 88 class-comp study for Appraisal Technicians, Property Appraisers, and Tax Exemption Specialists as of 7/1/03. Funding for this class-comp study was set aside in the General Fund contingency per the Local 88 labor agreement. This amendment distributes the set aside amount of \$63,463 for this study, one-time-only for FY 2004.	63,463	0	-63,463	0.00
04_OVER_TA_03	Implements Local 88 class-comp study for Dental Assistants, Health Assistants, Medical Records Technicians, Medical Services Clerks, Nutrition Assistants, and Nutritionists as of 7/1/03. Funding for this class-comp study was set aside in the General Fund contingency per the Local 88 labor agreement. This amendment distributes the set-aside amount of \$180,698 for this study, one-time-only for FY 2004.	180,698	0	-180,698	0.00
04_OVER_TA_04	Implements Local 88 class-comp study for Maintenance Workers and Maintenance Specialists as of 7/1/03. Funding for this class-comp study was set aside in the General Fund contingency per the Local 88 labor agreement. This amendment distributest the set-aside amount of \$30,212 for this study, one-time-only for FY 2004.	30,212	0	-30,212	0.00
OVER Total		341,136	4,602	-336,534	0.00
Total		339,995	73,461	-266,534	2.00

DRAFT - ATTACHMENT B**Appropriations Schedule**

Multnomah County, Oregon

Fiscal Year July 1, 2003 to June 30, 2004

GENERAL FUND (1000)

<i>Nondepartmental</i>		101,909,303
<i>District Attorney</i>		16,132,514
<i>School & Community Partnerships</i>		13,701,013
<i>County Human Services</i>		29,511,183
<i>Health</i>		40,682,777
<i>Community Justice</i>		43,877,021
<i>Sheriff</i>		81,146,637
<i>Business & Community Services</i>		43,915,069
<i>All Agencies</i>		370,875,517
<i>Cash Transfers</i>	Facilities Management Fund	144,517
	Federal/State Fund	16,840,915
	Library Fund	10,300
	Data Processing Fund	64,450
	Recreation Fund	1,037,000
<i>Total Cash Transfers</i>		18,097,182
<i>Contingency</i>		2,224,255
Total Appropriation		391,196,954

STRATEGIC INVESTMENT PROGRAM FUND (1500)

<i>School & Community Partnerships</i>		75,000
<i>Business & Community Services</i>		2,495,999
<i>All Agencies</i>		2,570,999
Total Appropriation		2,570,999

ROAD FUND (1501)

<i>Business & Community Services</i>		39,203,021
<i>Cash Transfers</i>	Bicycle Path Construction Fund	52,000
	Willamette River Bridges Fund	3,733,732
<i>Total Cash Transfers</i>		3,785,732
<i>Contingency</i>		213,243
Total Appropriation		43,201,996

EMERGENCY COMMUNICATIONS FUND (1502)

<i>Sheriff</i>		282,343
Total Appropriation		282,343

BICYCLE PATH CONSTRUCTION FUND (1503)

<i>Business & Community Services</i>		278,757
Total Appropriation		278,757

RECREATION FUND (1504)

<i>Business & Community Services</i>		126,300
Total Appropriation		126,300

DRAFT - ATTACHMENT B**Appropriations Schedule**

Multnomah County, Oregon

Fiscal Year July 1, 2003 to June 30, 2004

FEDERAL STATE FUND (1505)

<i>Nondepartmental</i>	2,060,472
<i>District Attorney</i>	4,553,142
<i>School & Community Partnerships</i>	15,817,919
<i>County Human Services</i>	111,981,132
<i>Health</i>	69,679,135
<i>Community Justice</i>	30,191,230
<i>Sheriff</i>	7,708,903
<i>Business & Community Services</i>	655,161
<i>All Agencies</i>	242,647,094
Total Appropriation	242,647,094

COUNTY SCHOOL FUND (1506)

<i>Nondepartmental</i>	226,000
Total Appropriation	226,000

TAX TITLE FUND (1507)

<i>Business & Community Services</i>	680,022
Total Appropriation	680,022

ANIMAL CONTROL FUND (1508)

<i>Cash Transfers General Fund</i>	1,186,500
Total Appropriation	1,186,500

WILLAMETTE RIVER BRIDGES FUND (1509)

<i>Business & Community Services</i>	8,573,177
Total Appropriation	8,573,177

LIBRARY SERIAL LEVY FUND (1510)

<i>Library</i>	45,457,294
Total Appropriation	45,457,294

SPECIAL EXCISE TAXES FUND (1511)

<i>Nondepartmental</i>	18,680,000
Total Appropriation	18,680,000

LAND CORNER PRESERVATION FUND (1512)

<i>Business & Community Services</i>	855,637
<i>Contingency</i>	269,713
Total Appropriation	1,125,350

INMATE WELFARE FUND (1513)

<i>Community Justice</i>	19,400
<i>Sheriff</i>	1,111,625
<i>All Agencies</i>	1,131,025
Total Appropriation	1,131,025

DRAFT - ATTACHMENT B

Appropriations Schedule

Multnomah County, Oregon
Fiscal Year July 1, 2003 to June 30, 2004

JUSTICE SERVICES SPECIAL OPERATIONS (1516)

<i>District Attorney</i>	323,114
<i>Community Justice</i>	951,677
<i>Sheriff</i>	1,656,164
<i>All Agencies</i>	2,930,955
Total Appropriation	2,930,955

GENERAL RESERVE FUND (1517)

<i>Contingency</i>	10,587,000
Total Appropriation	10,587,000

CHILDREN'S LEVY FUND (1518)

<i>Nondepartmental</i>	9,210,000
Total Appropriation	9,210,000

REVENUE BOND SINKING FUND (2001)

<i>Nondepartmental</i>	828,900
Total Appropriation	828,900

CAPITAL LEASE RETIREMENT FUND (2002)

<i>Nondepartmental</i>	23,775,203
Total Appropriation	23,775,203

GENERAL OBLIGATION BOND SINKING FUND (2003)

<i>Nondepartmental</i>	9,200,245
Total Appropriation	9,200,245

PERS BOND SINKING FUND (2004)

<i>Nondepartmental</i>	10,199,032
Total Appropriation	10,199,032

JUSTICE BOND PROJECT FUND (2500)

<i>Sheriff</i>	18,876,000
<i>Business & Community Services</i>	7,702,007
<i>Overall County</i>	300,002
<i>All Agencies</i>	26,878,009
Total Appropriation	26,878,009

DRAFT - ATTACHMENT B**Appropriations Schedule**

Multnomah County, Oregon

Fiscal Year July 1, 2003 to June 30, 2004

SB 1145 CONSTRUCTION FUND (2502)

<i>Sheriff</i>		6,870,000
<i>Cash Transfers</i>	Justice Bond Project Fund	4,850,000
	<i>Contingency</i>	50,000
Total Appropriation		11,770,000

LEASE/PURCHASE PROJECT FUND (2504)

<i>Business & Community Services</i>		5,405,000
<i>Overall County</i>		250,000
	<i>All Agencies</i>	5,655,000
Total Appropriation		5,655,000

LIBRARY CONSTRUCTION FUND 1996 (2506)

<i>Library</i>		2,100,000
	<i>Contingency</i>	50,000
Total Appropriation		2,100,000

CAPITAL IMPROVEMENT FUND (2507)

<i>Business & Community Services</i>		12,764,487
<i>Overall County</i>		23,000
	<i>All Agencies</i>	12,787,487
Total Appropriation		12,787,487

CAPITAL ACQUISITION FUND (2508)

<i>Nondepartmental</i>		240,735
<i>Business & Community Services</i>		5,648,777
	<i>All Agencies</i>	5,889,512
Total Appropriation		5,889,512

ASSET PRESERVATION FUND (2509)

<i>Business & Community Services</i>		3,780,316
<i>Overall County</i>		40,000
	<i>All Agencies</i>	3,820,316
Total Appropriation		3,820,316

LIBRARY PROPERTY FUND (2510)

<i>Library</i>		885,000
Total Appropriation		885,000

BEHAVIORAL HEALTH MANAGED CARE FUND (3002)

<i>County Human Services</i>		29,882,160
Total Appropriation		29,882,160

DRAFT - ATTACHMENT B**Appropriations Schedule**

Multnomah County, Oregon

Fiscal Year July 1, 2003 to June 30, 2004

RISK MANAGEMENT FUND (3500)

<i>Nondepartmental</i>		2,457,582
<i>Business & Community Services</i>		53,965,259
	<i>All Agencies</i>	56,422,841
	<i>Contingency</i>	4,000,000
Total Appropriation		60,422,841

FLEET FUND (3501)

<i>Business & Community Services</i>		8,212,665
	<i>Contingency</i>	1,685,542
Total Appropriation		9,898,207

TELEPHONE FUND (3502)

<i>Business & Community Services</i>		5,601,693
Total Appropriation		5,601,693

DATA PROCESSING FUND (3503)

<i>Business & Community Services</i>		21,158,220
Total Appropriation		21,158,220

MAIL DISTRIBUTION FUND (3504)

<i>Business & Community Services</i>		1,526,710
	<i>Contingency</i>	153,018
Total Appropriation		1,679,728

FACILITIES MANAGEMENT FUND (3505)

<i>Business & Community Services</i>		37,105,606
<i>Cash Transfers</i>	Capital Improvement Fund	2,031,682
	Asset Preservation Fund	1,433,316
	<i>Total Cash Transfers</i>	3,464,998
Total Appropriation		40,570,604

ATTACHMENT C

The Board makes the following response to the recommendation made by the Tax Supervising and Conservation Commission (TSCC) which is contained in the letter certifying the 2003-04 County budget.

Recommendation

Fund Over Expenditures:

As noted in the CAFR for Multnomah County for the Year ending June 30, 2002. The following three funds were over expended:

<i>General Fund</i>	<i>\$53,000</i>
<i>Emergency Communications Fund</i>	<i>10,000</i>
<i>Animal Control Fund</i>	<i>1,000</i>

We recommend that expenditures be more closely monitored during the year and any necessary adjustments be made before appropriations are exceeded.

Response:

The County received an unqualified opinion from the auditors, indicating that the FY 2002 financial statements fairly represent the financial position of Multnomah County. The auditors did not determine any audit adjustments. The County did not have any material instances of noncompliance with the Federal Government's OMB Circular A-133 relating to grant monies, and the County complied with:

- The legal requirements related to debt.
- The appropriate laws pertaining to programs funded by other governmental agencies.
- ORS 279 regarding the awarding of public contracts.
- ORS 294 relating to preparation, adoption, and execution of budgets.
- ORS 295 relating to collateral requirements.
- Cost accounting guidelines.

The Budget Office, the Finance Division and County staff has been closely monitoring expenditures and revenues in these and other funds during FY 2003. For FY 2004, the Budget and Service Improvement Division, and those affected departments will be reporting to the Board of County Commissioners on a quarterly basis to report on revenue and expenditure data in the form of a Quarterly Financial Report.

Attachment D
FY 04 Budget Notes
June 11, 2003

PERS

The actual PERS rates will not be known until later this year. The Finance Director recommends utilizing a 6% rate for Multnomah County. It is further recommended that the 2.34% savings generated by the PERS reductions goes into contingency to address any General Fund shortfall related to programs that will not meet projected FY 2003 year end balances. Other savings generated by the various PERS bills should be placed in the Pension Bond Fund to build reserves. If the PERS rate dips below 6%, any additional savings should be placed in the PERS Pension Bond fund. The amount placed in the Pension Bond Fund would go to offset any future developments based on the downturn in the market for calendar year 2002 or any challenges that impact the 2003 legislation. The Budget Office will follow up with a budget modification to capture those savings from the department's budgets.

Public Safety

The Multnomah County Temporary Personal Income Tax restored a forecasted \$16 million per year to the Public Safety system for a period of three years. The public safety system framework was developed by the Community Corrections Director, District Attorney and Sheriff in an uncertain environment concerning the level of State restoration of Indigent Defense funding. Indigent Defense and State Court funding is a key and critical component in the public safety system. Once State funding levels are known, the Community Corrections Director, District Attorney and Sheriff will reevaluate the public safety resources and report back to the Board with any findings and recommendations.

Flash Money

The County understands that, on occasion, the use of large sums of money known as "flash money" is a necessary element to the successful investigation of drug, property, and other types of crimes by the Sheriff's Office. In order to further an investigation, the use of flash money is an important tool to the infiltration of the criminal enterprise and in gaining the acceptance and confidence of an alleged criminal. The County also understands that there is a risk of loss when flash money is used during these types of investigations. The County acknowledges the sum of \$100,000 as an acceptable risk when using flash money in a criminal investigation.

Gateway Children's Center

The Board has included \$80,000 of one-time-only bridge funding for the Gateway Children's Center operations. This bridge funding recognizes the County's partnership with the service contractors by providing financial support to offset the some of the costs of operation until Children's Levy funding can be secured. The Board wishes to fund services through September 30, 2003 and recognizes rental payments

Attachment D
FY 04 Budget Notes
June 11, 2003

	<p>from the campus may be needed beyond that date to fill operating shortfalls if funding is not granted under the Children's Levy.</p>
<p>Soil & Water Conservation Districts</p>	<p>The East & West Multnomah Soil & Water Conservation Districts are statutory agencies that provide voluntary, non-regulatory natural resource conservation and water quality improvement ideas and resources to landowners in Multnomah County. In the recent past, the County has provided a modest level of support to the two agencies which has enabled them to cover some of their administrative and other costs. The Board finds that it must end this support, however, due to declining County revenues and a renewed focus on the County's own core programs. Therefore, for FY 2004, the Board is appropriating \$19,430 to the East S&W District and \$5,360 to the West S&W District one-time-only, to allow the districts a year to find new sources of revenue to cover their administrative costs</p>
<p>Alcohol & Drug and Addiction Services</p>	<p>The Multnomah County Temporary Personal Income Tax restored approximately \$3.8 million annually in funds for alcohol and drug addiction related services. The monies are from both the Health and Human Services funds and the Public Safety funds. The uses of these funds have been budgeted in an uncertain environment because State funding levels for some of these services have not yet been finalized. If any additional funding becomes available for these services (State, OHP, grants, etc.), Department of County Human Services management will report back to the Board with information and recommendations.</p>
<p>Homeless Youth</p>	<p>The Board will review the homeless youth system in July and allocate appropriate available funds from other sources, Itax or contingency.</p>
<p>COLA Savings from Non- Represented Employees</p>	<p>The Board directs the Budget Office to reduce the Cost of Living adjustment for Non-Represented employees from the budgeted 2.5% to 0.5% to reflect the actual inflationary increment based on the Portland CPI. The COLA reduction will cover all departments and all funds. The general fund savings generated from the District Attorney's Office, and the Sheriff's Office will be set aside in contingency. When the Public Safety members return to the Board with their findings and recommendations for recalibrating the public safety system based on State funding levels, they will also recommend to reallocate the District Attorney and Sheriff's Office COLA savings to create an Auto Theft Task Force.</p>



**Tax Supervising
& Conservation
Commission**

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June 5, 2003

Board of County Commissioners
Multnomah County
501 SE Hawthorne Blvd, 6th Floor
Portland, Oregon 97214

Dear Board of Commissioners:

The Tax Supervising and Conservation Commission met on June 5, 2003 to review, discuss and conduct a public hearing on the Multnomah County 2003-04 budget. This hearing was conducted pursuant to ORS 294.605-705 to confirm compliance with applicable laws and to determine the adequacy of estimates necessary to support efficient and economical administration of the district.

The 2003-04 budget, filed May 15, 2003, is hereby certified by a majority vote of members of the Commission with the following recommendation.

Recommendation - Overexpenditures:

As noted in the Comprehensive Annual Financial Report for Multnomah County for the year ending June 30, 2002, the following three funds were over expended:

General Fund	\$ 53,000
Emergency Communications Fund	10,000
Animal Control Fund	1,000

We recommend that expenditures be more closely monitored during the year and any necessary adjustments be made before appropriations are exceeded.

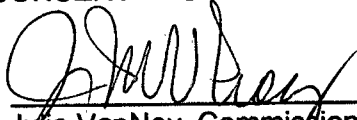
Aside from the exceptions, estimates were judged to be reasonable for the purpose shown and the document was found to be in substantial compliance with Local Budget Law. The budget estimates and levy amounts are shown on the following page.

Please file a complete copy of the adopted budget with the Commission within 15 days of adoption. The required response to the Commission recommendation should be included either in the adopting resolution or within a letter that accompanies the adopted budget.

We appreciate having the opportunity to discuss this budget with you.

Yours very truly,

TAX SUPERVISING & CONSERVATION COMMISSION


Julie VanNoy, Commissioner


Lynn McNamara, Commissioner


Richard Anderson, Commissioner


Anthony Jankans, Commissioner


Carol Samuels, Commissioner

Commissioners
Richard Anderson
Anthony Jankans
Lynn McNamara
Carol Samuels
Julie Van Noy

	<u>Budget Estimates</u>	<u>Portion Unappropriated</u>
General Fund	\$ 401,336,954	\$ 10,140,000
Strategic Investment Program Fund	2,570,999	
Road Fund	43,201,996	
Emergency Communication Fund	282,343	
Bicycle Path Construction Fund	278,757	
Recreation Fund	126,300	
Federal State Fund	242,647,094	
County School Fund	226,000	
Tax Title Fund	680,022	
Animal Control Fund	1,186,500	
Willamette River Bridges Fund	8,573,177	
Library Serial Levy Fund	45,457,294	
Special Excise Tax Fund	18,680,000	
Public Land Corner Preservation Fund	1,125,350	
Inmate Welfare Fund	1,131,025	
Justice Services Special Operations Fund	2,930,955	
General Reserve Fund	10,587,000	
Children's Levy Fund	9,210,000	
Revenue Bond Sinking Fund	3,515,745	2,686,845
Capital Lease Retirement Fund	25,638,426	1,863,223
General Obligation Bond Sinking Fund	16,441,447	7,241,202
PERS Bond Sinking Fund	11,999,032	1,800,000
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Library Construction Fund	2,150,000	
Capital Improvement Fund	12,787,487	
Capital Acquisition Fund	5,889,512	
Asset Preservation Fund	5,695,316	1,875,000
Library Property Fund	885,000	
Behavioral Health Managed Care Fund	29,882,160	
Risk Management Fund	67,211,244	6,788,403
Fleet Fund	9,898,207	
Telephone Fund	5,601,693	
Data Processing Fund	21,158,220	
Mail Distribution Fund	1,679,728	
Facilities Management Fund	<u>40,570,604</u>	
Total Budget Estimates	\$1,095,538,596	\$32,394,673

Tax Levies:

Permanent Rate - General Fund	\$ 4.3434
GO Bond Debt Service Levies - Not Subject to Limit	\$ 7,533,371
Library Local Option Levy - General Government	\$ 0.7550



**Tax Supervising
& Conservation
Commission**

PO Box 8428
Portland, Oregon
97207-8428

Telephone (503) 988-3054

Fax: (503) 988-3053

E-Mail:
TSCC@co.multnomah.or.us

Web Site:
[www.co.multnomah.or.us/
orgs/tscc/](http://www.co.multnomah.or.us/orgs/tscc/)

June 5, 2003

Board of County Commissioners
Multnomah County
501 SE Hawthorne Blvd, 6th Floor
Portland, Oregon 97214

Dear Board of Commissioners:

The Tax Supervising and Conservation Commission met on June 5, 2003 to review, discuss and conduct a public hearing on the Multnomah County 2003-04 budget. This hearing was conducted pursuant to ORS 294.605-705 to confirm compliance with applicable laws and to determine the adequacy of estimates necessary to support efficient and economical administration of the district.

The 2003-04 budget, filed May 15, 2003, is hereby certified by a majority vote of members of the Commission with the following recommendation.

Recommendation - Overexpenditures:

As noted in the Comprehensive Annual Financial Report for Multnomah County for the year ending June 30, 2002, the following three funds were over expended:

General Fund	\$ 53,000
Emergency Communications Fund	10,000
Animal Control Fund	1,000

We recommend that expenditures be more closely monitored during the year and any necessary adjustments be made before appropriations are exceeded.

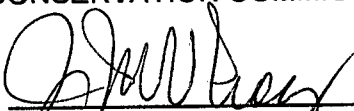
Aside from the exceptions, estimates were judged to be reasonable for the purpose shown and the document was found to be in substantial compliance with Local Budget Law. The budget estimates and levy amounts are shown on the following page.

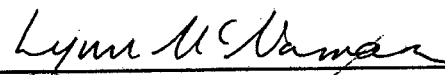
Please file a complete copy of the adopted budget with the Commission within 15 days of adoption. The required response to the Commission recommendation should be included either in the adopting resolution or within a letter that accompanies the adopted budget.

We appreciate having the opportunity to discuss this budget with you.

Yours very truly,

TAX SUPERVISING & CONSERVATION COMMISSION


Julie VanNoy, Commissioner


Lynn McNamara, Commissioner


Richard Anderson, Commissioner


Anthony Jankans, Commissioner


Carol Samuels, Commissioner

Commissioners
Richard Anderson
Anthony Jankans
Lynn McNamara
Carol Samuels
Julie Van Noy

	<u>Budget Estimates</u>	<u>Portion Unappropriated</u>
General Fund	\$ 401,336,954	\$ 10,140,000
Strategic Investment Program Fund	2,570,999	
Road Fund	43,201,996	
Emergency Communication Fund	282,343	
Bicycle Path Construction Fund	278,757	
Recreation Fund	126,300	
Federal State Fund	242,647,094	
County School Fund	226,000	
Tax Title Fund	680,022	
Animal Control Fund	1,186,500	
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TSCC

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& Conservation
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June 5, 2003

Board of County Commissioners
Multnomah County
501 SE Hawthorne Blvd, 6th Floor
Portland, Oregon 97214

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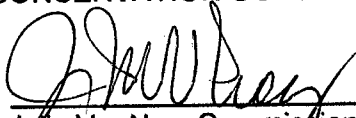
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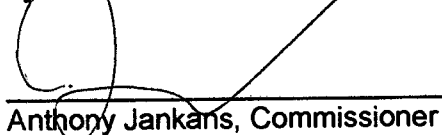
Yours very truly,

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Tax Levies:

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GO Bond Debt Service Levies - Not Subject to Limit	\$ 7,533,371
Library Local Option Levy - General Government	\$ 0.7550

BUTLER Douglas E.

From: BUTLER Douglas E.
Sent: Thursday, June 12, 2003 8:39 AM
To: ROJO DE STEFFEY Maria; NAITO Lisa H; ROMERO Shelli D; COMITO Charlotte A
Cc: LINN Diane M; TURNER Kathy G; DARGAN Karyne A
Subject: Proposed Gateway Children's Center Budget Note Amendment

Good Morning.....

In reviewing the budget note for Gateway, I wondered if the proposed language isn't a little broader than intended. I'd like to propose a friendly amendment (see below) that is intended to clarify – but not change - the original intent. I haven't raised anyone on the phone yet so I thought I'd pass this along in writing. Thanks.

Doug Butler

Director, Facilities & Property Mgmt.

503-988-6294

douglas.e.butler@co.multnomah.or.us

**Gateway
Children's Center**

The Board has included \$80,000 of one-time-only bridge funding for the Gateway Children's Center operations. This bridge funding recognizes the County's partnership with the service contractors by providing financial support to offset the some of the costs of operation until Children's Levy funding can be secured. The Board wishes to fund services through September 30, 2003 and recognizes rental payments from the campus *in excess of actual facility expenses* may be needed beyond that date to fill operating shortfalls if funding is not granted under the Children's Levy.

Summary of Budget Changes

FY 2004

REVISED
June 12, 2003

Pending Amendments

Board Amendments

Trans ID	Description	Expenditure	Revenue	Effect on GF Contingency	FTE
04_BCS_BA_01	NAITO - Restores 1.00 FTE and \$72,610 in Information Technology to maintain and enhance the DSS Justice Program. Increases the Risk Fund by \$12,720.	85,330	12,720	-72,610	1.00
	BCS Total	85,330	12,720	-72,610	1.00
04_DCHS_BA_01	NAITO: Provides \$80,000 of bridge funding for the Gateway Children's Campus residential program that is operated by the Christie school.	80,000	0	-80,000	0.00
04_DCHS_BA_02	ALL BOARD: Adds General Fund funding to restore Domestic Violence Emergency Shelters (\$40,000), DV services for a variety of specific populations: Russian survivors of DV (\$8,700), Latina populations (\$8,500), Native American (\$4,300), and minorities dealing with domestic violence (\$900), provides legal representation and advice (\$2,600), and a contracted court advocate (\$35,000). [Was amendment 04_OSCP_BA_05]	100,000	0	-100,000	0.00
04_DCHS_BA_03	BOARD: Provides \$25,000 for Early Intervention seed money.	25,000	0	-25,000	0.00
	DCHS Total	205,000	0	-205,000	0.00
04_HD_BA_01	CRUZ: Restores \$7,000 cut to drug budget in STD clinic.	7,000	0	-7,000	0.00
04_HD_BA_02	ROBERTS: Restores Rockwood Dental Van. Adds \$46,000 and 0.40 FTE. Adds \$5,658 to Risk Fund.	51,658	5,658	-46,000	0.40
04_HD_BA_03	CRUZ: Restores HIV Prevention program in HD. Adds \$116,130 and 1.10 FTE. Net increase to Internal Service funds of \$18,055.	134,185	18,055	-116,130	1.10
04_HD_BA_04A	NAITO: Least cost: Restores Health services to Brentwood-Darlington area. Adds \$250,000 and 3.40 FTE to provide 1,740 visits to 365 clients annually. Net increase to Internal Service funds of \$54,925.	304,925	54,925	-250,000	3.40
	HD Total	497,768	78,638	-419,130	4.90
04_NOND_BA_01	ROJO: Provides \$25,000 of County General Fund for the Elders in Action Ombudsman program.	25,000	0	-25,000	0.00
04_NOND_BA_02	ROJO: REVISED AMOUNT: Reduces appropriation to the Portland-Multnomah Progress Board by half, from the FY 2003 adopted amount rather than from the FY 2004 amount. New reduction amount is \$32,924.	-32,924	0	32,924	0.00
04_NOND_BA_03	ROBERTS: REVISED AMOUNT: Restores \$19,430 to the East Multnomah S&W District and \$5,360 to the West S&W District, one-time-only for FY 2004.	24,790	0	-24,790	0.00
	NOND Total	16,866	0	-16,866	0.00
04_OSCP_BA_01	CRUZ: Restores funding for Clearinghouse vouchers (\$177,871).	177,871	0	-177,871	0.00
04_OSCP_BA_02	LINN: Restores \$25,000 from the General Fund for Court Care and adds \$25,000 of State funds that are currently allocated in the State budget.	50,000	25,000	-25,000	0.00
04_OSCP_BA_03	ROBERTS: Restores workforce development - SE Works (\$47,389).	47,389	0	-47,389	0.00
04_OSCP_BA_04	CRUZ: Adds funding for Willow Tree (\$32,152) and Turning Point (\$26,745) to backfill lost State funding (HCS EHA).	58,897	0	-58,897	0.00
04_OSCP_BA_06	CRUZ: Provides \$82,000 to restore the Teen Parent program.	82,000	0	-82,000	0.00
04_OSCP_BA_07	LINN/NAITO: Provides an additional \$100,000 for the Homeless Youth system.	100,000	0	-100,000	0.00
	OSCP Total	516,157	25,000	-491,157	0.00

Summary of Budget Changes

FY 2004

REVISED
June 12, 2003*Pending Amendments***Board Amendments**

Trans ID	Description	Expenditure	Revenue	Effect on GF Contingency	FTE
04_OVER_BA_01	Reduce cost of living adjustment (COLA) for non-represented employees. The COLA is currently budgeted at 2.5%. This amendment reduces the COLA to 0.5% consistent with the change in the Portland CPI. Increases GF Contingency by \$428,367. The total impact on "Other Funds" is \$754,211 which will be returned to the respective Contingency accounts with the exception of the Federal/State Fund. Appropriations in the Federal/State Fund will be reallocated, by department, to M&S cost elements and will be available for other uses.	-743,303	0	428,367	0.00
	OVER Total	-743,303	0	428,367	0.00
	Total	577,818	116,358	-776,396	5.90
	Grand Total (all amendment types)	2,714,495	2,594,696	-338,089	10.33

#1

**MULTNOMAH COUNTY BOARD OF COMMISSIONERS
PUBLIC TESTIMONY SIGN-UP**

Please complete this form and return to the Board Clerk

This form is a public record

MEETING DATE: 6/12/03

SUBJECT: Rise Program Budget

AGENDA NUMBER OR TOPIC: R1

FOR: _____ AGAINST: _____ THE ABOVE AGENDA ITEM

NAME: Jennifer Lamare

ADDRESS: 8678 N.E. Sumner

CITY/STATE/ZIP: Portland, O.R. 97220

PHONE: 503 DAYS: 262-4150 EVES: _____

EMAIL: _____ FAX: _____

SPECIFIC ISSUE: ~~21~~ Funding for the Rise program

WRITTEN TESTIMONY: _____

IF YOU WISH TO ADDRESS THE BOARD:

1. Please complete this form and return to the Board Clerk.
2. Address the County Commissioners from the presenter table microphones. Please limit your comments to **3 minutes**.
3. State your name for the official record.
4. If written documentation is presented, please furnish one copy to the Board Clerk.

IF YOU WISH TO SUBMIT WRITTEN COMMENTS TO THE BOARD:

1. Please complete this form and return to the Board Clerk.
2. Written testimony will be entered into the official record.

#2

**MULTNOMAH COUNTY BOARD OF COMMISSIONERS
PUBLIC TESTIMONY SIGN-UP**

Please complete this form and return to the Board Clerk

This form is a public record

MEETING DATE: 6/12/03

SUBJECT: Budget

AGENDA NUMBER OR TOPIC: R1

FOR: _____ AGAINST: _____ THE ABOVE AGENDA ITEM

NAME: Darlenea Cross

ADDRESS: 8678 NE Sumner

CITY/STATE/ZIP: PHD Or 97220

PHONE: _____ DAYS: 262-4950 EVES: _____

EMAIL: _____ FAX: _____

SPECIFIC ISSUE: Funding for Libe Progr

WRITTEN TESTIMONY: _____

IF YOU WISH TO ADDRESS THE BOARD:

1. Please complete this form and return to the Board Clerk.
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#3

MULTNOMAH COUNTY BOARD OF COMMISSIONERS
PUBLIC TESTIMONY SIGN-UP

Please complete this form and return to the Board Clerk

This form is a public record

MEETING DATE: 6/12/03

SUBJECT: Budget

AGENDA NUMBER OR TOPIC: R1

FOR: _____ AGAINST: _____ THE ABOVE AGENDA ITEM

NAME: ~~David~~ Steven Cross

ADDRESS: 8678 NE Sumner

CITY/STATE/ZIP: Portland 97220

PHONE: 503 262-4150 DAYS: _____ EVES: _____

EMAIL: _____ FAX: _____

SPECIFIC ISSUE: Funding for Riso program

WRITTEN TESTIMONY: _____

IF YOU WISH TO ADDRESS THE BOARD:

1. Please complete this form and return to the Board Clerk.
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#4

MULTNOMAH COUNTY BOARD OF COMMISSIONERS
PUBLIC TESTIMONY SIGN-UP

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MEETING DATE: 6/12/03
SUBJECT: Budget

AGENDA NUMBER OR TOPIC:

FOR: _____ AGAINST: _____ THE ABOVE AGENDA ITEM

NAME: Elmer Thomas Allen Prater

ADDRESS:

CITY/STATE/ZIP:

PHONE: _____ DAYS: _____ EVES: _____

EMAIL: _____ FAX: _____

SPECIFIC ISSUE:

WRITTEN TESTIMONY:

IF YOU WISH TO ADDRESS THE BOARD:

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#5

**MULTNOMAH COUNTY BOARD OF COMMISSIONERS
PUBLIC TESTIMONY SIGN-UP**

Please complete this form and return to the Board Clerk

This form is a public record

MEETING DATE: 6-12-03

SUBJECT: _____

AGENDA NUMBER OR TOPIC: _____

FOR: X AGAINST: _____ THE ABOVE AGENDA ITEM

NAME: Fran W Landfair

ADDRESS: 1731 NE 14th St

CITY/STATE/ZIP: Port, Ore

PHONE: _____ DAYS: 503-288-324 EVES: _____

EMAIL: _____ FAX: _____

SPECIFIC ISSUE: Thank you

WRITTEN TESTIMONY: _____

IF YOU WISH TO ADDRESS THE BOARD:

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IF YOU WISH TO SUBMIT WRITTEN COMMENTS TO THE BOARD:

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Portland IWW 650 Janus Employee Statement

Due to budget cuts slated to go into effect July 1 workers of the social service industry would like to illuminate the impact this loss of money will have on the Homeless Youth Continuum, particularly the Willamette Bridge Programs, in Portland.

The primary duty of our programs are to provide basic needs such as food, hygiene and shelter. We are also a safe haven from an often violent and dangerous street culture. These provisions deter our clients from crime and provide encouragement to better their lives. Our atmosphere of individual respect has also allowed many marginalized people (sexual minorities, sex workers, drug abusers) feel comfortable seeking services that would be denied to them at many other shelters.

For example, since the onset of January 2003 budget cuts, two of our clients have been murdered. We believe that there is a direct correlation between the loss of essential services and their deaths.

As role models we've ultimately earned their trust by maintaining their safety and needs. Sadly, an unprepared homeless youth will become a homeless adult, and budget cuts jeopardize any chance of our program ever offering the needed life skills that would allow a youth to make the choices necessary to place themselves in a better environment.

Cutting funds worsens our staff to client ratio (1:15), which in turn increases concerns over safety. Essentially, it makes it impossible to continue to provide a consistent level of care.

Finally, eliminating this financial "burden" will create problems elsewhere in the city. Responsibilities will only be shifted to police forces and other agencies who are inappropriate to deal productively with these problems.

To help alleviate these concerns we are issuing the following demands:

1. We view the budget cuts not only as a blow to our clients, but also as an attack on the union recognition campaign currently underway at Greenhouse. We demand the right to bargain collectively over our wages, hours and working conditions.
2. An open book and budget policy. We want to see how county and private money is allocated in our programs.

Thank you for your time.

Fellow Social Service Worker

The FIGHT over Social Service budget cuts is not yet won.

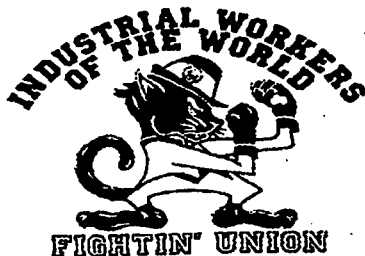
All Social Service Workers need to attend the next meeting and
plug into this vital campaign.

We'll meet on June 20th

7pm

616 E Burnside

Interested in helping, can't come to the Meeting,
call Erin at 503-231-5488



6

MULTNOMAH COUNTY BOARD OF COMMISSIONERS
PUBLIC TESTIMONY SIGN-UP

Please complete this form and return to the Board Clerk

This form is a public record

MEETING DATE: 6/12/03

SUBJECT: Social Services

AGENDA NUMBER OR TOPIC: Mult. County Budget

FOR: _____ AGAINST: _____ THE ABOVE AGENDA ITEM

NAME: Sarah Manowitz

ADDRESS: 616 E. Burnside St.

CITY/STATE/ZIP: Portland, OR 97214

PHONE: _____ DAYS: _____

EVES: _____

EMAIL: _____

FAX: _____

SPECIFIC ISSUE: _____

WRITTEN TESTIMONY: _____

IF YOU WISH TO ADDRESS THE BOARD:

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#7

**MULTNOMAH COUNTY BOARD OF COMMISSIONERS
PUBLIC TESTIMONY SIGN-UP**

Please complete this form and return to the Board Clerk

This form is a public record

MEETING DATE: 06.12.03

SUBJECT: How this effect the home population

@ large

AGENDA NUMBER OR TOPIC: Budget cuts on Social Services

FOR: _____ AGAINST: _____ THE ABOVE AGENDA ITEM

NAME: Fantasia

ADDRESS: 3030 N Williams

CITY/STATE/ZIP: Portland, OR, 97227

PHONE: _____ DAYS: _____ EVES: _____

EMAIL: _____ FAX: _____

SPECIFIC ISSUE: I recently moved out of Homelessness
and remain working with the services

WRITTEN TESTIMONY: I speak as a perviously Homeless
youth and an Recovery Transition Advocate for
Janus Youth program. I feel that youth are
being villenised and this is the trend in
POx.

IF YOU WISH TO ADDRESS THE BOARD:

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2. Address the County Commissioners from the presenter table microphones. Please limit your comments to **3 minutes**.
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2. Written testimony will be entered into the official record.

#8

MULTNOMAH COUNTY BOARD OF COMMISSIONERS
PUBLIC TESTIMONY SIGN-UP

Please complete this form and return to the Board Clerk

This form is a public record

MEETING DATE: 6-12-03

SUBJECT: Medical Needy Program

AGENDA NUMBER OR TOPIC: _____

FOR: ☒ AGAINST: _____ THE ABOVE AGENDA ITEM

NAME: Renee Armstrong

ADDRESS: 2249 SW Sturges Ln #111

CITY/STATE/ZIP: Troutdale

PHONE: _____ DAYS: 503-666-4877 EVES: same

EMAIL: _____ FAX: _____

SPECIFIC ISSUE: I lost my Rx and Counseling.
Also, why don't I have Rental and Eye care?

WRITTEN TESTIMONY: _____

IF YOU WISH TO ADDRESS THE BOARD:

1. Please complete this form and return to the Board Clerk.
2. Address the County Commissioners from the presenter table microphones. Please limit your comments to **3 minutes**.
3. State your name for the official record.
4. If written documentation is presented, please furnish one copy to the Board Clerk.

IF YOU WISH TO SUBMIT WRITTEN COMMENTS TO THE BOARD:

1. Please complete this form and return to the Board Clerk.
2. Written testimony will be entered into the official record.

#10

MULTNOMAH COUNTY BOARD OF COMMISSIONERS
PUBLIC TESTIMONY SIGN-UP

Please complete this form and return to the Board Clerk

This form is a public record

MEETING DATE: 6-12-03

SUBJECT: RAP Proposal for Methadone ^{Detox} Prgm.
CCC

AGENDA NUMBER OR TOPIC: R1

FOR: ☒ AGAINST: ☐ THE ABOVE AGENDA ITEM

NAME: Bruce Mineau

ADDRESS: 3721 SE 67th

CITY/STATE/ZIP: Portland, OR. 97206

PHONE: DAYS: 503-310-5064

EVES:

EMAIL: bruce45@excite.com

FAX:

SPECIFIC ISSUE: How money is spent for methadone

WRITTEN TESTIMONY: ~~W~~ verbal

IF YOU WISH TO ADDRESS THE BOARD:

1. Please complete this form and return to the Board Clerk.
2. Address the County Commissioners from the presenter table microphones. Please limit your comments to **3 minutes**.
3. State your name for the official record.
4. If written documentation is presented, please furnish one copy to the Board Clerk.

IF YOU WISH TO SUBMIT WRITTEN COMMENTS TO THE BOARD:

1. Please complete this form and return to the Board Clerk.
2. Written testimony will be entered into the official record.

DEMONSTRATION PROJECT BETWEEN CCC AND METHADONE PROVIDERS METHADONE DETOX, RECOVERY PROJECT (MDR)

Initiate a pilot demonstration project with methadone clients who are linked with a recovery mentor, go through detox, and enter a drug free treatment program with acupuncture and alcohol and drug free housing. This program seeks to duplicate the success of the original recovery mentor for opiate addict clients and builds it specifically for methadone clients. This program will have 10 units of alcohol and drug free housing dedicated to it.

Phase 1

A recovery mentor will be placed at a methadone clinic to engage referred clients into this project. The mentor will interview the client. If the client accepts the conditions of the program, the mentor will maintain a relationship with the client through the entire program. If there is adequate space at the methadone clinic, then acupuncture will be offered to these clients there. If there is not adequate space, another clinical site will be determined. When the client is down to 20mg of methadone, they will then enter into a medically managed detox at Hooper Center. During this initial phase, the mentor will have daily contact with the client. This includes, but is not limited to the following: Twelve Step meetings, signing up for OHP, getting basic life needs met, and limited process mentor groups. A client who is on 80-100mg/day could detox at 2mg/day within the construct of this model.

Phase 2

Client enters Hooper Center for up to a two-week stay. The client will have daily contact with the mentor and receives all services at Hooper. Upon discharge from Hooper, client will enter into alcohol and drug free housing at the Danmoore and outpatient treatment at PAHC. During this time in the community, the client continues to have regular contact with the mentor. It is anticipated and believed that inclusion into the ADFC community will minimize the stigma and exclusion that methadone clients often feel and experience in the recovery community.

#11

MULTNOMAH COUNTY BOARD OF COMMISSIONERS
PUBLIC TESTIMONY SIGN-UP

Please complete this form and return to the Board Clerk

This form is a public record

SUBJECT: C.C.C. RAB Proposal For Methadone Detox Program

MEETING DATE: 6-12-03

AGENDA NUMBER OR TOPIC: R 1

FOR: _____ AGAINST: _____ THE ABOVE AGENDA ITEM

NAME: Robert Tsou

ADDRESS: 8056 SE Taggart St

CITY/STATE/ZIP: Portland

PHONE: _____ DAYS: 503-984-2847 EVES: same

EMAIL: btou@yahoo.com FAX: _____

SPECIFIC ISSUE: How monies are being spent for Methadone Program

WRITTEN TESTIMONY: Verbal

IF YOU WISH TO ADDRESS THE BOARD:

1. Please complete this form and return to the Board Clerk.
2. Address the County Commissioners from the presenter table microphones. Please limit your comments to **3 minutes**.
3. State your name for the official record.
4. If written documentation is presented, please furnish one copy to the Board Clerk.

IF YOU WISH TO SUBMIT WRITTEN COMMENTS TO THE BOARD:

1. Please complete this form and return to the Board Clerk.
2. Written testimony will be entered into the official record.

#12

MULTNOMAH COUNTY BOARD OF COMMISSIONERS
PUBLIC TESTIMONY SIGN-UP

Please complete this form and return to the Board Clerk

This form is a public record

MEETING DATE: 06.12.03

SUBJECT: RAP PROPOSAL FOR METHADONE DETOX
PROGRAM

AGENDA NUMBER OR TOPIC: R1

FOR: X AGAINST: _____ THE ABOVE AGENDA ITEM

NAME: RANDALL JORVISTO

ADDRESS: 7141 N CAMPBELL

CITY/STATE/ZIP: PORT OR 97217

PHONE: _____ DAYS: 503-349-1073 EVES: 503 735-8012

EMAIL: _____ FAX: _____

SPECIFIC ISSUE: METHADONE BUDGET

WRITTEN TESTIMONY: I'M IN SUPORT OF MORE OPTIONS
FOR METHADONE CLIENTS DETOX.

IF YOU WISH TO ADDRESS THE BOARD:

1. Please complete this form and return to the Board Clerk.
2. Address the County Commissioners from the presenter table microphones. Please limit your comments to **3 minutes**.
3. State your name for the official record.
4. If written documentation is presented, please furnish one copy to the Board Clerk.

IF YOU WISH TO SUBMIT WRITTEN COMMENTS TO THE BOARD:

1. Please complete this form and return to the Board Clerk.
2. Written testimony will be entered into the official record.

#13

**MULTNOMAH COUNTY BOARD OF COMMISSIONERS
PUBLIC TESTIMONY SIGN-UP**

Please complete this form and return to the Board Clerk

This form is a public record

MEETING DATE: 6/12/03

SUBJECT: _____

AGENDA NUMBER OR TOPIC: Homeless youth continuous budget cuts

FOR: _____ AGAINST: X THE ABOVE AGENDA ITEM

NAME: Joselyn D Drake

ADDRESS: 1834 SE Stark

CITY/STATE/ZIP: Portland, OR 97214

PHONE: _____ DAYS: _____ EVES: _____

EMAIL: _____ FAX: _____

SPECIFIC ISSUE: Continuing reduction of services
for homeless youth

WRITTEN TESTIMONY: I am a former youth services worker
that was laid off one and a half years ago due to
service cuts. Current services are just barely
adequate to meet needs. Further cuts will undermine
the city's ability to help those in need.

IF YOU WISH TO ADDRESS THE BOARD:

1. Please complete this form and return to the Board Clerk.
2. Address the County Commissioners from the presenter table microphones. Please limit your comments to **3 minutes**.
3. State your name for the official record.
4. If written documentation is presented, please furnish one copy to the Board Clerk.

IF YOU WISH TO SUBMIT WRITTEN COMMENTS TO THE BOARD:

1. Please complete this form and return to the Board Clerk.
2. Written testimony will be entered into the official record.

#14

MULTNOMAH COUNTY BOARD OF COMMISSIONERS
PUBLIC TESTIMONY SIGN-UP

Please complete this form and return to the Board Clerk

This form is a public record

MEETING DATE: 6/12/03

SUBJECT:

AGENDA NUMBER OR TOPIC: HOMELESS YOUTH CONTINUUM BUDGET CUTS

FOR: _____ AGAINST: X THE ABOVE AGENDA ITEM

NAME: ZAC HALL

ADDRESS: 1003 NE 60th

CITY/STATE/ZIP: PDX 97213

PHONE: _____ DAYS: _____

EVES: _____

EMAIL: _____

FAX: _____

SPECIFIC ISSUE: NO MONEY FOR HOMELESS YOUTH =
DEATH FOR HOMELESS YOUTH.

WRITTEN TESTIMONY: AS A YOUTH CARE WORKER, I
UNDERSTAND THE MORAL RESPONSIBILITY TO CARE
FOR OUR LESS FORTUNATE CITIZENS. YOUTH NEED
SUPPORTIVE, SAFE & SOMEWHAT STABLE SPACES TO

GO TO PROCESS DAILY LIVING SITUATIONS AS WELL
AS GO FOR SHELTER AND FOR HEALTH/DRUG/EMOTIONAL

IF YOU WISH TO ADDRESS THE BOARD:

RESOURCES/REFERRALS

1. Please complete this form and return to the Board Clerk.
2. Address the County Commissioners from the presenter table microphones. Please limit your comments to 3 minutes.
3. State your name for the official record.
4. If written documentation is presented, please furnish one copy to the Board Clerk.

IF YOU WISH TO SUBMIT WRITTEN COMMENTS TO THE BOARD:

1. Please complete this form and return to the Board Clerk.
2. Written testimony will be entered into the official record.

COMMISSIONER SERENA CRUZ
BUDGET REMARKS
JUNE 12, 2003

Some overall factors that contributed to the budget we are approving today:

ITAX

- Voters in Multnomah County stepped up to preserve schools and services. This would be a very different budget without it.
- Public Safety system and Health & Human Services coordination
- Accountability to the voters for the schools funding
- The Board will pay attention to tax collection issues
- Will continue to work with legislators in Salem to adequately fund schools and services

PERS Savings

Dave Boyer's hard work will result in \$ millions into our reserves to preserve our long term financial health

Cola reduction

- Real sacrifice from non-represented employees in these very difficult times

Strategic Investment Funds expenditures

- Use of SIP dollars in GF budget is consistent with SIP contract
- Community Housing Fund will support Corporation for Supportive Housing Grant which change our homeless and supportive housing systems. This grant will create 400 supportive housing units for people who are homeless and have disabling health & mental health conditions

Budget priorities that I would like to highlight

- Health Department: ITAX allowed some restoration of critical health care coverage for the uninsured; partial restoration in our HIV/ AIDS program and will restore our ability to provide

mediation to the uninsured in our STD clinic. WE also restored community field teams and corrections health services

- Office of School & Community Programs: I am very proud that we restored \$177,000 of emergency housing vouchers for the homeless and domestic violence systems and that we are restoring state cuts to the Willow Tree and Turning Point transitional housing programs. I am also happy that we partially restored funds to pay for child care so that teen mothers can stay in school.
- Dept of Community Health Services: We will be able to continue to provide mental health services because of the ITAX. We are restoring A&D treatment services, and we will monitor any restorations in the state funding of OHP in order to ensure that we will be flexible in our budget priorities.

Thanks to the Budget Team: Tony Mounts, Karyne Dargan, Julie Neburka, Mike JASPIN, Ching Hay, Mark Campbell and Christian Yeager who have worked tirelessly for months on preparing this budget.

All of the Department Directors who met individually with the Board and who prepared budgets that prioritized delivering services and maintaining professionalism in these uncertain times.

The Chair's office, especially Kathy Turner, Chief of Staff, who really worked the halls to understand the Board's concerns and priorities. She worked with our staff to get to this final agreement.

Finally, to the voters in Multnomah County and to the volunteers on the Measure 26-48 campaign. This would be a very sad day without the involvement and commitment of the supporters of M26-48.

Chair Diane Linn
Remarks re Budget
June 12, 2003

- As you all know, when we began this fiscal year budget process, we were faced with a challenge that seemed insurmountable.
- We were reeling from the impact of state cuts to our services in mental health, addiction, senior, disability and public safety.
- Through a combination of state and federal cuts as well as local revenue shortfalls, we've had to reduce our budget by more than \$40 million in the past year.
- And we faced yet another local revenue shortfall of around \$23 million.
- But we were given a reprieve.

- The voters and taxpayers in Multnomah County have made a generous investment in keeping our community whole.
- With the successful passage of Ballot Measure 28 we can maintain and restore some vital programs in health, mental health, and addiction services. We can hold offenders accountable and guarantee them a jail bed and we can support seniors and the disabled so they can stay in their homes.
- On top of that, our community's schools will have full school years, reasonable class sizes and quality programming to prepare students for college and the workforce.
- The Measure was the result of an unprecedented partnership among governments and the community.
- Thanks to City of Portland, HOPE, labor, volunteers, etc.

- I want to especially recognize Commissioner Cruz for her tireless work on the campaign.
- I also want to thank Commissioner Lisa Naito who originally proposed the daughter of Measure 28 that provided a roadmap for M. 26-48.
- But please note that the reprieve in the amount of \$32 million for public safety and human services is only half of what our budget challenge is.
- Given the cuts that have occurred over the past year and the level of shortfall we face, we were not able to fend off all cuts.
- In referring the personal income tax to the ballot, we knew we could only ask taxpayers for so much and that “so much” supports only a basic level of service that wouldn’t have been there otherwise.
- Again we were able to backfill state cuts, restore some programs from former mid-year reductions (like reopening MCRC and the Farm) and we were able to maintain services that were slated to be eliminated or reduced in my original Executive Budget proposal (like Rockwood Clinic, a&d treatment and communicable disease programs).
- We still had to make some tough choices.
- In order to ensure that our chartered functions are functioning at a basic level, other areas were impacted. We were able to keep our systems of care in place and operating on a basic level. We are able to provide the necessary services to those in most in trouble and in need.
- I want thank Commissioner Rojo de Steffey for her tireless dedication to seniors and other vulnerable populations.
- Our community partnerships have taken a hit, but I am confident that through the School Age Policy Framework and

the great work of OSCP to reengineer our partnerships, we will be able to provide the needed universal touch to school age children and their families.

- We prioritized public safety. It's still job one, but we were also able to progress on prevention.
 - Prevention, in the end, is the most cost effective and compassionate approach to addressing crime – both for the potential offender *and* the community.
 - Think of the crimes that are averted through effective prevention strategies.
 - Think of the lives of potential offenders who can be productive parents, neighbors, citizens and tax payers.
 - Through prevention and our ability to provide necessary punitive measures, our neighborhoods remain safe.
 - Thank you to Lonnie Roberts for his commitment to public safety and for his (and his staff's) efforts to help east county residents understand the value of the work we do.
-
- I want to thank the Sheriff, District Attorney and Joanne Fuller for their work.
 - I have never experienced such a high level of cooperation and confidence within the public safety system.
-
- I also want to thank those department directors, budget staff and managers who have continued to wrestle with the uncertain future of the Oregon Health Plan and human services in general
 - Special thanks to Lillian Shirley for ensuring our ability to provide health services the community.
 - Thank you for Patty Pate and her management team (Peter especially) for their work around mental health, seniors and the disabled.

- Thank you to Ruth Metz for leading the library through a transition period. We have a fantastic system and we've been able deliver on the services that voters expect (Monday hours start up again July 7).
- Thank you for Cecilia Johnson for making sure the trains are running on time. You manage an incredibly complex department and your leadership on shared services and other efficiency and streamlining efforts is appreciated.
- Thank you to Lorenzo Poe for his efforts to ensure that every child and their family have the support they need to succeed.
- A special thanks to our community partners who have remained committed to their important work even in these tough times.
- The County continually strives for the highest and best use of every tax dollar. We're finding efficiencies every day and delivering quality services to the community every hour.
- My greatest appreciation goes out to every employee at the county for all you do.
- Budgets are always an arduous process.
- Thank you to the budget team and especially the Board and their staff for continuing to work together to put together the best and most responsible package able.

Board of Directors

Harry Ainsworth
Ron Chinn
Arlene Collins
Jean Haliski
Sy Kornbrodt
Patricia Swanson
Geri Washington

Advisors

Janice Gratton
Pamela Murray



An Equal Opportunity Employer

Superintendent

Edward L. Schmitt

Deputy Superintendent

Robert B. Ellsperman

BCC ✓

Multnomah Education Service District

June 20, 2003

Multnomah County Board of Commissioners
501 SE Hawthorne Blvd. – Suite 600
Portland, OR 97214

Dear Chair Linn and Commissioners:

It was with grave disappointment that the Multnomah County School District Superintendents learned that the RISE program was eliminated in the recently adopted County budget. RISE (Re-Entry Into a Successful Education) has been funded by Multnomah County since 1998 and has served students ages 12-21, primarily from East County. This program has served our community's highest risk youth. The average RISE student has dropped out of school or has been expelled, and has been out of school nearly two years. Many of the students are involved with the juvenile justice system and are challenged by gang involvement. Many of these students live in foster homes or are homeless. Nearly all students are eligible for free lunch, require mental health services and are seriously credit deficient. The comprehensive support needs of these youth must be addressed in order for them to experience any measure of success.

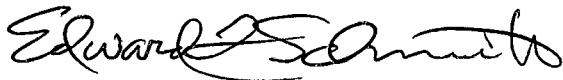
Multnomah Education Service District has served 75 students annually in the RISE program housed at Helensview with \$200,000 in County funds. Despite their enormous barriers to success, these youth have excelled, and 97% of them have remained in school. They have earned credit toward graduation, participated in service learning projects that benefit the community, gained job training, and valuable life skills. Most importantly they have regained hope for the future.

MESD's Director of Alternative Education and Principal of Helensview School met recently with four of the five County Commissioners, who all expressed strong support for RISE. Susen Ritchey and Kris Persson

explained they were unable to locate the funds for RISE within the County budget due to the confusion of some services being moved to the new Office of School and Community Partnerships and others remaining within the Department of Community Justice. RISE was once imbedded within the School Attendance Initiative budget and appears to have "fallen through the cracks" according to Multnomah County personnel. This is unacceptable for a program as critically important as RISE, and one so strongly valued by Multnomah County school districts.

The Multnomah County Superintendents are unaware of a more cost effective program for youth and a better investment of County funds. RISE clearly supports County Benchmarks as well as the new School Aged Services Framework by providing support where it is most needed. On behalf of the school districts within Multnomah County we ask that you reconsider eliminating the enormously successful RISE program.

Sincerely,

A handwritten signature in black ink, appearing to read "Edward L. Schmitt", written in a cursive style.

Dr. Edward L. Schmitt, Superintendent

cc: Lorenzo Poe, Office of School & Community Partnerships
Joanne Fuller, Department of Adult & Community Justice
Dave Koch, Department of Adult & Community Justice
Multnomah County Superintendents

ELS:lc

BEFORE THE BOARD OF COUNTY COMMISSIONERS
FOR MULTNOMAH COUNTY, OREGON

RESOLUTION NO. 03-080

Adopting the 2003-04 Budget for Multnomah County and Making Appropriations Thereunder,
Pursuant to ORS 294.435

The Multnomah County Board of County Commissioners Finds:

- a. The Multnomah County budget, as prepared by the duly appointed Budget Officer has been considered and approved by the Board.
- b. A public hearing on this budget was held before the Multnomah County Tax Supervising and Conservation Commission on the 5th day of June 2003.
- c. The budget is on file in the Office of the Chair of Multnomah County.
- d. The Board has made certain amendments to the above-described budget and those amendments are attached to this resolution as Attachment A.
- e. The appropriations authorized are attached to this resolution as Attachment B.
- f. The Tax Supervising and Conservation Commission has certified the budget and the Board responses to the objections and recommendations of the Tax Supervising and Conservation Commission are attached to the Resolution as Attachment C.
- g. Board notes of actions to be taken during the next year are attached to this resolution as Attachment D.

The Multnomah County Board of County Commissioners Resolves:

1. The budget, including Attachments A, B, C and D, is adopted as the budget of Multnomah County, Oregon.
2. The appropriations shown in Attachment B are authorized for the fiscal year July 1, 2003 to June 30, 2004.

ADOPTED this 12th day of June, 2003.



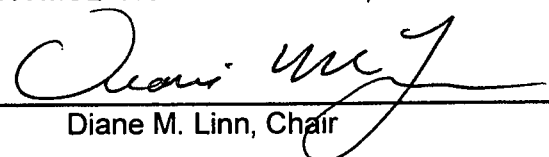
REVIEWED.

AGNES SOWLE, ACTING COUNTY ATTORNEY
FOR MULTNOMAH COUNTY, OREGON



Agnes Sowle, Acting County Attorney

BOARD OF COUNTY COMMISSIONERS
FOR MULTNOMAH COUNTY, OREGON



Diane M. Linn, Chair

Summary of Budget Changes

FY 2004

Page 1 of 10

Posted Amendments

Technical Amendments

Trans ID	Description	Expenditure	Revenue	Effect on GF Contingency	FTE
04_BCS_TA_01	Corrects budgets that had negative dollars by offsetting with other expenditures or by adjusting revenues.	74,001	74,001	0	0.00
04_BCS_TA_02	Moves Water Quality Management expenditures between cost centers. Change is being made to facilitate tracking of Water Quality as a separate program.	0	0	0	0.00
04_BCS_TA_04	BSI- Reflects reduction in Facilities charges for Training Room. Savings will be reallocated to provide support for the Shared Services Initiative. The reduction of \$15,504 is due to the net change to the Facilities fund.	-15,504	-15,504	0	0.00
04_BCS_TA_05	Placeholder. Balances Facilities/IT/FREDS/Risk funds due to proposed amendments. Some detailed changes will not be known until the other amendments have been approved.	-427,744	-427,744	0	0.00
	BCS Total	-369,247	-369,247	0	0.00
04_DCHS_TA_01	Moves a \$50,000 appropriation to the Domestic Violence Unit for the "New Options/Prostitution Alternatives" program that was cut further than intended by the Board. The funding comes from within the Department from a contract that was inadvertently budgeted for in FY 04, but was cut by the Board in FY 03. There is no net change in revenues or expenditures.	0	0	0	0.00
	DCHS Total	0	0	0	0.00
04_DCJ_TA_01	Corrects an error where \$1,341 in costs were assigned to salary related expenses instead of insurance. This increases the Risk Fund by \$1,341.	1,341	1,341	0	0.00
04_DCJ_TA_02	Transfers professional services and indirect costs from Multi Systemic Therapy "MST" to MST Gang Services facilitating separate oversight of MST and Gang bed client services. There is no change to expenditures/revenues or FTE.	0	0	0	0.00
	DCJ Total	1,341	1,341	0	0.00
04_HD_TA_01	ITAX: Moves Corrections Health that was budgeted in MCRC cost center out of the Itax where it was budgeted in error and into the ongoing Corrections Health program. This amendment has the net effect of reducing Itax expenditures by \$70,000 and increasing Itax contingency by \$70,000.	-70,000	0	70,000	0.00
04_HD_TA_02	Adds department indirect revenue omitted in the requested budget.	-15,543	-15,543	0	0.00
04_HD_TA_03	Corrects assessments so that expenditures stay in the correct programs. No net change to the Health Department budget.	-1	0	0	0.00
	HD Total	-85,544	-15,543	70,000	0.00
04_MCSO_TA_01	Corrects an error in assessed costs by assigning them to the appropriate program. There is no change to expenditures/revenues or FTE.	0	0	0	0.00
	MCSO Total	0	0	0	0.00
04_NOND_TA_02	ITAX: moves \$140,000 of Itax from DBCS to the Auditor's Office to pay for costs of auditing personal income tax expenditures. Adds 2.00 FTE Management Auditors and increases the Risk Fund by \$24,564.	24,564	24,564	0	2.00
	NOND Total	24,564	24,564	0	2.00

Summary of Budget Changes

FY 2004

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Posted Amendments

Technical Amendments

Trans ID	Description	Expenditure	Revenue	Effect on GF Contingency	FTE
04_OVER_TA_01	Implements Local 88 class-comp study for Legal Assistants, DA Investigators, Victim Advocates, and Support Enforcement Agents as of 7/1/03. Funding for this class-comp study was set aside in the General Fund contingency per the Local 88 labor agreement. This amendment distributes the set-aside amount of \$62,786 for this study, one-time-only for FY 2004. Adds \$4,602 in Risk Fund.	67,388	4,602	-62,786	0.00
04_OVER_TA_02	Implements Local 88 class-comp study for Appraisal Technicians, Property Appraisers, and Tax Exemption Specialists as of 7/1/03. Funding for this class-comp study was set aside in the General Fund contingency per the Local 88 labor agreement. This amendment distributes the set aside amount of \$63,463 for this study, one-time-only for FY 2004.	63,463	0	-63,463	0.00
04_OVER_TA_03	Implements Local 88 class-comp study for Dental Assistants, Health Assistants, Medical Records Technicians, Medical Services Clerks, Nutrition Assistants, and Nutritionists as of 7/1/03. Funding for this class-comp study was set aside in the General Fund contingency per the Local 88 labor agreement. This amendment distributes the set-aside amount of \$180,698 for this study, one-time-only for FY 2004.	180,698	0	-180,698	0.00
04_OVER_TA_04	Implements Local 88 class-comp study for Maintenance Workers and Maintenance Specialists as of 7/1/03. Funding for this class-comp study was set aside in the General Fund contingency per the Local 88 labor agreement. This amendment distributest the set-aside amount of \$30,212 for this study, one-time-only for FY 2004.	30,212	0	-30,212	0.00
OVER Total		341,761	4,602	-337,159	0.00
Total		-87,125	-354,283	-267,159	2.00

Summary of Budget Changes

FY 2004

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Posted Amendments

Staff Amendments

Trans ID	Description	Expenditure	Revenue	Effect on GF Contingency	FTE
04_BCS_SA_01	Restores 2.00 FTE Facilities Specialists 2, 0.50 FTE Facilities Maintenance Worker in the Facilities Fund due to the passage of ITAX. FTE's restored are necessary to fill shortages in maintaining the additional square footage restored as a result of the ITAX passage (i.e. MCRC). \$32K revenue and expenditure change is from Risk Fund service reimbursement from staff changes.	32,335	32,335	0	2.50
04_BCS_SA_02	Finance - shifts \$336,150 from ITAX professional services to personal services to fund 3.00 FTE for the collection and administration of the temporary personal income tax. \$42K increase is from Risk Fund service reimbursement due to staff changes.	41,559	41,559	0	3.00
04_BCS_SA_03	Facilities: Adds 1.00 FTE Office Assistant Senior, and 0.25 FTE Facilities Specialist 2 in the Capital Improvement Fund due to the need to support Accredited Health facilities and Countywide Security projects. \$15K revenue/expenditure change is due to Risk Fund service reimbursement from staff changes.	15,454	15,454	0	1.25
BCS Total		89,348	89,348	0	6.75
04_DCHS_SA_01	Creates a new 1.00 FTE Administrative Analyst Senior in position in the ADS division by eliminating/re-classing an existing Administrative Secretary position. M&S expenses are reduced by \$17,294 to cover the increased cost. The position is intended to provide day to day direction & co-ordination for the administrative functions within the division. There is a net \$1,327 increase in the Risk Management Fund.	1,327	1,327	0	0.00
04_DCHS_SA_02	Moves 5.00 FTE Community Health Nurses from the 5 ADS Branch Offices to the Nursing Facility for centralized supervision. A 0.83 FTE Program Development Specialist is cut, with the resulting savings covering a salary correction, the shift of an OA2 to OA Sr, and the reduction in the amount of salary savings budgeted (\$20,648). There is a net \$8,869 decrease in the Risk Management Fund.	-8,869	-8,869	0	-0.83
04_DCHS_SA_03	The amendment reflects changes to the State Medicaid allocation for ADS. Several positions are eliminated and several are added to accommodate changes in staffing necessary to serve a changing client population. Salary savings are reduced by a total of \$15,870. There is a net decrease of 0.15 FTE. There is a net \$2,281 decrease in the Risk Management Fund.	-2,281	-2,281	0	-0.15
04_DCHS_SA_04	Moves 3.00 Office Assistants (OA2) from the Business Teams in the DCHS divisions to the Chief Financial Officer's (CFO) unit. This brings the administrative contracts functions under the CFO.	0	0	0	0.00
04_DCHS_SA_05	Corrects the job class coding for a supervisor position that was incorrectly coded as a program development specialist senior position in the Approved budget. There is no net revenue or expense change.	0	0	0	0.00
DCHS Total		-9,823	-9,823	0	-0.98

Summary of Budget Changes

FY 2004

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Posted Amendments

Staff Amendments

Trans ID	Description	Expenditure	Revenue	Effect on GF Contingency	FTE
04_DCJ_SA_01	The amendment reflects personnel reclasses and transfer of budgeted personnel between program units. 1.00 District Manager is reclassified to Program Supervisor due to an exempt class comp study. 3.00 Program Development Specialists in Business Services are transferred to Adult and Juvenile program units. 0.20 of a Program Manager 2 and 0.70 of a Juvenile Court Counselor are transferred to Probation & Counseling Services. There is no net change in FTE, expenses/revenues.	0	0	0	0.00
04_DCJ_SA_03	The Peninsula Field Office was closed and program expenditures were reduced. The remaining staff (4.00 FTE), their caseloads and associated expenses are being transferred to the North Field Office. There is no net change to FTE, revenues/expenditures.	0	0	0	0.00
04_DCJ_SA_04	Corrects \$300 in overstated general fund expenses and an error to 1.00 FTE split between the General Fund and the Fed/State Fund. In the Approved Budget, the entire 1.00 FTE reduction was taken from the General Fund. This amendment reconciles the error by reducing the Fed/State fund.	-53,023	-53,023	0	0.00
04_DCJ_SA_05	Redirects General Fund from professional services and materials and services to restore 1.00 Clinical Coordinator to the Adult Community Justice Specialized Supervision Field Services. Reduces 1.00 Finance Specialist and a Program Development Technician by 0.20 in order to restore a full-time Program Development Specialist. Increases internal services by \$10,380. There is a net increase of 0.80 FTE.	10,380	10,380	0	0.80
DCJ Total		-42,643	-42,643	0	0.80
04_HD_SA_01	Reclass 0.90 FTE OA 2 shared by Communicable Disease & Bioterrorism grant to 0.80 FTE OA Senior. The \$726 reflects a net reduction to the Risk Fund as a result of the reduced FTE.	-726	-726	0	-0.10
04_HD_SA_02	Adjusts personnel: converts 0.80 FTE to on-call; changes 0.50 LPN to 0.50 HA, adjusts other positions between Healthy Start and Healthy Birth Initiative grants. (0.70) FTE change in staff levels.	-9,289	-9,289	0	-0.70
HD Total		-10,015	-10,015	0	-0.80
04_MCSO_SA_01	Increases Business Services by 2.00 FTE which were inadvertently left out of the approved. The approved budget includes funding for 2.00 FTE; This amendment reconciles the budget (1.00 Program Administrator and 1.00 Records Technician). This does not increase the Sheriff's total budget but does increase total FTE by 2.00 and the Risk Fund by \$28,082.	28,082	28,082	0	2.00
MCSO Total		28,082	28,082	0	2.00
04_NOND_SA_01	Moves 0.50 FTE Communications position from CCFC to PAO in order to provide County-wide assistance with community involvement and public information about the County's children's policy frameworks (early childhood, school-aged). PAO expenditures are offset by a reduction in the CCFC budget. Net change in Internal Service funds of (\$38,314).	-38,314	-38,314	0	0.50
04_NOND_SA_02	Removes 1.00 FTE School-Aged Framework coordinator budgeted in error in the Chair's/CCFC's budget. This position was only intended to be in the Chair's Office in FY 03, and is already included in the FY 04 OSCP budget. Decrease of \$12,437 in Risk Fund.	-12,437	-12,437	0	-1.00
NOND Total		-50,751	-50,751	0	-0.50
Total		4,198	4,198	0	7.27

Summary of Budget Changes

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Posted Amendments

Revenue Amendments

Trans ID	Description	Expenditure	Revenue	Effect on GF Contingency	FTE
04_BCS_RA_01	SIP Fund: increases beginning working capital by \$67,587 as a result of increased fund balance. Transfers \$690K "unallocated budget" to the General Fund which is available for reallocation.	64,118	740,412	676,294	0.00
04_BCS_RA_02	Capital Asset Acquisition Fund (Flat Fee): reduces budgeted beginning working capital due to latest estimate of revenues and expenditures. It also adjusts Flat Fee service reimbursements to account for revenue expected from different departments.	-407,957	-407,957	0	0.00
04_BCS_RA_03	CIP and Asset Preservation Funds: Adjusts beginning working capital revenue based on latest spending projection.	257,004	257,004	0	0.00
04_BCS_RA_04	Road Fund: Revenue decreases by \$166,500 based on latest Transportation projection of revenues and expenditures.	-166,500	-166,500	0	0.00
04_BCS_RA_05	Budget and Service Improvement will receive a licensing fee from the State of New Jersey for use of the Oregon Helps software. Helps software helps citizens determine their eligibility for different social service programs. New Jersey will customize it for their state. BSI will use this revenue to further develop Oregon Helps software.	20,000	20,000	0	0.00
04_BCS_RA_07	Data Processing Fund: increases fund by \$300K due to latest fund expenditure and revenue projections.	300,000	300,000	0	0.00
BCS Total		66,665	742,959	676,294	0.00
04_DCHS_RA_01	Adjusts revenue and budgeted expenditures in the Addiction Services program to reflect updated information from the state and grant restrictions. There is a net increase of \$110,924 in anticipated state funding.	110,924	110,924	0	0.00
04_DCHS_RA_02	Adds a \$30,000 appropriation in the ADS division that is associated with new revenue from an OHSU/Dept of Justice contract.	30,000	30,000	0	0.00
04_DCHS_RA_03	Reduces Assessment Intervention Treatment Program (AITP) revenue and expenditures by \$90,000 to reflect revised revenue estimates. Also reduces 2.00 FTE Mental Health Consultants. Adjusts revenue allocation for SOAP/RAPP program between County General Fund and OHP premium to accommodate revenue use restrictions.	-116,063	-116,063	0	-2.00
04_DCHS_RA_04	Cuts a 0.50 FTE Case Manager Assistant from the Admin unit of the Developmental Disability Services division due to a training grant that was cut by the State of Oregon.	-30,584	-30,584	0	-0.50
04_DCHS_RA_05	Adjusts the Domestic Violence budget to reflect the elimination of Oregon Emergency Housing Assistance (\$146,346), an increase in the State Homeless Assistance Program (\$98,210), and an increase in the HUD Horizons contract funding (\$6,837). Reduces Indirect Cost revenue in General Fund by \$2,202 and reduces the Risk Fund by \$898.	-43,308	-45,510	-2,202	0.00
04_DCHS_RA_06	Increases the Developmental Disability Services division budget by \$284,568 and 4.00 FTE to reflect higher case management funds from the state mental health grant than previously estimated. There is also a net \$49,499 increase in the Risk Management Fund associated with the increased FTE.	334,067	334,067	0	4.00
04_DCHS_RA_07	Increases the Domestic Violence budget by \$35,660 to reflect the revised Safe Haven Grant balance for contracted services (assessment & visitation).	36,129	36,829	700	0.00
DCHS Total		321,165	319,663	-1,502	1.50

Summary of Budget Changes

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Posted Amendments

Revenue Amendments

Trans ID	Description	Expenditure	Revenue	Effect on GF Contingency	FTE
04_DCJ_RA_01	Eliminates the Drunk Driving Grant- DCJ received notice they will no longer receive funding from the Drunk Driving State Grant for a Parole and Probation position. This action results in a loss of (\$79,673) and 1.00 FTE and a decrease in the Risk fund of (\$13,592).	-93,265	-93,265	0	-1.00
04_DCJ_RA_02	This amendment appropriates the Going Home Grant received but not programed. The grant provides for re-entry and related program services designed to assist offenders (males age 14-35 affiliated with gangs or identified with security threat groups) in successfully re-integrating into the community. The objective is to enhance community safety by reducing re-offending behavior. Primarily the grant funds 2.00 FTE, a Program Development Specialist Senior and a Corrections Counselor and \$267,850 in contracted services.	506,858	506,858	0	2.00
DCJ Total		413,593	413,593	0	1.00
04_HD_RA_01	Eliminates Tobacco Prevention Program; state funding has been cut. Reduces expenditures by \$408,431, Internal Service Reimbursements by \$27,672 and 3.90 FTE.	-429,416	-436,103	-6,687	-3.90
04_HD_RA_02	Adds SAMHSA Mental Health Disparities grant revenue. Grant renewal was approved after budget request was submitted.	213,275	216,739	3,464	2.26
04_HD_RA_03	Adds State Commission on Children & Families (OCCF) revenue for Family & Community Alliance and Community Safety Net. This revenue was omitted in the request due to uncertainties surrounding OCCF's state funding.	205,965	205,965	0	0.00
HD Total		-10,176	-13,399	-3,223	-1.64
04_LIB_RA_01	Adds Library Foundation revenues not originally recognized in the FY04 Library request. The Library Foundation makes its funding decisions in April, after County budget requests have been submitted. These revenues enhance specific programs, including Summer Reading 2003, Teen Author Lecture, Books 2 U, and Reach Out & Read. 0.50 FTE Library Assistant is added.	185,732	189,277	3,545	0.50
LIB Total		185,732	189,277	3,545	0.50
04_MCSO_RA_01	The Sheriff's Office receives funds from the Oregon State Fire Marshal to perform hazardous material cleanups throughout the metro area. The \$8,800 represents the portion of FY 03 revenue unspent. There is no FTE change associated with this amendment. There is an increase of \$268 for department indirect and \$194 for central indirect.	9,068	9,262	194	0.00
MCSO Total		9,068	9,262	194	0.00
04_OSCP_RA_01	Adjusts the OSCP Housing & Public Works budget to reflect updated grant information: Reduce State SHAP, EHA, HSP funds by \$44,280, \$62,202, and \$37,916, respectively. Increase City of Portland CDBG, PDX General Fund, and HUD HOME grant by \$4,618, \$409, and \$111,105, respectively. Reduce HUD CDBG by \$11,295 and increase HUD Rental Rehab Loan Repayment by \$124,569. There is a net increase of \$85,008.	85,008	85,008	0	0.00
04_OSCP_RA_02	Adjusts the OSCP Energy Services budget to reflect updated grant information. Increase Department of Energy Weatherization funds by \$102,117 and ECHO grants by \$38,414. Eliminate City of Portland Block by Block weatherization award of \$109,000. Carryover City Block by Block Rebates (\$7,700) and County Weatherization Rebates (\$26,530). Eliminate the State Jobs Plus funding for temporary Weatherization Crew (\$9,000). Net increase of \$56,761 and elimination of a 0.50 FTE PDS. There is a net decrease in service reimbursement funds of \$7,894.	48,867	48,867	0	-0.50
OSCP Total		133,875	133,875	0	-0.50
Total		1,119,922	1,795,230	675,308	0.86

Summary of Budget Changes

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Carryover Amendments

Trans ID	Description	Expenditure	Revenue	Effect on GF Contingency	FTE
04_BCS_CA_01	Fleet Management Fund Carryover: Increases Beginning Working Capital by \$249,101 due to delayed receipt of vehicles in FY 03; increases equipment purchases by \$371,501 and decreases Fleet Fund contingency by \$122,400 due to anticipated equipment purchases in FY 04.	371,501	249,101	0	0.00
	BCS Total	371,501	249,101	0	0.00
04_NOND_CA_01	Carryover appropriations for District 1, 2, 3, and 4.	37,000	37,000	0	0.00
04_NOND_CA_02	Auditor Carryover: Carries over \$4,000 in the Auditor's Office for computer equipment that is ordered but will not be received by June 30th.	4,000	4,000	0	0.00
04_NOND_CA_03	Appropriates \$40,000 one-time-only to pay for costs associated with moving the Commission on Children, Families, and Community into the Multnomah Building in FY 2004. This expense is budgeted in two funds, once in the General Fund and once as a service reimbursement to the Facilities Fund, for a total increased appropriation of \$70,000.	70,000	70,000	0	0.00
	NOND Total	111,000	111,000	0	0.00
04_OSCP_CA_01	SIP Fund Carryover: Carries over \$174,391 of the dedicated SIP special needs housing fund that will be unspent in FY 03. These funds are used to address the special housing needs of correction clients with mental health issues.	174,391	174,391	0	0.00
	OSCP Total	174,391	174,391	0	0.00
	Total	656,892	534,492	0	0.00

Summary of Budget Changes

Posted Amendments

Program Amendments

Trans ID	Description	Expenditure	Revenue	Effect on GF Contingency	FTE
04_BCS_PA_01	IT - Moves revenues and expenditures between cost centers to adjust for revenue expected from different departments. It also increases salary savings, M&S and Capital. Salary Savings will be replaced by specific FTE changes after June 16th when the IT Class/Comp study is implemented. Adds 0.50 FTE inadvertently left out of the budget. The increase of \$2,068 is due to the service reimbursement to the Risk fund from the position.	2,068	2,068	0	0.50
	BCS Total	2,068	2,068	0	0.50
04_DCHS_PA_01	Reallocates \$140,142 in savings attributable to the DCHS management/business services re-organization to the ADS division. Restores 0.25 FTE Veteran Services Officer & 0.25 FTE Program Development Tech. The remainder is allocated for contracted services for in-home care for elders, minority outreach, and advocacy. Funds are Title XIX and IIIB. There is a net increase of 5,780 in the service reimbursement funds.	5,780	5,780	0	0.50
04_DCHS_PA_02	Reallocates \$95,862 in savings attributable to the DCHS management/business services re-organization to the Developmental Disabilities Division. 1.40 FTE Case Manager 2's are added to the DD Intake & Protective Services unit. There is a net increase of \$17,346 in the service reimbursement funds.	17,346	17,346	0	1.40
04_DCHS_PA_03	Creates a new 1.00 FTE Addiction Manager position by cutting a mental health consultant in the early childhood area and shifting funding from A&D pass through payments. Funding is also reallocated to cover Raintree related costs. There is a net increase of \$3,826 in the service reimbursement funds.	3,826	3,826	0	0.00
	DCHS Total	26,952	26,952	0	1.90
04_HD_PA_01	Spreads \$2.1 million unspecified General Fund cut in executive budget to HD programs. Changes several programs: Reduces 2.80 FTE and \$437,000 in Corrections Health due to jail bed re-configuration and removing IT costs budgeted in error. Replaces \$238,000 of GF with program revenues in Field Teams. Reduces HIV Health Services program by \$202,000, adds \$63,000 in program revenues, and cuts 2.30 FTE. Reduces Pharmacy & Lab Services by \$351,000 due to reductions in the pharmacy budget and lab services. Replaces \$681,000 of GF with program revenues in Primary Care Clinics. Increases some fee revenues and makes other minor adjustments in program budgets to balance. Adds a total of \$1.1 million in new revenues.	1,070,280	1,093,362	23,083	-5.10
	HD Total	1,070,280	1,093,362	23,083	-5.10
04_NOND_PA_01	PART 1 OF 2: Removes CCFC requested budget. Revised budget (part 2 of 2) reflects CCFC office re-organization and reduced revenues from the state for a revised total of \$717,632. Reduction from request of \$1.1 million and 3.00 FTE.	-1,864,215	-1,864,215	0	-10.50
04_NOND_PA_01	PART 2 of 2: Replaces CCFC requested budget. Revised budget reflects CCFC office re-organization and reduced revenues from the state for a revised total of \$717,632. Reduction from request of \$1.1 million and 3.00 FTE.	806,339	812,789	6,450	7.50
	NOND Total	-1,057,876	-1,051,426	6,450	-3.00
04_OSCP_PA_01	Moves \$200,000 of ITAX funds from DCJ to OSCP for homeless youth system where the funds will actually be expended. There is no programmatic impact.	0	0	0	0.00
	OSCP Total	0	0	0	0.00
	Total	41,424	70,956	29,533	-5.70

Summary of Budget Changes

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Board Amendments

Trans ID	Description	Expenditure	Revenue	Effect on GF Contingency	FTE
04_BCS_BA_01	NAITO - Restores 1.00 FTE and \$72,610 in Information Technology to maintain and enhance the DSS Justice Program. Increases the Risk Fund by \$12,720.	85,330	12,720	-72,610	1.00
	BCS Total	85,330	12,720	-72,610	1.00
04_DCHS_BA_01	NAITO: Provides \$80,000 of bridge funding for the Gateway Children's Campus residential program that is operated by the Christie school.	80,000	0	-80,000	0.00
04_DCHS_BA_02	ALL BOARD: Adds General Fund funding to restore Domestic Violence Emergency Shelters (\$40,000), DV services for a variety of specific populations: Russian survivors of DV (\$8,700), Latina populations (\$8,500), Native American (\$4,300), and minorities dealing with domestic violence (\$900), provides legal representation and advice (\$2,600), and a contracted court advocate (\$35,000). [Was amendment 04_OSCP_BA_05]	100,000	0	-100,000	0.00
04_DCHS_BA_03	BOARD: Provides \$25,000 for Early Intervention seed money.	25,000	0	-25,000	0.00
	DCHS Total	205,000	0	-205,000	0.00
04_HD_BA_01	CRUZ: Restores \$7,000 cut to drug budget in STD clinic.	7,000	0	-7,000	0.00
04_HD_BA_02	ROBERTS: Restores Rockwood Dental Van. Adds \$46,000 and 0.40 FTE. Adds \$5,658 to Risk Fund.	51,658	5,658	-46,000	0.40
04_HD_BA_03	CRUZ: Restores HIV Prevention program in HD. Adds \$116,130 and 1.10 FTE. Net increase to Internal Service funds of \$18,055.	134,185	18,055	-116,130	1.10
04_HD_BA_04A	NAITO: Least cost: Restores Health services to Brentwood-Darlington area. Adds \$250,000 and 3.40 FTE to provide 1,740 visits to 365 clients annually. Net increase to Internal Service funds of \$54,925.	304,925	54,925	-250,000	3.40
	HD Total	497,768	78,638	-419,130	4.90
04_NOND_BA_01	ROJO: Provides \$25,000 of County General Fund for the Elders in Action Ombudsman program.	25,000	0	-25,000	0.00
04_NOND_BA_03	ROBERTS: REVISED AMOUNT: Restores \$19,430 to the East Multnomah S&W District and \$5,360 to the West S&W District, one-time-only for FY 2004.	24,790	0	-24,790	0.00
	NOND Total	49,790	0	-49,790	0.00
04_OSCP_BA_01	CRUZ: Restores funding for Clearinghouse vouchers (\$177,871).	177,871	0	-177,871	0.00
04_OSCP_BA_02	LINN: Restores \$25,000 from the General Fund for Court Care and adds \$25,000 of State funds that are currently allocated in the State budget.	50,000	25,000	-25,000	0.00
04_OSCP_BA_03	ROBERTS: Restores workforce development - SE Works (\$47,389).	47,389	0	-47,389	0.00
04_OSCP_BA_04	CRUZ: Adds funding for Willow Tree (\$32,152) and Turning Point (\$26,745) to backfill lost State funding (HCS EHA).	58,897	0	-58,897	0.00
04_OSCP_BA_06	CRUZ: Provides \$82,000 to restore the Teen Parent program.	82,000	0	-82,000	0.00
04_OSCP_BA_07	LINN/NAITO: Provides an additional \$100,000 for the Homeless Youth system.	100,000	0	-100,000	0.00
	OSCP Total	516,157	25,000	-491,157	0.00
04_OVER_BA_01	Reduce cost of living adjustment (COLA) for non-represented employees. The COLA is currently budgeted at 2.5%. This amendment reduces the COLA to 0.5% consistent with the change in the Portland CPI. Increases GF Contingency by \$428,367. The total impact on "Other Funds" is \$754,211 which will be returned to the respective Contingency accounts with the exception of the Federal/State Fund. Appropriations in the Federal/State Fund will be reallocated, by department, to M&S cost elements and will be available for other uses.	-743,303	0	428,367	0.00
	OVER Total	-743,303	0	428,367	0.00

Summary of Budget Changes

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Posted Amendments**Board Amendments**

Trans ID	Description	Expenditure	Revenue	Effect on GF Contingency	FTE
	Total	610,742	116,358	-809,320	5.90
	Grand Total (all amendment types)	2,346,053	2,166,951	-371,638	10.33

ATTACHMENT B
Appropriations Schedule
Multnomah County, Oregon
Fiscal Year July 1, 2003 to June 30, 2004

GENERAL FUND (1000)

<i>Nondepartmental</i>		102,181,693
<i>District Attorney</i>		16,168,189
<i>School & Community Partnerships</i>		14,383,535
<i>County Human Services</i>		29,708,920
<i>Health</i>		41,282,113
<i>Community Justice</i>		43,526,603
<i>Sheriff</i>		81,052,622
<i>Business & Community Services</i>		43,822,137
<i>All Agencies</i>		372,125,812
<i>Cash Transfers</i>	Facilities Management Fund	144,517
	General Reserve Fund	1,037,000
	Library Fund	16,841,893
	Recreation Fund	10,300
	Revenue Bond Sinking Fund	64,450
<i>Total Cash Transfers</i>		18,098,160
<i>Contingency</i>		1,852,617
Total Appropriation		392,076,589

STRATEGIC INVESTMENT PROGRAM FUND (1500)

<i>School & Community Partnerships</i>		249,391
<i>Business & Community Services</i>		1,873,483
<i>All Agencies</i>		2,122,874
<i>Cash Transfers</i>	General Fund	690,103
Total Appropriation		2,812,977

ROAD FUND (1501)

<i>Business & Community Services</i>		39,076,694
<i>Cash Transfers</i>	Bicycle Path Construction Fund	52,000
	Willamette River Bridges Fund	3,733,732
<i>Total Cash Transfers</i>		3,785,732
<i>Contingency</i>		242,070
Total Appropriation		43,104,496

EMERGENCY COMMUNICATIONS FUND (1502)

<i>Sheriff</i>		282,343
Total Appropriation		282,343

BICYCLE PATH CONSTRUCTION FUND (1503)

<i>Business & Community Services</i>		278,757
Total Appropriation		278,757

RECREATION FUND (1504)

<i>Business & Community Services</i>		126,300
Total Appropriation		126,300

ATTACHMENT B
Appropriations Schedule
Multnomah County, Oregon
Fiscal Year July 1, 2003 to June 30, 2004

FEDERAL STATE FUND (1505)

<i>Nondepartmental</i>	913,888
<i>District Attorney</i>	4,553,142
<i>School & Community Partnerships</i>	15,984,688
<i>County Human Services</i>	112,286,273
<i>Health</i>	70,792,128
<i>Community Justice</i>	30,543,838
<i>Sheriff</i>	7,708,903
<i>Business & Community Services</i>	655,161
<i>All Agencies</i>	243,438,021
Total Appropriation	243,438,021

COUNTY SCHOOL FUND (1506)

<i>Nondepartmental</i>	226,000
Total Appropriation	226,000

TAX TITLE FUND (1507)

<i>Business & Community Services</i>	678,087
<i>Contingency</i>	1,935
Total Appropriation	680,022

ANIMAL CONTROL FUND (1508)

<i>Cash Transfers General Fund</i>	1,186,500
Total Appropriation	1,186,500

WILLAMETTE RIVER BRIDGES FUND (1509)

<i>Business & Community Services</i>	8,561,658
<i>Contingency</i>	11,519
Total Appropriation	8,573,177

LIBRARY SERIAL LEVY FUND (1510)

<i>Library</i>	45,528,952
<i>Contingency</i>	107,520
Total Appropriation	45,636,472

SPECIAL EXCISE TAXES FUND (1511)

<i>Nondepartmental</i>	18,680,000
Total Appropriation	18,680,000

LAND CORNER PRESERVATION FUND (1512)

<i>Business & Community Services</i>	853,897
<i>Contingency</i>	271,453
Total Appropriation	1,125,350

ATTACHMENT B**Appropriations Schedule**

Multnomah County, Oregon

Fiscal Year July 1, 2003 to June 30, 2004

INMATE WELFARE FUND (1513)

<i>Community Justice</i>	19,400
<i>Sheriff</i>	1,111,625
<i>All Agencies</i>	1,131,025
Total Appropriation	1,131,025

JUSTICE SERVICES SPECIAL OPERATIONS (1516)

<i>District Attorney</i>	323,114
<i>Community Justice</i>	949,516
<i>Sheriff</i>	1,664,964
<i>All Agencies</i>	2,937,594
<i>Contingency</i>	2,161
Total Appropriation	2,939,755

GENERAL RESERVE FUND (1517)

<i>Contingency</i>	10,587,000
Total Appropriation	10,587,000

CHILDREN'S LEVY FUND (1518)

<i>Nondepartmental</i>	9,210,000
Total Appropriation	9,210,000

REVENUE BOND SINKING FUND (2001)

<i>Nondepartmental</i>	828,900
Total Appropriation	828,900

CAPITAL LEASE RETIREMENT FUND (2002)

<i>Nondepartmental</i>	23,775,203
Total Appropriation	23,775,203

GENERAL OBLIGATION BOND SINKING FUND (2003)

<i>Nondepartmental</i>	9,200,245
Total Appropriation	9,200,245

PERS BOND SINKING FUND (2004)

<i>Nondepartmental</i>	10,199,032
Total Appropriation	10,199,032

JUSTICE BOND PROJECT FUND (2500)

<i>Sheriff</i>	18,876,000
<i>Business & Community Services</i>	7,702,007
<i>Overall County</i>	300,002
<i>All Agencies</i>	26,878,009
Total Appropriation	26,878,009

ATTACHMENT B

Appropriations Schedule

Multnomah County, Oregon

Fiscal Year July 1, 2003 to June 30, 2004

SB 1145 CONSTRUCTION FUND (2502)

<i>Sheriff</i>	6,870,000
<i>Cash Transfers</i> Justice Bond Project Fund	4,850,000
<i>Contingency</i>	50,000
Total Appropriation	11,770,000

LEASE/PURCHASE PROJECT FUND (2504)

<i>Business & Community Services</i>	5,405,000
<i>Overall County</i>	250,000
<i>All Agencies</i>	5,655,000
Total Appropriation	5,655,000

LIBRARY CONSTRUCTION FUND 1996 (2506)

<i>Library</i>	2,100,000
<i>Contingency</i>	50,000
Total Appropriation	2,100,000

CAPITAL IMPROVEMENT FUND (2507)

<i>Business & Community Services</i>	12,993,491
<i>Overall County</i>	23,000
<i>All Agencies</i>	13,016,491
Total Appropriation	13,016,491

CAPITAL ACQUISITION FUND (2508)

<i>Nondepartmental</i>	240,735
<i>Business & Community Services</i>	5,349,280
<i>All Agencies</i>	5,590,015
Total Appropriation	5,590,015

ASSET PRESERVATION FUND (2509)

<i>Business & Community Services</i>	3,808,316
<i>Overall County</i>	40,000
<i>All Agencies</i>	3,848,316
Total Appropriation	3,848,316

LIBRARY PROPERTY FUND (2510)

<i>Library</i>	885,000
Total Appropriation	885,000

BEHAVIORAL HEALTH MANAGED CARE FUND (3002)

<i>County Human Services</i>	29,882,160
Total Appropriation	29,882,160

ATTACHMENT B**Appropriations Schedule**

Multnomah County, Oregon

Fiscal Year July 1, 2003 to June 30, 2004

RISK MANAGEMENT FUND (3500)

<i>Nondepartmental</i>	2,426,616
<i>Business & Community Services</i>	53,817,529
<i>All Agencies</i>	56,244,145
<i>Contingency</i>	4,051,227
Total Appropriation	60,295,372

FLEET FUND (3501)

<i>Business & Community Services</i>	8,576,764
<i>Contingency</i>	1,569,342
Total Appropriation	10,146,106

TELEPHONE FUND (3502)

<i>Business & Community Services</i>	5,603,634
<i>Contingency</i>	4,064
Total Appropriation	5,607,698

DATA PROCESSING FUND (3503)

<i>Business & Community Services</i>	21,191,872
<i>Contingency</i>	72,848
Total Appropriation	21,264,720

MAIL DISTRIBUTION FUND (3504)

<i>Business & Community Services</i>	1,526,379
<i>Contingency</i>	154,772
Total Appropriation	1,681,151

FACILITIES MANAGEMENT FUND (3505)

<i>Business & Community Services</i>	37,000,996
<i>Cash Transfers</i>	
Capital Improvement Fund	2,031,682
Asset Preservation Fund	1,433,316
<i>Total Cash Transfers</i>	3,464,998
<i>Contingency</i>	25,141
Total Appropriation	40,491,135

ATTACHMENT C

The Board makes the following response to the recommendation made by the Tax Supervising and Conservation Commission (TSCC) which is contained in the letter certifying the 2003-04 County budget.

Recommendation

Fund Over Expenditures:

As noted in the CAFR for Multnomah County for the Year ending June 30, 2002. The following three funds were over expended:

<i>General Fund</i>	<i>\$53,000</i>
<i>Emergency Communications Fund</i>	<i>10,000</i>
<i>Animal Control Fund</i>	<i>1,000</i>

We recommend that expenditures be more closely monitored during the year and any necessary adjustments be made before appropriations are exceeded.

Response:

The County received an unqualified opinion from the auditors, indicating that the FY 2002 financial statements fairly represent the financial position of Multnomah County. The auditors did not determine any audit adjustments. The County did not have any material instances of noncompliance with the Federal Government's OMB Circular A-133 relating to grant monies, and the County complied with:

- The legal requirements related to debt.
- The appropriate laws pertaining to programs funded by other governmental agencies.
- ORS 279 regarding the awarding of public contracts.
- ORS 294 relating to preparation, adoption, and execution of budgets.
- ORS 295 relating to collateral requirements.
- Cost accounting guidelines.

The Budget Office, the Finance Division and County staff has been closely monitoring expenditures and revenues in these and other funds during FY 2003. For FY 2004, the Budget and Service Improvement Division, and those affected departments will be reporting to the Board of County Commissioners on a quarterly basis to report on revenue and expenditure data in the form of a Quarterly Financial Report.

Attachment D
FY 04 Budget Notes
June 12, 2003

PERS

The actual PERS rates will not be known until later this year. The Finance Director recommends utilizing a 6% rate for Multnomah County. It is further recommended that the 2.34% savings generated by the PERS reductions goes into contingency to address any General Fund shortfall related to programs that will not meet projected FY 2003 year end balances. Other savings generated by the various PERS bills should be placed in the Pension Bond Fund to build reserves. If the PERS rate dips below 6%, any additional savings should be placed in the PERS Pension Bond fund. The amount placed in the Pension Bond Fund would go to offset any future developments based on the downturn in the market for calendar year 2002 or any challenges that impact the 2003 legislation. The Budget Office will follow up with a budget modification to capture those savings from the department's budgets.

Public Safety

The Multnomah County Temporary Personal Income Tax restored a forecasted \$16 million per year to the Public Safety system for a period of three years. The public safety system framework was developed by the Community Corrections Director, District Attorney and Sheriff in an uncertain environment concerning the level of State restoration of Indigent Defense funding. Indigent Defense and State Court funding is a key and critical component in the public safety system. Once State funding levels are known, the Community Corrections Director, District Attorney and Sheriff will reevaluate the public safety resources and report back to the Board with any findings and recommendations.

Flash Money

The County understands that, on occasion, the use of large sums of money known as "flash money" is a necessary element to the successful investigation of drug, property, and other types of crimes by the Sheriff's Office. In order to further an investigation, the use of flash money is an important tool to the infiltration of the criminal enterprise and in gaining the acceptance and confidence of an alleged criminal. The County also understands that there is a risk of loss when flash money is used during these types of investigations. The County acknowledges the sum of \$100,000 as an acceptable risk when using flash money in a criminal investigation.

**Gateway
Children's Center**

The Board has included \$80,000 of one-time-only bridge funding for the Gateway Children's Center residential services operations. This bridge funding recognizes the County's partnership with the service contractors by providing financial support to offset the some of the costs of operation until Children's Levy funding can be secured. The Board wishes to fund services through September 30, 2003 and recognizes

Attachment D
FY 04 Budget Notes
June 12, 2003

rental payments from the campus in excess of actual facility expenses may be needed beyond that date to fill operating shortfalls if funding is not granted under the Children's Levy.

**Soil & Water
Conservation
Districts**

The East & West Multnomah Soil & Water Conservation Districts are statutory agencies that provide voluntary, non-regulatory natural resource conservation and water quality improvement ideas and resources to landowners in Multnomah County. In the recent past, the County has provided a modest level of support to the two agencies which has enabled them to cover some of their administrative and other costs. The Board finds that it must end this support, however, due to declining County revenues and a renewed focus on the County's own core programs. Therefore, for FY 2004, the Board is appropriating \$19,430 to the East S&W District and \$5,360 to the West S&W District one-time-only, to allow the districts a year to find new sources of revenue to cover their administrative costs

**Alcohol & Drug
and Addiction
Services**

The Multnomah County Temporary Personal Income Tax restored approximately \$3.8 million annually in funds for alcohol and drug addiction related services. The monies are from both the Health and Human Services funds and the Public Safety funds. The uses of these funds have been budgeted in an uncertain environment because State funding levels for some of these services have not yet been finalized. If any additional funding becomes available for these services (State, OHP, grants, etc.), Department of County Human Services management will report back to the Board with information and recommendations.

Homeless Youth

The Board will review the homeless youth system in July and allocate appropriate available funds from other sources, Itax or contingency.

AGENDA PLACEMENT REQUEST

BUD MOD #:

Board Clerk Use Only:

Meeting Date: June 12, 2003

Agenda Item #: R-2

Est. Start Time: 10:14 AM

Date Submitted: 06/03/03

Requested Date: June 12, 2003

Time Requested: 10 minutes

Department: Business & Community Services

Division: Budget Office

Contact/s: Karyne Dargan

Phone: 503-988-5015

Ext.: 22457

I/O Address: 503/4

Presenters: Karyne Dargan, Budget Office

Agenda Title: Levying Property Taxes for Fiscal Year 2003-04

NOTE: If Ordinance, Resolution, Order or Proclamation, provide exact title. For all other submissions, provide clearly written title.

- 1. What action are you requesting from the Board? What is the department/agency recommendation?**

It is recommended that the Board of County Commissioners adopt the resolution to levy property taxes for Fiscal Year 2003-04.

- 2. Please provide sufficient background information for the Board and the public to understand this issue.**

The resolution levies the taxes included in the Adopted Budget.

- 3. Explain the fiscal impact (current year and ongoing).**

This action authorizes rate levies for the General Fund (Permanent Rate) of **\$4.3434** per thousand dollars of assessed value and the Library Local Option Levy of **\$0.7550** per thousand dollars of assessed value.

It also levies **\$7,533,371** for bonded debt payments. The tax rate for repayment of bonded indebtedness is estimated to be approximately \$0.17 per thousand dollars of assessed value – a decrease of more than six cents per thousand of assessed value from the levy certified in FY 2002-03.

4. Explain any legal and/or policy issues.

N/A

5. Explain any citizen and/or other government participation that has or will take place.

N/A

Required Signatures:



Department/Agency Director:

Date: 06/04/03

Budget Analyst

By: _____

Date:

Dept/Countywide HR

By: _____

Date:

BEFORE THE BOARD OF COUNTY COMMISSIONERS
FOR MULTNOMAH COUNTY, OREGON

RESOLUTION NO. _____

Levying Ad Valorem Property Taxes for Multnomah County, Oregon, for fiscal Year 2003-04

The Multnomah County Board of Commissioners Finds:

- a. The Board has adopted the budget for Multnomah County, Oregon for fiscal year 2003-04.
- b. That budget provides for ad valorem property taxes to be levied on all property in Multnomah County.

The Multnomah County Board of Commissioners Resolves:

1. The Board levies the taxes provided for in the adopted budget.
2. These taxes are a combination of authorized tax rates and authorized dollars for repayment of bonded debt as follows:

General Government Category	
Operating Taxes	Tax Rate / \$1,000
Permanent Tax Rate	\$ 4.3434
Library Local Option Levy	\$ 0.7550
Total Operating Taxes	\$ 5.0984
Excluded From Limitation	
Bonded Indebtedness	Tax Amount
General Obligation Debt Levy	\$7,533,371
Total Debt Levy	\$7,533,371

3. These taxes are levied upon all taxable property in Multnomah County.

ADOPTED this 12th day of June, 2003.

BOARD OF COUNTY COMMISSIONERS
FOR MULTNOMAH COUNTY, OREGON

Diane M. Linn, Chair

REVIEWED:

AGNES SOWLE, ACTING COUNTY ATTORNEY
FOR MULTNOMAH COUNTY, OREGON

By 
Agnes Sowle, Acting County Attorney

BEFORE THE BOARD OF COUNTY COMMISSIONERS
FOR MULTNOMAH COUNTY, OREGON

RESOLUTION NO. 03-082

Levying Ad Valorem Property Taxes for Multnomah County, Oregon, for fiscal Year 2003-04

The Multnomah County Board of Commissioners Finds:

- a. The Board has adopted the budget for Multnomah County, Oregon for fiscal year 2003-04.
- b. That budget provides for ad valorem property taxes to be levied on all property in Multnomah County.

The Multnomah County Board of Commissioners Resolves:

1. The Board levies the taxes provided for in the adopted budget.
2. These taxes are a combination of authorized tax rates and authorized dollars for repayment of bonded debt as follows:

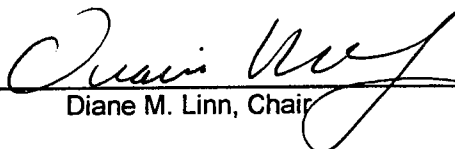
General Government Category	
Operating Taxes	Tax Rate / \$1,000
Permanent Tax Rate	\$ 4.3434
Library Local Option Levy	\$ 0.7550
Total Operating Taxes	\$ 5.0984
Excluded From Limitation	
Bonded Indebtedness	Tax Amount
General Obligation Debt Levy	\$7,533,371
Total Debt Levy	\$7,533,371

3. These taxes are levied upon all taxable property in Multnomah County.

ADOPTED this 12th day of June, 2003.



BOARD OF COUNTY COMMISSIONERS
FOR MULTNOMAH COUNTY, OREGON


Diane M. Linn, Chair

REVIEWED:

AGNES SOWLE, ACTING COUNTY ATTORNEY
FOR MULTNOMAH COUNTY, OREGON

By


Agnes Sowle, Acting County Attorney

AGENDA PLACEMENT REQUEST

BUD MOD #:

Board Clerk Use Only:

Meeting Date: June 12, 2003

Agenda Item #: R-3

Est. Start Time: 10:15 AM

Date Submitted: 06/05/03

Requested Date: 12 June 2003

Time Requested: 3 minutes

Department: Business & Community Services

Division: Budget Office

Contact/s: Julie Neburka

Phone: 503 988-5015

Ext.: 27351

I/O Address: 503/4

Presenters: Julie Neburka

Agenda Title: RESOLUTION Adopting the 2002-2003 Multnomah County Supplemental Budget and Making Appropriations as Required by ORS 294.480

NOTE: If Ordinance, Resolution, Order or Proclamation, provide exact title. For all other submissions, provide clearly written title.

1. **What action are you requesting from the Board? What is the department/agency recommendation?** The Budget Office recommends that the Board adopt the FY 2003 Supplemental budget, make appropriations pursuant to ORS 294.480, and direct the Budget Office to file the necessary documentation with the Tax Supervising & Conservation Commission.
2. **Please provide sufficient background information for the Board and the public to understand this issue.** A supplemental budget is the vehicle allowed by ORS Chapter 294 for the Board to address changes in financial conditions not anticipated at the time the budget was adopted. In cases where no fund's expenditures are increased by more than ten percent of the adopted budget figure, the law allows the Board to make additional appropriations after advertising a hearing on the supplemental budget. However, since this supplemental budget increases one fund by more than 10% and adjusts certain other funds, the Board is required to go through the following process:

Date Completed**Step**

May 8, 2003

Approve the supplemental budget,

May 15, 2003

Submit the approved supplemental budget to Tax Supervising,

June 5, 2003

Attend a Tax Supervising hearing on the supplemental budget,

June 5, 2003

Tax Supervising certifies that the supplemental budget is legal,

June 12, 2003**Today's Action:** Adopt the supplemental budget and file a copy of the adopted supplemental budget with Tax Supervising within fifteen (15) days of adoption.

Tax Supervising met on June 5, 2003, to review, discuss, and conduct a public hearing on the supplemental budget pursuant to ORS 294.480, and certified the budget. The next step is for the board of County Commissioners to adopt the supplemental budget and direct the Budget Office to file it with Tax Supervising within fifteen days of adoption.

Summary of supplemental budget actions:

1. Records an additional \$200,000 Beginning Working Capital in the PERS Bond Fund. The additional \$200,000 will pay for legal fees incurred as a result of the County's participation in the lawsuit against PERS. The supplemental budget is required to recognize the additional revenue.
2. Records an additional \$27,000 Beginning Working Capital in the Bike Path Construction Fund. In FY 2003, year-end budget estimates projected the Troutdale Road. bike capital construction project to be completed. The project was delayed and construction is expected to be completed in FY 2003. The FY 2003 Bike Path Construction Fund budget did not anticipate the additional construction cost. The supplemental budget is required to recognize the additional revenue.
3. Records \$150,000 in the General Fund and increasing the Sheriff's Office's General Fund appropriation. This additional revenue was received when a former employee refused a settlement agreement. The settlement check was returned to the County in the current fiscal year, and the Sheriff's Office can use the one-time-only revenue to cover current-year one-time costs. The Supplemental budget is required to recognize the additional revenue.
4. Adjusts the Data Processing, Telephone, and General Funds to balance FY 2003 budgets. After the FY 2002 year-end close, the Data Processing Fund had less actual beginning working capital than was anticipated and the Telephone Fund had a greater actual beginning fund balance. Rather than reducing planned expenditures in the DP fund and increasing expenditures in the Telephone Fund, the beginning working capital was increased in the Telephone Fund and the difference between the planned and actual amounts was transferred to the DP Fund by increasing the cash transfer revenue in the Data Processing Fund. The net result of these changes allowed the General Fund to retain a cash transfer that was planned to be made to the DP Fund which allowed the County to increase the contingency in the General Fund. This action was part of the FY 2003 mid-year General Fund re-balance. The supplemental budget is required to recognize these transactions in the General Fund, Telephone and Data Processing Funds.

3. **Explain the fiscal impact (current year and ongoing).** Expenditures and revenues will be changed as outlined above in order to keep the County's budget within the bounds of Oregon Budget Law. These budget adjustments affect FY 2003 only; none is ongoing. The total amount of the change is \$1,462,341, as shown in the Appropriation Schedule (Attachment A).
4. **Explain any legal and/or policy issues.** Supplemental budgets for the purposes outlined above are required by ORS Chapter 294, Local Budget Law.
5. **Explain any citizen and/or other government participation that has or will take place.** The Tax Supervising & Conservation Commission held a public hearing on the supplemental budget on June 5th, 2003. Notice of this hearing was published in the Oregonian.

Required Signatures:

Department/Agency Director:



Date: 06/05/03

Budget Analyst

By: Julie Neburka Date: 06/05/03

Dept/Countywide HR

By:

Date:

ATTACHMENT A

PERS Pension Bond Fund (Fund 2004)

	Cost Element	2002-2003 Adopted Budget	This Action	Revised Budget
<u>Resources</u>				
Beginning Working Capital	50000	1,700,000	200,000	1,900,000
All Other Revenues as Adopted		9,960,066		9,960,066
<u>Total Resources</u>		11,660,066	200,000	11,860,066
<u>Requirements</u>				
Contractual Services	60170	50,000	200,000	250,000
Materials and Services		0	0	0
Debt Service		9,483,732	0	9,483,732
<u>Total Expenditures</u>		9,533,732	200,000	9,733,732
Unappropriated Balance		2,126,334	0	2,126,334
<u>Total Requirements</u>		11,660,066	200,000	11,860,066

Data Processing Fund (Fund 3503)

	Cost Element	2002-2003 Adopted Budget	This Action	Revised Budget
<u>Resources</u>				
Beginning Working Capital	50000	1,446,577	(638,526)	808,051
Cash Transfer Revenue	50320	0	638,526	638,526
All Other Revenues as Adopted		25,272,579	0	25,272,579
<u>Total Resources</u>		26,719,156	0	26,719,156
<u>Requirements</u>				
Personnel Services		14,557,683	0	14,557,683
Contractual Services		464,508	0	464,508
Materials and Services		9,121,120	0	9,121,120
Debt Service		43,335	0	43,335
Capital Outlay		1,468,590	0	1,468,590
<u>Total Expenditures</u>		25,655,236	0	25,655,236
Unappropriated Balance		1,063,917	0	1,063,917
<u>Total Requirements</u>		26,719,153	0	26,719,153

Telephone Fund (Fund 3502)

	Cost Element	2002-2003 Adopted Budget	This Action	Revised Budget
<u>Resources</u>				
Beginning Working Capital	50000	992,074	1,085,341	2,077,415
All Other Revenues as Adopted		4,514,142	0	4,514,142
<u>Total Resources</u>		5,506,216	1,085,341	6,591,557
<u>Requirements</u>				
Personnel Services		843,059	0	843,059
Contractual Services	60170	50,000	0	50,000
Materials and Services		3,713,156	0	3,713,156
Debt Service		0	0	0
Capital Outlay		900,000	0	900,000
<u>Total Expenditures</u>		5,506,215	0	5,506,215
Cash Transfer Expenditure		0	1,085,341	1,085,341
Unappropriated Balance		0	0	0
<u>Total Requirements</u>		5,506,215	1,085,341	6,591,556

Bike Path Fund (Fund 1503)

	Cost Element	2002-2003 Adopted Budget	This Action	Revised Budget
<u>Resources</u>				
Beginning Working Capital	50000	120,624	27,000	147,624
All Other Revenues as Adopted		54,500	0	54,500
<u>Total Resources</u>		175,124	27,000	202,124
<u>Requirements</u>				
Contractual Services	60170	0	12,000	12,000
Materials and Services		5,258	0	5,258
Capital Outlay		169,866	15,000	184,866
<u>Total Expenditures</u>		175,124	27,000	202,124
Unappropriated Balance		0	0	0
<u>Total Requirements</u>		175,124	27,000	202,124

General Fund (Fund 1000)

	Cost Element	2002-2003 Adopted Budget	This Action	Revised Budget
<u>Resources</u>				
Beginning Working Capital	50000	15,480,679	0	15,480,679
Miscellaneous Revenue	50360	436,209	150,000	586,209
All Other Revenues as Adopted		288,497,431	0	288,497,431
<u>Total Resources</u>		304,414,319	150,000	304,564,319
<u>Requirements</u>				
Personnel Services		162,197,989	0	162,197,989
Contractual Services		41,059,515	150,000	41,209,515
Materials and Services		68,839,008	0	68,839,008
Debt Service		600,000	0	600,000
Capital Outlay		101,550	0	101,550
<u>Total Expenditures</u>		272,798,062	150,000	272,948,062
Cash Transfer Expenditure		19,647,789	(446,815)	19,200,974
Contingency		1,828,466	446,815	2,275,281
Unappropriated Balance		10,140,000	0	10,140,000
<u>Total Requirements</u>		304,414,317	150,000	304,564,317

FY 2003 SUPPLEMENTAL BUDGET MESSAGE

Supplemental Budget

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THE DOCUMENT

The document consists of three sections:

1. The budget message explaining the reasons for the changes proposed,
2. A section of detailed estimate sheets and descriptions for those actions resulting in changes in expenditures,
3. A financial summary of the resources and requirements being changed by fund.

REASONS FOR CHANGES

A Supplemental Budget is the vehicle allowed by ORS Chapter 294 for the Board to address changes in financial conditions not anticipated at the time the budget was adopted. In cases where no fund's expenditures are increased by more than 10 percent of the adopted budget figure, the law allows the Board to make additional appropriations after advertising a hearing on the Supplemental Budget. However, since this supplemental budget increases a fund by more than 10% and makes adjustments to certain other funds, the process for the supplemental budget action is to:

1. Convene the Board of County Commissioners to approve the supplemental budget for submission to the Tax Supervising & Conservation Commission,
2. Submit the approved supplemental budget to Tax Supervising,
3. Attend a Tax Supervising hearing on the supplemental budget,
4. Adopt the supplemental budget after Tax Supervising has certified that it is legal.

This FY 2003 Supplemental Budget recommends several actions to account for:

1. Recording an additional \$200,000 Beginning Working Capital in the PERS Bond Fund. The additional \$200,000 will pay for legal fees incurred as a result of the County's participation in the lawsuit against PERS. The supplemental budget is required to recognize the additional revenue.
2. Recording an additional \$27,000 Beginning Working Capital in the Bike Path Construction Fund. In FY 2003, year-end budget estimates projected the Troutdale Road bike capital construction project to be completed. The project was delayed and construction is expected to be completed in FY 2003. The FY 2003 Bike Path Construction Fund budget did not anticipate the additional construction cost. The supplemental budget is required to recognize the additional revenue.
3. Recording \$150,000 in the General Fund and increasing the Sheriff's Office's General Fund appropriation. This additional revenue was received when a former employee refused a settlement agreement. The settlement check was returned to the County in the current fiscal year, and the Sheriff's Office can use the one-time-only revenue to cover current-year one-time costs. The Supplemental budget is required to recognize the additional revenue.
4. Adjusting the Data Processing, Telephone, and General Funds to balance FY 2003 budgets. After the FY 2002 year-end close, the Data Processing Fund had less actual beginning

working capital than was anticipated and the Telephone Fund had a greater actual beginning fund balance. Rather than reducing planned expenditures in the DP fund and increasing expenditures in the Telephone Fund, the beginning working capital was increased in the Telephone Fund and the difference between the planned and actual amounts was transferred to the DP Fund by increasing the cash transfer revenue in the Data Processing Fund. The net result of these changes allowed the General Fund to retain a cash transfer that was planned to be made to the DP Fund which allowed the County to increase the contingency in the General Fund. This action was part of the FY 2003 mid-year General Fund re-balance. The supplemental budget is required to recognize these transactions in the General Fund, Telephone and Data Processing Funds.

PERS Pension Bond Fund (Fund 2004)

This action records an additional \$200,000 Beginning Working Capital in the PERS Bond Fund. The additional \$200,000 will pay for legal fees incurred as a result of the County's participation in the lawsuit against PERS. The judge has ruled that we will receive attorney fees but with appeals it may not come in until next year. In the meantime we will need to spend more funds on the attorneys through the appeal process. Ongoing litigation during the appeals process was not anticipated during the FY 2003 budget process.

Supplemental Budget

Financial Detail Sheets

PERS Pension Bond Fund	2002-2003	This Action	2002-2003
	Adopted Budget		Revised Budget
60000 Permanent	0	0	0
60100 Temporary	0	0	0
60110 Overtime	0	0	0
60120 Premium	0	0	0
60130 Salary Related	0	0	0
60135 Non-Base Salary Related	0	0	0
60140 Insurance	0	0	0
60145 Non-Base Insurance	0	0	0
Total Personal Services	0	0	0
60150 County Supplements	0	0	0
60160 Pass-through Payments	0	0	0
60170 Professional Svcs	50,000	200,000	250,000
60180 Printing	0	0	0
60190 Utilities	0	0	0
60200 Communications	0	0	0
60210 Rentals	0	0	0
60220 Repairs & Maintenance	0	0	0
60230 Postage	0	0	0
60240 Supplies	0	0	0
60250 Food	0	0	0
60260 Education and Training	0	0	0
60270 Local Travel and Mileage	0	0	0
60280 Insurance	0	0	0
60290 External Data Processing	0	0	0
60310 Drugs	0	0	0
60340 Dues and Subscriptions	0	0	0
60245 Library Materials	0	0	0
60350 Indirect Costs	0	0	0
60370 Telephone	0	0	0
60380 Data Processing	0	0	0
60410 Motor Pool	0	0	0
60430 Building Management	0	0	0
60440 Other Internal	0	0	0
60450 Capital Lease Retirement	0	0	0
Total Materials and Services	50,000	200,000	250,000
60520 Land	0	0	0
60530 Buildings	0	0	0
60540 Other Improvements	0	0	0
60550 Equipment	0	0	0
Total Capital	0	0	0
60490 Principal	1,125,000	0	1,125,000
60500 Interest	8,358,732	0	8,358,732
Total Debt Service	9,483,732	0	9,483,732
60470 Contingency	0	0	0
60560 Cash transfers	0	0	0
Total Contingencies & Transfers	0	0	0
60480 Unappropriated Fund Balance	2,126,334	0	2,126,334
Fund Total:	11,660,066	200,000	11,860,066

Bike Path Construction Fund (Fund 1503)

This action records an additional \$27,000 Beginning Working Capital in the Bike Path Construction Fund. In FY 2003, year-end budget estimates projected the Troutdale Road. bike capital construction project to be completed. The project was delayed and construction is expected to be completed in FY 2003. The FY 2003 Bike Path Construction Fund budget did not anticipate the additional construction cost due to the expected completion date of the project.

Supplemental Budget

Financial Detail Sheets

Bike Path Fund	2002-2003	This Action	2002-2003
	Adopted Budget		Revised Budget
60000 Permanent	0	0	0
60100 Temporary	0	0	0
60110 Overtime	0	0	0
60120 Premium	0	0	0
60130 Salary Related	0	0	0
60135 Non-Base Salary Related	0	0	0
60140 Insurance	0	0	0
60145 Non-Base Insurance	0	0	0
93002 Assess Labor	0	0	0
93017 Assess Department Support	0	0	0
Total Personal Services	0	0	0
60150 County Supplements	0	0	0
60160 Pass-through Payments	0	0	0
60170 Professional Svcs	0	12,000	12,000
60180 Printing	5,000	0	5,000
60190 Utilities	0	0	0
60200 Communications	0	0	0
60210 Rentals	0	0	0
60220 Repairs & Maintenance	0	0	0
60230 Postage	0	0	0
60240 Supplies	100	0	100
60250 Food	0	0	0
60260 Education and Training	0	0	0
60270 Local Travel and Mileage	0	0	0
60280 Insurance	0	0	0
60290 External Data Processing	0	0	0
60310 Drugs	0	0	0
60340 Dues and Subscriptions	0	0	0
60245 Library Materials	0	0	0
60350 Indirect Costs	158	0	158
60370 Telephone	0	0	0
60380 Data Processing	0	0	0
60390 PC Flat Fee	0	0	0
60410 Motor Pool	0	0	0
60430 Building Management	0	0	0
60440 Other Internal	0	0	0
60450 Capital Lease Retirement	0	0	0
60460 Distribution/Postage	0	0	0
Total Materials and Services	5,258	12,000	17,258
60520 Land	0	0	0
60530 Buildings	0	0	0
60540 Other Improvements	169,866	15,000	184,866
60550 Equipment	0	0	0
Total Capital	169,866	15,000	184,866
60490 Principal	0	0	0
60500 Interest	0	0	0
Total Debt Service	0	0	0
60470 Contingency	0	0	0
60560 Cash transfers	0	0	0
Total Contingencies & Transfers	0	0	0
60480 Unappropriated Fund Balance	0	0	0
Fund Total:	175,124	27,000	202,124

Data Processing Fund (Fund 3503)

This action reduces the Data Processing Fund's beginning working capital by \$638,526 and increases cash transfer revenue by the same amount for no net change in the fund's revenue or expenditure budgets.

After the FY 2002 year-end close, the Data Processing Fund had less actual beginning working capital than was anticipated and the Telephone Fund had a greater actual beginning fund balance. Rather than reducing planned expenditures in the DP fund and increasing expenditures in the Telephone Fund, the beginning working capital was increased in the Telephone Fund and the difference between the planned and actual amounts was transferred to the DP Fund by increasing the cash transfer revenue in the Data Processing Fund. The net result of these changes allowed the General Fund to retain a cash transfer that was planned to be made to the DP Fund which allowed the County to increase the contingency in the General Fund.

Note that this action is reflects a revenue change only. Accordingly, the expenditure detail sheet on the next page does not reflect this action. See the Financial Summary on page 16 for transaction details.

Supplemental Budget

Financial Detail Sheets

Data Processing Fund	2002-2003	This Action	2002-2003
	Adopted Budget		Revised Budget
60000 Permanent	9,837,471	0	9,837,471
60100 Temporary	36,660	0	36,660
60110 Overtime	270,667	0	270,667
60120 Premium	0	0	0
60130 Salary Related	2,184,787	0	2,184,787
60135 Non-Base Salary Related	60,469	0	60,469
60140 Insurance	2,284,775	0	2,284,775
60145 Non-Base Insurance	22,469	0	22,469
90001 Activity Type Posting (CATS)	(118,160)	0	(118,160)
93001 Assess Materials & Supplies	(3,511)	0	(3,511)
93002 Assess Labor	(240,757)	0	(240,757)
93017 Assess Department Support	219,303	0	219,303
Total Personal Services	14,554,172	0	14,554,172
60150 County Supplements	0	0	0
60160 Pass-through Payments	0	0	0
60170 Professional Svcs	464,508	0	464,508
60180 Printing	27,406	0	27,406
60190 Utilities	0	0	0
60200 Communications	1,405,529	0	1,405,529
60210 Rentals	761	0	761
60220 Repairs & Maintenance	1,119,985	0	1,119,985
60230 Postage	1,741	0	1,741
60240 Supplies	1,350,227	0	1,350,227
60250 Food	0	0	0
60260 Education and Training	379,938	0	379,938
60270 Local Travel and Mileage	59,401	0	59,401
60280 Insurance	0	0	0
60290 External Data Processing	2,021,496	0	2,021,496
60310 Drugs	0	0	0
60340 Dues and Subscriptions	3,663	0	3,663
60245 Library Materials	0	0	0
60350 Indirect Costs	309,498	0	309,498
60370 Telephone	182,564	0	182,564
60380 Data Processing	0	0	0
60390 PC Flat Fee	1,160,589	0	1,160,589
60410 Motor Pool	14,779	0	14,779
60420 Electronics	3,481	0	3,481
60430 Building Management	908,716	0	908,716
60440 Other Internal	168,530	0	168,530
60450 Capital Lease Retirement	0	0	0
60460 Distribution/Postage	22,392	0	22,392
93007 Assess Internal Service Reimb	(16,065)	0	(16,065)
Total Materials and Services	9,589,139	0	9,589,139
60520 Land	0	0	0
60530 Buildings	0	0	0
60540 Other Improvements	0	0	0
60550 Equipment	1,468,590	0	1,468,590
Total Capital	1,468,590	0	1,468,590
60490 Principal	1,063,917	0	1,063,917
60500 Interest	43,335	0	43,335
Total Debt Service	1,107,252	0	1,107,252
60470 Contingency	0	0	0
60560 Cash transfers	0	0	0
Total Contingencies & Transfers	0	0	0
60480 Unappropriated Fund Balance	0	0	0
Fund Total:	26,719,153	0	26,719,153

Telephone Fund (Fund 3502)

This action records an additional \$1,085,341 beginning working capital in the Telephone Fund. The FY 2002 year-end close revealed a greater ending balance than had been anticipated.

After the FY 2002 year-end close, the Data Processing Fund had less actual beginning working capital than was anticipated and the Telephone Fund had a greater actual beginning fund balance. Rather than reducing planned expenditures in the DP fund and increasing expenditures in the Telephone Fund, the beginning working capital was increased in the Telephone Fund and the difference between the planned and actual amounts was transferred to the DP Fund by increasing the cash transfer revenue in the Data Processing Fund. The net result of these changes allowed the General Fund to retain a cash transfer that was planned to be made to the DP Fund which allowed the County to increase the contingency in the General Fund.

Supplemental Budget

Financial Detail Sheets

Telephone Fund	2002-2003	This Action	2002-2003
	Adopted Budget		Revised Budget
60000 Permanent	507,951	0	507,951
60100 Temporary	0	0	0
60110 Overtime	6,633	0	6,633
60120 Premium	0	0	0
60130 Salary Related	109,563	0	109,563
60135 Non-Base Salary Related	1,431	0	1,431
60140 Insurance	116,954	0	116,954
60145 Non-Base Insurance	531	0	531
93002 Assess Labor	99,996	0	99,996
93017 Assess Department Support	42,097	0	42,097
Total Personal Services	885,156	0	885,156
60150 County Supplements	0	0	0
60160 Pass-through Payments	0	0	0
60170 Professional Svcs	50,000	0	50,000
60180 Printing	17,477	0	17,477
60190 Utilities	0	0	0
60200 Communications	1,440,410	0	1,440,410
60210 Rentals	126,800	0	126,800
60220 Repairs & Maintenance	1,448,761	0	1,448,761
60230 Postage	0	0	0
60240 Supplies	72,120	0	72,120
60250 Food	0	0	0
60260 Education and Training	40,125	0	40,125
60270 Local Travel and Mileage	4,300	0	4,300
60280 Insurance	0	0	0
60290 External Data Processing	197,829	0	197,829
60310 Drugs	0	0	0
60340 Dues and Subscriptions	564	0	564
60245 Library Materials	0	0	0
60350 Indirect Costs	100,033	0	100,033
60370 Telephone	0	0	0
60380 Data Processing	112,826	0	112,826
60390 PC Flat Fee	8,700	0	8,700
60410 Motor Pool	4,721	0	4,721
60430 Building Management	92,802	0	92,802
60440 Other Internal	0	0	0
60450 Capital Lease Retirement	0	0	0
60460 Distribution/Postage	3,591	0	3,591
Total Materials and Services	3,721,059	0	3,721,059
60520 Land	0	0	0
60530 Buildings	0	0	0
60540 Other Improvements	0	0	0
60550 Equipment	900,000	0	900,000
Total Capital	900,000	0	900,000
60490 Principal	0	0	0
60500 Interest	0	0	0
Total Debt Service	0	0	0
60470 Contingency	0	0	0
60560 Cash transfers	0	1,085,341	1,085,341
Total Contingencies & Transfers	0	1,085,341	1,085,341
60480 Unappropriated Fund Balance	0	0	0
Fund Total:	5,506,215	1,085,341	6,591,556

General Fund (Fund 1000)

Two actions affect the General Fund budget for FY 2003. The first action records \$150,000 in the General Fund and increases the Sheriff's Office's General Fund appropriation. This additional revenue was received when a former employee refused a settlement agreement. The settlement check was returned to the County in the current fiscal year, and the Sheriff's Office can use the one-time-only revenue to cover current-year one-time costs.

The second action records an additional \$446,815 in the General Fund contingency account after the FY 2003 mid-year General Fund re-balance in December, 2002. Beginning working capital in the Telephone Fund was increased by \$1,085,341 to reflect actual balances after the FY 2002 year-end close. \$638,526 of this amount was transferred to the Data Processing Fund; the remainder was retained in the General Fund contingency in order to re-balance the FY 2003 budget.

Supplemental Budget

Financial Detail Sheets

General Fund	2002-2003		2002-2003 Revised Budget
	Adopted Budget	This Action	
60000 Permanent	92,448,090	0	92,448,090
60100 Temporary	1,742,406	0	1,742,406
60110 Overtime	4,424,651	0	4,424,651
60120 Premium	1,389,777	0	1,389,777
60130 Salary Related	21,454,106	0	21,454,106
60135 Non-Base Salary Related	2,124,825	0	2,124,825
60140 Insurance	24,221,164	0	24,221,164
60145 Non-Base Insurance	483,184	0	483,184
90001 Activity Type Posting (CATS)	(68,400)	0	(68,400)
90002 Activity Type Posting On-Call	664,874	0	664,874
93002 Assess Labor	17,079,727	0	17,079,727
93017 Assess Department Support	(3,766,417)	0	(3,766,417)
Total Personal Services	162,197,989	0	162,197,989
60150 County Supplements	4,421,353	0	4,421,353
60160 Pass-through Payments	20,175,101	0	20,175,101
60170 Professional Svcs	15,213,850	150,000	15,363,850
60180 Printing	1,827,737	0	1,827,737
60190 Utilities	9,115	0	9,115
60200 Communications	196,110	0	196,110
60210 Rentals	143,516	0	143,516
60220 Repairs & Maintenance	574,576	0	574,576
60230 Postage	252,019	0	252,019
60240 Supplies	3,728,225	0	3,728,225
60250 Food	3,345,094	0	3,345,094
60260 Education and Training	988,400	0	988,400
60270 Local Travel and Mileage	589,450	0	589,450
60280 Insurance	1,108	0	1,108
60290 External Data Processing	49,500	0	49,500
60310 Drugs	1,245,500	0	1,245,500
60320 Refunds	15,000	0	15,000
60340 Dues and Subscriptions	264,871	0	264,871
60245 Library Materials	0	0	0
60350 Indirect Costs	3,383,592	0	3,383,592
60370 Telephone	1,513,208	0	1,513,208
60380 Data Processing	17,958,163	0	17,958,163
60390 PC Flat Fee	989,368	0	989,368
60400 Asset Preservation	7,500	0	7,500
60410 Motor Pool	1,680,468	0	1,680,468
60420 Electronics	519,320	0	519,320
60430 Building Management	21,152,655	0	21,152,655
60440 Other Internal	765,026	0	765,026
60450 Capital Lease Retirement	2,350,536	0	2,350,536
60460 Distribution/Postage	760,692	0	760,692
91002 Assess Pass-Thru Support	1,249,211	0	1,249,211
93001 Assess Materials & Supplies	3,416,205	0	3,416,205
93007 Assess Internal Service Reimb	1,110,056	0	1,110,056
95101 Settle Materials & Supplies	2,000	0	2,000
Total Materials and Services	109,898,523	150,000	110,048,523

Supplemental Budget

Financial Detail Sheets

60520 Land	0	0	0
60530 Buildings	0	0	0
60540 Other Improvements	0	0	0
60550 Equipment	101,550	0	101,550
Total Capital	101,550	0	101,550
60490 Principal	0	0	0
60500 Interest	600,000	0	600,000
Total Debt Service	600,000	0	600,000
60470 Contingency	1,828,466	446,815	2,275,281
60560 Cash transfers	19,647,790	(446,815)	19,200,975
Total Contingencies & Transfers	21,476,256	0	21,476,256
60480 Unappropriated Fund Balance	10,140,000	0	10,140,000
Fund Total:	304,414,318	150,000	304,564,318

Supplemental Budget

Financial Summary

PERS Pension Bond Fund (Fund 2004)

	Cost Element	2002-2003 Adopted Budget	This Action	Revised Budget
<u>Resources</u>				
Beginning Working Capital	50000	1,700,000	200,000	1,900,000
All Other Revenues as Adopted		9,960,066		9,960,066
<u>Total Resources</u>		<u>11,660,066</u>	<u>200,000</u>	<u>11,860,066</u>
<u>Requirements</u>				
Contractual Services	60170	50,000	200,000	250,000
Materials and Services		0	0	0
Debt Service		9,483,732	0	9,483,732
<u>Total Expenditures</u>		<u>9,533,732</u>	<u>200,000</u>	<u>9,733,732</u>
Unappropriated Balance		2,126,334	0	2,126,334
<u>Total Requirements</u>		<u>11,660,066</u>	<u>200,000</u>	<u>11,860,066</u>

Data Processing Fund (Fund 3503)

	Cost Element	2002-2003 Adopted Budget	This Action	Revised Budget
<u>Resources</u>				
Beginning Working Capital	50000	1,446,577	(638,526)	808,051
Cash Transfer Revenue	50320	0	638,526	638,526
All Other Revenues as Adopted		25,272,579	0	25,272,579
<u>Total Resources</u>		<u>26,719,156</u>	<u>0</u>	<u>26,719,156</u>
<u>Requirements</u>				
Personnel Services		14,557,683	0	14,557,683
Contractual Services		464,508	0	464,508
Materials and Services		9,121,120	0	9,121,120
Debt Service		43,335	0	43,335
Capital Outlay		1,468,590	0	1,468,590
<u>Total Expenditures</u>		<u>25,655,236</u>	<u>0</u>	<u>25,655,236</u>
Unappropriated Balance		1,063,917	0	1,063,917
<u>Total Requirements</u>		<u>26,719,153</u>	<u>0</u>	<u>26,719,153</u>

Supplemental Budget

Financial Summary

Telephone Fund (Fund 3502)

	Cost Element	2002-2003 Adopted Budget	This Action	Revised Budget
<u>Resources</u>				
Beginning Working Capital	50000	992,074	1,085,341	2,077,415
All Other Revenues as Adopted		4,514,142	0	4,514,142
<u>Total Resources</u>		5,506,216	1,085,341	6,591,557
<u>Requirements</u>				
Personnel Services		843,059	0	843,059
Contractual Services	60170	50,000	0	50,000
Materials and Services		3,713,156	0	3,713,156
Debt Service		0	0	0
Capital Outlay		900,000	0	900,000
<u>Total Expenditures</u>		5,506,215	0	5,506,215
Cash Transfer Expenditure		0	1,085,341	1,085,341
Unappropriated Balance		0	0	0
<u>Total Requirements</u>		5,506,215	1,085,341	6,591,556

Bike Path Fund (Fund 1503)

	Cost Element	2002-2003 Adopted Budget	This Action	Revised Budget
<u>Resources</u>				
Beginning Working Capital	50000	120,624	27,000	147,624
All Other Revenues as Adopted		54,500	0	54,500
<u>Total Resources</u>		175,124	27,000	202,124
<u>Requirements</u>				
Contractual Services	60170	0	12,000	12,000
Materials and Services		5,258	0	5,258
Capital Outlay		169,866	15,000	184,866
<u>Total Expenditures</u>		175,124	27,000	202,124
Unappropriated Balance		0	0	0
<u>Total Requirements</u>		175,124	27,000	202,124

Supplemental Budget

Financial Summary

General Fund (Fund 1000)

	Cost Element	2002-2003 Adopted Budget	This Action	Revised Budget
<u>Resources</u>				
Beginning Working Capital	50000	15,480,679	0	15,480,679
Miscellaneous Revenue	50360	436,209	150,000	586,209
All Other Revenues as Adopted		288,497,431	0	288,497,431
<u>Total Resources</u>		304,414,319	150,000	304,564,319
<u>Requirements</u>				
Personnel Services		162,197,989	0	162,197,989
Contractual Services		41,059,515	150,000	41,209,515
Materials and Services		68,839,008	0	68,839,008
Debt Service		600,000	0	600,000
Capital Outlay		101,550	0	101,550
<u>Total Expenditures</u>		272,798,062	150,000	272,948,062
Cash Transfer Expenditure		19,647,789	(446,815)	19,200,974
Contingency		1,828,466	446,815	2,275,281
Unappropriated Balance		10,140,000	0	10,140,000
<u>Total Requirements</u>		304,414,317	150,000	304,564,317



**Tax Supervising
& Conservation
Commission**

PO Box 8428
Portland, Oregon
97207-8428

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Web Site:
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June 5, 2003

Board of Commissioners
Multnomah County
501 SE Hawthorne Blvd, 6th Floor
Portland, Oregon 97214

Dear Board of Commissioners:

The Tax Supervising and Conservation Commission met on June 5, 2003 to review, discuss and conduct a public hearing on the Multnomah County 2002-03 Supplemental Budget pursuant to ORS 294.480.

The 2002-03 supplemental budget, filed May 15, 2003, is hereby certified with no objections or recommendations. Estimates were judged to be reasonable for the purpose shown and the document was found to be in substantial compliance with Local Budget Law. The supplemental budget estimate amounts are certified as follows:

	Supplemental <u>Action</u>
PERS Pension Bond Fund	\$ 200,000
Bike Path Construction Fund	27,000
Data Processing Fund	0
Telephone Fund	1,085,341
General Fund	<u>596,815</u>
TOTAL Supplemental Budget	\$ 1,909,156

Please file a copy of the adopted supplemental budget and supporting documentation within 15 days of adoption.

Sincerely,

TAX SUPERVISING & CONSERVATION COMMISSION

Linda Burglehaus
Director

Commissioners
Richard Anderson
Anthony Jankans
Lynn McNamara
Carol Samuels
Julie Van Noy



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	Supplemental Action
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Bike Path Construction Fund	27,000
Data Processing Fund	0
Telephone Fund	1,085,341
General Fund	<u>596,815</u>
TOTAL Supplemental Budget	\$ 1,909,156

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Sincerely,

TAX SUPERVISING & CONSERVATION COMMISSION

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	Supplemental Action
PERS Pension Bond Fund	\$ 200,000
Bike Path Construction Fund	27,000
Data Processing Fund	0
Telephone Fund	1,085,341
General Fund	<u>596,815</u>
TOTAL Supplemental Budget	\$ 1,909,156

Please file a copy of the adopted supplemental budget and supporting documentation within 15 days of adoption.

Sincerely,

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June 5, 2003

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Multnomah County
501 SE Hawthorne Blvd, 6th Floor
Portland, Oregon 97214

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The Tax Supervising and Conservation Commission met on June 5, 2003 to review, discuss and conduct a public hearing on the Multnomah County 2002-03 Supplemental Budget pursuant to ORS 294.480.

The 2002-03 supplemental budget, filed May 15, 2003, is hereby certified with no objections or recommendations. Estimates were judged to be reasonable for the purpose shown and the document was found to be in substantial compliance with Local Budget Law. The supplemental budget estimate amounts are certified as follows:

	Supplemental Action
PERS Pension Bond Fund	\$ 200,000
Bike Path Construction Fund	27,000
Data Processing Fund	0
Telephone Fund	1,085,341
General Fund	<u>596,815</u>
TOTAL Supplemental Budget	\$ 1,909,156

Please file a copy of the adopted supplemental budget and supporting documentation within 15 days of adoption.

Sincerely,

TAX SUPERVISING & CONSERVATION COMMISSION

Linda Burtlehaus
Director

Commissioners
Richard Anderson
Anthony Jankans
Lynn McNamara
Carol Samuels
Julie Van Noy

BEFORE THE BOARD OF COUNTY COMMISSIONERS
FOR MULTNOMAH COUNTY, OREGON

RESOLUTION NO. _____

Adopting the 2002-2003 Multnomah County Supplemental Budget and Making Appropriations as Required by ORS 294.480

The Multnomah County Board of Commissioners Finds:

- a. The Supplemental Budget addresses the following actions to:
 - Record additional beginning working capital in the Bike Path Construction Fund,
 - Record additional beginning working capital in the PERS Pension Bond Fund,
 - Record additional miscellaneous revenue in the General Fund and increase the Sheriff's Office General Fund appropriation,
 - Adjust revenues and expenditures in the Data Processing Fund, Telephone Fund, and General Fund.
- b. The Supplemental Budget is on file in the Office of the Chair of Multnomah County.
- c. The change in the Supplemental Budget includes requirements in the sum of \$1,462,341.
- d. The appropriations authorized are attached to this resolution as Attachment A.
- e. A public hearing on this Supplemental Budget was held before the Multnomah County Tax Supervising and Conservation Commission on the 5th day of June 2003.
- f. The Tax Supervising and Conservation Commission has certified the budget.

The Multnomah County Board of Commissioners Resolves:

1. The FY 2002-03 Supplemental Budget, including Attachment A, is adopted.
2. The attached appropriations are authorized for the fiscal year July 1, 2002 to June 30, 2003.

ADOPTED this 12th day of June 2003.

BOARD OF COUNTY COMMISSIONERS
FOR MULTNOMAH COUNTY, OREGON

Diane M. Linn, Chair

REVIEWED:

AGNES SOWLE, ACTING COUNTY ATTORNEY
FOR MULTNOMAH COUNTY, OREGON

By _____


Agnes Sowle, Acting County Attorney

ATTACHMENT A

APPROPRIATIONS SCHEDULE

PERS Pension Bond Fund (Fund 2004)

	Cost Element	2002-2003 Adopted Budget	This Action	Revised Budget
<u>Resources</u>				
Beginning Working Capital	50000	1,700,000	200,000	1,900,000
All Other Revenues as Adopted		9,960,066		9,960,066
<u>Total Resources</u>		11,660,066	200,000	11,860,066
<u>Requirements</u>				
Contractual Services	60170	50,000	200,000	250,000
Materials and Services		0	0	0
Debt Service		9,483,732	0	9,483,732
<u>Total Expenditures</u>		9,533,732	200,000	9,733,732
Unappropriated Balance		2,126,334	0	2,126,334
<u>Total Requirements</u>		11,660,066	200,000	11,860,066

Data Processing Fund (Fund 3503)

	Cost Element	2002-2003 Adopted Budget	This Action	Revised Budget
<u>Resources</u>				
Beginning Working Capital	50000	1,446,577	(638,526)	808,051
Cash Transfer Revenue	50320	0	638,526	638,526
All Other Revenues as Adopted		25,272,579	0	25,272,579
<u>Total Resources</u>		26,719,156	0	26,719,156
<u>Requirements</u>				
Personnel Services		14,557,683	0	14,557,683
Contractual Services		464,508	0	464,508
Materials and Services		9,121,120	0	9,121,120
Debt Service		43,335	0	43,335
Capital Outlay		1,468,590	0	1,468,590
<u>Total Expenditures</u>		25,655,236	0	25,655,236
Unappropriated Balance		1,063,917	0	1,063,917
<u>Total Requirements</u>		26,719,153	0	26,719,153

ATTACHMENT A (continued)

Telephone Fund (Fund 3502)

	Cost Element	2002-2003 Adopted Budget	This Action	Revised Budget
<u>Resources</u>				
Beginning Working Capital	50000	992,074	1,085,341	2,077,415
All Other Revenues as Adopted		4,514,142	0	4,514,142
<u>Total Resources</u>		5,506,216	1,085,341	6,591,557
<u>Requirements</u>				
Personnel Services		843,059	0	843,059
Contractual Services	60170	50,000	0	50,000
Materials and Services		3,713,156	0	3,713,156
Debt Service		0	0	0
Capital Outlay		900,000	0	900,000
<u>Total Expenditures</u>		5,506,215	0	5,506,215
Cash Transfer Expenditure		0	1,085,341	1,085,341
Unappropriated Balance		0	0	0
<u>Total Requirements</u>		5,506,215	1,085,341	6,591,556

Bike Path Fund (Fund 1503)

	Cost Element	2002-2003 Adopted Budget	This Action	Revised Budget
<u>Resources</u>				
Beginning Working Capital	50000	120,624	27,000	147,624
All Other Revenues as Adopted		54,500	0	54,500
<u>Total Resources</u>		175,124	27,000	202,124
<u>Requirements</u>				
Contractual Services	60170	0	12,000	12,000
Materials and Services		5,258	0	5,258
Capital Outlay		169,866	15,000	184,866
<u>Total Expenditures</u>		175,124	27,000	202,124
Unappropriated Balance		0	0	0
<u>Total Requirements</u>		175,124	27,000	202,124

ATTACHMENT A (continued)

General Fund (Fund 1000)

	Cost Element	2002-2003 Adopted Budget	This Action	Revised Budget
<u>Resources</u>				
Beginning Working Capital	50000	15,480,679	0	15,480,679
Miscellaneous Revenue	50360	436,209	150,000	586,209
All Other Revenues as Adopted		288,497,431	0	288,497,431
<u>Total Resources</u>		304,414,319	150,000	304,564,319
<u>Requirements</u>				
Personnel Services		162,197,989	0	162,197,989
Contractual Services		41,059,515	150,000	41,209,515
Materials and Services		68,839,008	0	68,839,008
Debt Service		600,000	0	600,000
Capital Outlay		101,550	0	101,550
<u>Total Expenditures</u>		272,798,062	150,000	272,948,062
Cash Transfer Expenditure		19,647,789	(446,815)	19,200,974
Contingency		1,828,466	446,815	2,275,281
Unappropriated Balance		10,140,000	0	10,140,000
<u>Total Requirements</u>		304,414,317	150,000	304,564,317

BEFORE THE BOARD OF COUNTY COMMISSIONERS
FOR MULTNOMAH COUNTY, OREGON

RESOLUTION NO. 03-083

Adopting the 2002-2003 Multnomah County Supplemental Budget and Making Appropriations as Required by ORS 294.480

The Multnomah County Board of Commissioners Finds:

- a. The Supplemental Budget addresses the following actions to:
 - Record additional beginning working capital in the Bike Path Construction Fund,
 - Record additional beginning working capital in the PERS Pension Bond Fund,
 - Record additional miscellaneous revenue in the General Fund and increase the Sheriff's Office General Fund appropriation,
 - Adjust revenues and expenditures in the Data Processing Fund, Telephone Fund, and General Fund.
- b. The Supplemental Budget is on file in the Office of the Chair of Multnomah County.
- c. The change in the Supplemental Budget includes requirements in the sum of \$1,462,341.
- d. The appropriations authorized are attached to this resolution as Attachment A.
- e. A public hearing on this Supplemental Budget was held before the Multnomah County Tax Supervising and Conservation Commission on the 5th day of June 2003.
- f. The Tax Supervising and Conservation Commission has certified the budget.

The Multnomah County Board of Commissioners Resolves:

1. The FY 2002-03 Supplemental Budget, including Attachment A, is adopted.
2. The attached appropriations are authorized for the fiscal year July 1, 2002 to June 30, 2003.

ADOPTED this 12th day of June 2003.



BOARD OF COUNTY COMMISSIONERS
FOR MULTNOMAH COUNTY, OREGON


Diane M. Linn, Chair

REVIEWED:

AGNES SOWLE, ACTING COUNTY ATTORNEY
FOR MULTNOMAH COUNTY, OREGON

By 
Agnes Sowle, Acting County Attorney

ATTACHMENT A

APPROPRIATIONS SCHEDULE

PERS Pension Bond Fund (Fund 2004)

	Cost Element	2002-2003 Adopted Budget	This Action	Revised Budget
<u>Resources</u>				
Beginning Working Capital	50000	1,700,000	200,000	1,900,000
All Other Revenues as Adopted		9,960,066		9,960,066
<u>Total Resources</u>		<u>11,660,066</u>	<u>200,000</u>	<u>11,860,066</u>
<u>Requirements</u>				
Contractual Services	60170	50,000	200,000	250,000
Materials and Services		0	0	0
Debt Service		9,483,732	0	9,483,732
<u>Total Expenditures</u>		<u>9,533,732</u>	<u>200,000</u>	<u>9,733,732</u>
Unappropriated Balance		2,126,334	0	2,126,334
<u>Total Requirements</u>		<u>11,660,066</u>	<u>200,000</u>	<u>11,860,066</u>

Data Processing Fund (Fund 3503)

	Cost Element	2002-2003 Adopted Budget	This Action	Revised Budget
<u>Resources</u>				
Beginning Working Capital	50000	1,446,577	(638,526)	808,051
Cash Transfer Revenue	50320	0	638,526	638,526
All Other Revenues as Adopted		25,272,579	0	25,272,579
<u>Total Resources</u>		<u>26,719,156</u>	<u>0</u>	<u>26,719,156</u>
<u>Requirements</u>				
Personnel Services		14,557,683	0	14,557,683
Contractual Services		464,508	0	464,508
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Debt Service		43,335	0	43,335
Capital Outlay		1,468,590	0	1,468,590
<u>Total Expenditures</u>		<u>25,655,236</u>	<u>0</u>	<u>25,655,236</u>
Unappropriated Balance		1,063,917	0	1,063,917
<u>Total Requirements</u>		<u>26,719,153</u>	<u>0</u>	<u>26,719,153</u>

ATTACHMENT A (continued)

Telephone Fund (Fund 3502)

	Cost Element	2002-2003 Adopted Budget	This Action	Revised Budget
<u>Resources</u>				
Beginning Working Capital	50000	992,074	1,085,341	2,077,415
All Other Revenues as Adopted		4,514,142	0	4,514,142
<u>Total Resources</u>		<u>5,506,216</u>	<u>1,085,341</u>	<u>6,591,557</u>
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Personnel Services		843,059	0	843,059
Contractual Services	60170	50,000	0	50,000
Materials and Services		3,713,156	0	3,713,156
Debt Service		0	0	0
Capital Outlay		900,000	0	900,000
<u>Total Expenditures</u>		<u>5,506,215</u>	<u>0</u>	<u>5,506,215</u>
Cash Transfer Expenditure		0	1,085,341	1,085,341
Unappropriated Balance		0	0	0
<u>Total Requirements</u>		<u>5,506,215</u>	<u>1,085,341</u>	<u>6,591,556</u>

Bike Path Fund (Fund 1503)

	Cost Element	2002-2003 Adopted Budget	This Action	Revised Budget
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Beginning Working Capital	50000	120,624	27,000	147,624
All Other Revenues as Adopted		54,500	0	54,500
<u>Total Resources</u>		<u>175,124</u>	<u>27,000</u>	<u>202,124</u>
<u>Requirements</u>				
Contractual Services	60170	0	12,000	12,000
Materials and Services		5,258	0	5,258
Capital Outlay		169,866	15,000	184,866
<u>Total Expenditures</u>		<u>175,124</u>	<u>27,000</u>	<u>202,124</u>
Unappropriated Balance		0	0	0
<u>Total Requirements</u>		<u>175,124</u>	<u>27,000</u>	<u>202,124</u>

ATTACHMENT A (continued)

General Fund (Fund 1000)

	Cost Element	2002-2003 Adopted Budget	This Action	Revised Budget
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Miscellaneous Revenue	50360	436,209	150,000	586,209
All Other Revenues as Adopted		288,497,431	0	288,497,431
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Personnel Services		162,197,989	0	162,197,989
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Cash Transfer Expenditure		19,647,789	(446,815)	19,200,974
Contingency		1,828,466	446,815	2,275,281
Unappropriated Balance		10,140,000	0	10,140,000
<u>Total Requirements</u>		<u>304,414,317</u>	<u>150,000</u>	<u>304,564,317</u>

AGENDA PLACEMENT REQUEST

BUD MOD #:

Board Clerk Use Only:

Meeting Date: June 12, 2003

Agenda Item #: R-4

Est. Start Time: 10:20 AM

Date Submitted: 05/28/03

Requested Date: Thursday, June 12, 2003

Time Requested: 15 minutes

Department: Non-Departmental

Division: Commissioner Serena Cruz

Contact/s: David C. Olson

Phone: (503) 823-5290

I/O Address: 106/1305

Presenters: Irma Valdez

Agenda Title: RESOLUTION Approving Mt. Hood Cable Regulatory Commission (MHCRC) FY 2003-2004 Budget

NOTE: If Ordinance, Resolution, Order or Proclamation, provide exact title. For all other submissions, provide clearly written title.

-
1. **What action are you requesting from the Board? What is the department/agency recommendation?** Adopt Resolution Approving MHCRC FY 2003-2004 Budget.
 2. **Please provide sufficient background information for the Board and the public to understand this issue.** MHCRC is made up of the cities of Fairview, Gresham, Portland, Wood Village, Troutdale and Multnomah County (jurisdictions). Its mission is to:
 - Advocate for and protect the public interest in the regulation and development of cable communications systems;
 - Monitor and help resolve cable subscriber concerns; and
 - Facilitate the planning and implementation of community uses of cable communication technologies that make use of the public right of way.

3. **Explain the fiscal impact (current year and ongoing). The temporary personal income tax will raise an estimated \$135 million annually. Multnomah County will provide:**

\$17,122	for staffing the MHCRC
\$49,800	in funding for Multnomah Community Television, and
\$26,164	to Portland Cable Access.
<hr/>	
\$93,086	Total

The estimated franchise fee revenue to Multnomah County's general fund is approximately \$33,520 during FY 2003-2004.

NOTE: If a Budget Modification or a Contingency Request attach a Budget Modification Expense & Revenues Worksheet and/or a Budget Modification Personnel Worksheet.

If a budget modification, explain: N/A

- ❖ **What revenue is being changed and why?**
- ❖ **What budgets are increased/decreased?**
- ❖ **What do the changes accomplish?**
- ❖ **Do any personnel actions result from this budget modification? Explain.**
- ❖ **Is the revenue one-time-only in nature?**
- ❖ **If a grant, what period does the grant cover?**
- ❖ **When the grant expires, what are funding plans?**

NOTE: Attach Bud Mod spreadsheet (FORM FROM BUDGET)

If a contingency request, explain: N/A

- ❖ **Why was the expenditure not included in the annual budget process?**
- ❖ **What efforts have been made to identify funds from other sources within the Department/Agency to cover this expenditure?**
- ❖ **Why are no other department/agency fund sources available?**
- ❖ **Describe any new revenue this expenditure will produce, any cost savings that will result, and any anticipated payback to the contingency account.**
- ❖ **Has this request been made before? When? What was the outcome?**

If grant application/notice of intent, explain: N/A

- ❖ **Who is the granting agency?**
- ❖ **Specify grant requirements and goals.**
- ❖ **Explain grant funding detail – is this a one time only or long term commitment?**
- ❖ **What are the estimated filing timelines?**
- ❖ **If a grant, what period does the grant cover?**
- ❖ **When the grant expires, what are funding plans?**
- ❖ **How will the county indirect and departmental overhead costs be covered?**

4. **Explain any legal and/or policy issues.** None

5. Explain any citizen and/or other government participation that has or will take place. MHCRC must obtain budget approval from the jurisdictions.

Required Signatures:

Department/Agency Director:



Date: 05/28/03

Budget Analyst

By:

Date:

Dept/Countywide HR

By:

Date:

BEFORE THE BOARD OF COUNTY COMMISSIONERS
FOR MULTNOMAH COUNTY, OREGON

RESOLUTION NO. _____

Approval of the Mt. Hood Cable Regulatory Commission Budget for Fiscal Year 2003-2004

The Multnomah County Board of Commissioners Finds:

- a. The Mt. Hood Cable Regulatory Commission (MHCRC) was formed by Multnomah County and the cities of Fairview, Gresham, Portland, Troutdale and Wood Village (Cities) to advocate for and protect the public interest in the regulation and development of cable communication systems.
- b. The MHCRC has approved a budget for fiscal year 2003-2004 and forwarded this budget to Multnomah County and the Cities for approval.

The Multnomah County Board of Commissioners Resolves:

1. The Mt. Hood Cable Regulatory Commission budget for fiscal year 2003-2004 is approved.

ADOPTED this 12th day of June 2003.

BOARD OF COUNTY COMMISSIONERS
FOR MULTNOMAH COUNTY, OREGON

Diane M. Linn, Chair

REVIEWED:

AGNES SOWLE, ACTING COUNTY ATTORNEY
FOR MULTNOMAH COUNTY, OREGON

By 
Katie Gaetjens, Assistant County Attorney

MT. HOOD CABLE REGULATORY COMMISSION

Representing:

City of Portland
City of Fairview

City of Gresham
City of Wood Village

City of Troutdale
Multnomah County

PROPOSED BUDGET FISCAL YEAR 2003-04

Commission Chair: Sue Dicile

Bureau Director: David C. Olson

Commission Members

Alan Alexander III

Rich Goheen

Ruth Miles

John Redder

Stan Saunders

Norman Thomas

Irma Valdez

April 2003

MT. HOOD CABLE REGULATORY COMMISSION
FY 2003-04 PROPOSED BUDGET

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MT. HOOD CABLE REGULATORY COMMISSION

OVERVIEW

The Mt. Hood Cable Regulatory Commission (MHCRC or Commission) was formed by Multnomah County and the cities of Fairview, Gresham, Portland, Troutdale and Wood Village for the purposes of:

- **Advocating for and protecting the public interest in the regulation and development of cable communications systems;**
- **Monitoring and helping resolve cable subscribers' concerns; and,**
- **Facilitating the planning and implementation of community uses of cable communication technologies that make use of the public right of way.**

Each of the Commission member Jurisdictions appoints citizen representatives to the Commission. Over the past year, these citizen appointees have committed hundreds of volunteer hours to fulfill the Commission's mission and to serve the Jurisdictions. They attended approximately 11 Commission meetings and numerous committee meetings, kept abreast of issues of concern to their Jurisdictions, presented information at city council and county commission meetings, and served as liaisons to Portland Cable Access (PCA) and Multnomah Community Television (MCTV).

The Commission contracts for staff through a services agreement with the City of Portland. The Commission funds an equivalent of 3.25 full-time staff positions plus related materials, services and overhead. Each of the member Jurisdictions provides a portion of their franchise fees from cable services providers to annually fund the operational expenses of the Commission.

2002 ACCOMPLISHMENTS

Transfer of AT&T Broadband to AT&T Comcast Corporation

On May 20, 2002 the Jurisdictions unanimously approved the Commission's recommendation to consent to the change in control of the cable franchises from AT&T Corp. to Comcast Corporation. The Commission held public hearings, negotiated with AT&T settlement of certain local issues and prepared the necessary documents on behalf of the Jurisdictions.

Provided Consumer Protection and Complaint Resolution

The MHCRC monitors and enforces various service standards for telephone responsiveness, service outage credits, billing, installation and repair responsiveness, and other consumer protection issues. The MHCRC provided its Jurisdictions \$250,000 in additional revenues in 2002 and early 2003 that resulted from fines received from AT&T for poor telephone responsiveness. In 2002, the Commission assisted in the resolution of about 58 complaints per month. The Commission also oversaw enforcement of insurance and bonding issues, technical standards, emergency override requirements, and universal service issues.

Conducted Review of Cable Company Fee Payments

The MHCRC conducted a three-year review of fees paid by the Cable Company which resulted in about \$85,000 in additional franchise fee and access fee revenues.

Guided Development of the Community Institutional Network (I-Net)

In 2002, the MHCRC oversaw the completion of Phase One of the Community Institutional Network (I-Net), including network construction and installation of over 200 sites and \$6 million of network infrastructure. The MHCRC continues to guide progress on Phase Two of the I-Net. In October 2002, the I-Net was interconnected to the City of Portland's Integrated Regional Network Enterprise (IRNE) communications system. This interconnect allows the local governments, libraries, K-12 schools, and educational institutions to access high-speed data connectivity among public facilities throughout Multnomah County at low cost. Public facilities also use the I-Net for video applications. Many of these public entities have been building partnerships to provide for their network needs separate from the high cost, private telecommunications companies.

Funded Projects to Advance Education and Community-Based Technology

The Community Access Capital Grant program had a fourth successful year with the MHCRC overseeing about 23 currently funded projects and granting over \$300,000 for five new projects. The Grant program assists public and non-profit organizations throughout Multnomah County to use advances in technology to meet critical community needs. Newly funded projects include: providing access to Spanish language instruction in Portland Public Schools middle schools enabling students to meet State second language requirements; integrating advanced video technology with traditional teaching programs at Reynolds High School; providing at-risk youth from schools, alternative learning centers and social service programs with animation production tools for the NW Film Center's special initiative, *Filmmakers-in-the-Schools*; and supporting a demonstration project by eVolvment in two low income neighborhoods in Gresham and NE Portland to use Internet technology in homes as a tool for community building and improving communication between citizens and local government.

The MHCRC also established a special funding initiative that provided local governments and schools the equipment and other capital needs to cover unbudgeted expenses to transition to the Institutional Network (I-Net) in order to access lower cost network services. The grant initiative provided necessary equipment and capital support to 75 sites throughout Multnomah County.

Joined National Efforts to Appeal FCC Decisions with Adverse Local Affects

The MHCRC joined other local governments across the country in supporting appeals of two Federal Communications Commission (FCC) decisions.

- Joined a legal challenge to an FCC ruling that could have the effect of the Jurisdictions forgoing over \$1 million in franchise fee revenues in FY03-04, and cumulatively over the next five years, the impact could be a loss of \$7.5 million. Cable companies have interpreted a FCC ruling to mean that the companies do not have to compensate local governments for use of the public right-of-way (ROW) to deliver broadband Internet service.
- Supported an appeal in the Fifth District Court objecting to a FCC decision which, in effect, allowed cable companies to transfer the financial burden of paying franchise fees attributable to advertising, home shopping programmers and other non-subscriber cable company revenues from the profit-making companies to the subscriber. Locally, AT&T implemented a subscriber rate increase in April 2003 based on this FCC decision.

MISSION STATEMENT

The Mt. Hood Cable Regulatory Commission advocates for and protects the public interest in the regulation and development of cable communications systems in Multnomah County and the Cities of Fairview, Gresham, Portland, Troutdale and Wood Village; monitors and helps resolve cable subscribers' concerns in these jurisdictions; and participates in the planning and implementation of community use of communications technologies which make use of the public right of way.

FY 2003-04 GOALS AND OBJECTIVES

The Commission acknowledges that the policy and regulatory work of the Commission is undertaken in a very dynamic communications technology environment. Consequently, the Commission retains flexibility to modify or revise these Goals and Objectives as may be required from time to time.

Goal I: *Effectively administer cable television franchise agreements to serve our member jurisdictions.*

Objectives:

1. Identify and address franchise compliance issues in response to and, when possible, prior to cable company actions.
2. Provide consumer protection for citizens and subscribers in cable television matters by helping to resolve complaints, enforcing customer service standards and addressing other consumer-related franchise compliance issues.
3. Analyze changes in technology and the mergers of telecommunications and cable companies in order to inform the jurisdictions and other stakeholders about how those changes may affect consumers and the local public benefits of the franchise agreements.
4. Pursue regulatory and legal processes to ensure fair compensation and correct accounting for franchise fee payments under franchises regarding use of right-of-way by cable company to deliver converged and bundled services (cable TV, internet and telephone).

Goal II: *Ensure access to and use of current and new services available through the cable system technology by citizens, local governments and community institutions.*

Objectives

1. Conduct grant-making processes to allocate capital funds under the cable franchise agreements dedicated for the development of public, educational and governmental uses of the cable system technology in a way that ensures that the funds are distributed in accordance with the grant purpose and criteria.

2. Complete evaluation of grant program; identify improvements and frame future opportunities.
3. Monitor projects that have received grant funding to ensure compliance with the project goals and objectives and accountability for grant funds.
4. Manage and oversee Community Institutional Network (I-Net) planning within available funds in order to leverage this public resource as a low cost, high quality tool for public organizations to communicate, inform and deliver services to their constituencies.
5. Oversee implementation, in collaboration with AT&T and the other counties' regulatory agencies, of a regional interconnect of I-Nets in Multnomah, Washington, Clackamas and Clark counties.
6. Manage access provider contracts with Portland Cable Access and Multnomah Community Television.
7. Allocate capital funds for Portland Cable Access and Multnomah Community Television.
8. Oversee provision by AT&T of live origination capabilities to designated access providers.
9. Monitor access channel signal quality and address issues with channel originators and AT&T as necessary.
10. Explore creative public and community opportunities arising through local adoption of digital technology for both content development and distribution.
11. Collaborate with organizations, at the federal, state and local levels, to advocate for the community's access to cable system technology.
12. Encourage development and deployment of broadband services using cable system technology including high speed internet access, on an open, accessible and nondiscriminatory basis throughout the franchise areas.

Goal III: *Communicate, educate and respond in a timely and accurate manner to our jurisdictions, cable subscribers and the general public regarding communications technology policy and regulatory issues.*

Objectives

1. Communicate in a way which supports the following priority criteria: A) jurisdiction officials and key jurisdiction staff are informed about communications

technology policy and regulatory issues and understand what is at stake; and B) interested stakeholders view the Commission as an important source of information.

2. Support our member jurisdictions in implementing FCC rules and federal laws related to cable and telecommunications.

Goal IV: *Advocate for continued local authority regarding cable franchises and use of the public rights of way by communication providers.*

Objectives

1. Continue cross-jurisdictional collaborations for information-sharing and coordinated strategies on issues of common concern.
2. Participate in and encourage advocacy efforts for federal legislative and agency proceedings on behalf of our jurisdictions' and citizens' interests.
3. Participate in statewide committees or groups who address local government authority, management and control of public rights of way.
4. Advocate for open, nondiscriminatory access to cable system broadband technology.

Goal V: *Operate the Cable Regulatory Office and the Commission efficiently and effectively.*

Objectives

1. Fulfill Intergovernmental Agreement and Rules of Procedure administrative responsibilities.
2. Plan and conduct Commission meetings in a way that respects the volunteer nature of Commission positions and is in accordance with Oregon Open Meeting laws.
3. Continue annual strategic planning and evaluation.
4. Present an annual budget request to the Jurisdictions that supports the Commission's mission and respects the Jurisdictions' budget considerations.

BUDGET OVERVIEW

According to the Intergovernmental Agreement (IGA) among the member Jurisdictions which created the MHCRC, the Commission must gain approval of its annual budget by every member Jurisdiction. The MHCRC's Finance Committee, comprised of two Commissioners, developed a detailed FY 2003-04 budget in consultation with its staff. On April 21, 2003, the Commission adopted the proposed budget to forward to the Jurisdictions for consideration. The MHCRC provides the proposed budget to the Cities' and County's staff in advance of the City Councils' and the County Commission's consideration of the budget.

The Commission's Budget contains two budget documents: a Financial Summary and the Line Item Budget. The Budget also provides several appendixes that include more detailed information.

FINANCIAL SUMMARY

The Commission's FY 2003-04 Financial Summary is presented on page 8. A large portion of the Commission's overall resources are funds collected from the cable company and the expenditures are the disbursement of those funds to the member Jurisdictions, the Community Access Providers (Portland Cable Access (PCA) and Multnomah Community Television (MCTV)) and Community Access Capital Grant recipients. These disbursements are governed by the IGA and by the cable services franchises.

The amount of Commission resources from year to year are dependent on the gross revenues of the cable company since franchise fees, the Community Access Capital Grant fund revenues and the Access Corporation Capital fund revenues are based on a percentage of the company's gross revenues. In the upcoming fiscal year, the company's gross revenues in the East County jurisdictions are projected to increase 1.5 percent from the FY 2002-03 revised projection.

The Commission's Revenue Resources include:

First, the Commission collects all cable services franchise fee revenue for Gresham, Troutdale, Fairview, Wood Village and Multnomah County. The total projected revenues are \$874,619 in FY 2003-04 or a 1.5 percent increase over the current year revised forecast;

Second, the MHCRC collects funds from the City of Portland for its share of the Commission's operating budget;

Third, the Commission administers two programs funded by two percent of AT&T's gross revenues totaling over \$1.8 million: Access Corporation Capital Fund and the Community Access Capital Grant Fund; and

Fourth, the beginning fund balance and the interest on Commission funds.

Expenditures include:

First, franchise fee payments to the Jurisdictions. The franchise fee payments to the Jurisdictions are the total amount of franchise fees the MHCRC collects on behalf of Gresham, Troutdale, Fairview, Wood Village and Multnomah County less the amount each Jurisdiction contributes to the Commission's Operating Budget and the community access payments to MCTV and PCA in accordance with the IGA.

Second, all MHCRC member jurisdictions contribute a portion of franchise fees to the Commission's Operating Budget (\$375,903). This is a 0.8 percent decrease from the current year budget. The net contribution totals \$371,643, after deducting the balance of the FY 2001-02 budget (\$4,259). Each Jurisdiction's net contribution is outlined below:

Gresham	\$81,529	Fairview	\$7,155
Troutdale	\$13,865	Wood Village	\$2,748
Multnomah County	\$17,122	Portland	\$249,224

The proportional funding allocation is based on the methodology adopted by the MHCRC. Greater detail is available on the cost allocation worksheet which appears in Appendix Two.

Third, community access and access corporation capital payments to MCTV and PCA for operational and capital budgets of the community programming centers in East Multnomah County and Portland. These payments are made in accordance with the IGA and the cable services franchise agreements. The Proposed Budget also includes a one-time expenditure from Access Corporation Capital Funds in the amount of \$177,000 to implement a capital upgrade of access services to a digital transport technology; and

Fourth, the Community Access Capital Grant program. These expenditures support the annual grant program.

FINANCIAL SUMMARY
FY 2003-04

RESOURCES	1999-00 Actual	2000-01 Actual	2001-02 Actual	2002-03 Year End Proj.	2003-04 PROPOSED
Beginning Balance	1,475,798	2,273,713	2,384,690	3,094,363	2,805,211
E.County Cable Franch. Fees	738,801	753,094	808,573	818,732	831,013
Multnomah West Franch. Fees	29,339	34,057	45,711	42,962	43,606
Access Revenue-Annexed PDX	193,547	0	0	0	0
Portland Share of Operataing Bud.	215,743	217,245	243,102	250,023	249,224
Franchising Deposit	105,000	32,113	50,000	0	0
AT&T Compliance Revenue	0	25,000	300,000	0	0
Interest	110,584	154,769	102,574	54,000	92,801
Community Access Grant Capital Revenue	738,036	778,641	914,912	868,242	893,752
Access Corporation Capital Revenue	723,512	764,450	898,339	862,245	893,752
Gain/Loss Adj. On Principal of Investment	0	0	21,216	0	0
Miscellaneous	148	863	280		
Total Resources	\$4,330,508	\$5,033,945	\$5,769,397	\$5,990,567	\$5,809,359
REQUIREMENTS					
EXPENDITURES					
Franchise Fee Balance to Jurisdictions	193,415	225,214	214,636	203,632	227,429
Compliance Revenues to Jurisdiction	0	0	75,000	250,000	0
Community Access Pmts, E. County(MCTV)	450,644	436,854	474,576	491,239	498,608
Community Access Pmts, Mult. West (PCA)	18,962	20,451	26,025	25,977	26,164
Community Access Pmts, Annexed Portland	193,547	W/ PCA	W/ PCA	W/PCA	W/PCA
MHCRC Operating Budget	327,539	361,620	365,929	377,108	375,903
Community Access Capital Grants, Personnel	47,329	55,405	63,449	60,869	57,321
Community Access Capital Grants/I-Net M&S	123,102	116,750	46,510	80,321	93,165
Franchising: Renewal & Overbuilds	42,249	78,798	23,364	28,971	0
Community Access Capital Grants	3,308	607,335	614,074	603,875	750,000
Outstanding grants from prior years		-	-	291,892	793,369
Access Corporation Capital	656,700	746,828	771,471	771,472	1,070,752
Total Expenditures	\$2,056,795	\$2,649,255	\$2,675,034	\$3,185,356	\$3,892,711
Ending Balance	2,273,713	2,384,690	3,094,363	2,805,211	1,916,648
Total Requirements	\$4,330,508	\$5,033,945	\$5,769,397	\$5,990,567	\$5,809,359

LINE ITEM BUDGET - SUMMARY

The Commission's FY 2003-04 Line Item Budget provides detail of the expenditures included in the Financial Summary.

The proposed budget retains the current staffing level of 3.25 full-time equivalent staff positions. This staffing level allows the Commission to maintain its core programs, which include:

- ☐ **Monitoring and enforcing cable franchises;**
- ☐ **Administering the Community Access Capital Grant program;**
- ☐ **Implementing the Community Institutional Network;**
- ☐ **Overseeing community access resources;**
- ☐ **Advocating for the Jurisdictions at the State Legislature and the PUC proceedings;**
and
- ☐ **Providing sound financial management.**

The FY 2003-04 proposed expenditures total is \$3,892,711. Expenditures funded by dedicated revenues either under the IGA or the franchise agreement equal \$3,516,808. Therefore, the Commission's operating expenditures – the expenditures that are funded by Jurisdictional contributions from the franchise fees – total \$375,903. This represents a 0.8 percent decrease from the current fiscal year.

**LINE ITEM BUDGET -SUMMARY
FISCAL YEAR 2003-04**

Expenditure Classification	Actual FY 00-01	Actual FY 2001-02	Revised FY 2002-03	Proposed FY 2003-04
511000 Employees	206,404	234,514	221,151	225,514
517000 Benefits	74,224	79,108	84,674	87,368
Total Personal Services	\$280,628	\$313,621	\$305,825	\$312,882
521000 Professional Services *	1,545,903	(902,055)	13,700	95,800
Access and Capital Grants	In Prof. Svcs.	2,099,061	1,685,755	1,820,752
524000 Repair & Maintenance	205	0	2,000	0
529000 Miscellaneous Services **	694,928	(1,010,351)	3,500	3,000
Pass Through Payments	In Misc. Svcs.	1,754,867	760,372	752,201
531000 Office Supplies	555	167	2,000	600
532000 Operating Supplies	1,770	7,563	6,000	3,800
541000 Education	1,749	4,114	2,400	2,000
542000 Local Travel	0	0	1,080	300
543000 Out-of-Town Travel	5,442	4,069	4,000	4,000
549000 Miscellaneous	11,485	4,962	5,216	7,305
Total External Materials & Svcs	\$2,262,036	\$1,962,398	\$2,486,023	\$2,689,758
551000 Fleet Services	0	147	309	321
552000 Printing/Distribution	8,629	8,227	11,668	10,754
553000 Facilities Services	17,901	16,550	23,683	22,279
554000 Communications	10,200	10,200	5,743	5,204
555000 Data Processing	22,694	4,299	13,676	8,989
556000 Insurance	10,924	11,639	14,322	14,663
558000 Treasury Services	768	0	0	0
559300 Compliance Rev. Transfer to GF	0	57,646	0	0
558312 Legal Advice	18,890	1,950	2,009	7,500
Total Internal Materials & Svcs	\$90,006	\$110,658	\$71,410	\$69,710
Total Materials & Services	\$2,352,042	\$2,073,056	\$2,557,433	\$2,759,468
575707 Capital Grant Transfer to Comnet	0	280,980	0	0
572101 General Fund Transfer	14,974	7,377	10,093	10,938
572101 Contingency - Comm. Accss Cap. Grant	0	0	291,892	793,369
571100 Contingency - Operating Budget	0	0	20,113	16,054
Total	\$2,647,644	\$2,675,034	\$3,185,356	\$3,892,711

Professional Services *		Miscellaneous Services **	
Operating Budget	16,500	Operating Budget	2,700
Capital Fund Admin	79,300	Capital Fund Admin	300
Access and Capital Grants		Pass Through Payments	
Community Access Capital Grant FY 03-04	750,000	Comm. Access , E.C.(MCTV)	498,608
Access Corporation Capital (PCA/MCTV)	1,070,752	Franchise Fee Balance to Juris	227,429
		Comm. Access, Mult. W (PCA)	26,164
Total Access and Capital Grants	\$1,820,752	Total Pass Through	\$752,201
Total Access Capital, Capital Grants and Pass Through			\$2,572,953

APPENDIX ONE

FY 2003-04 BUDGET DETAIL

The Budget Detail includes three documents: the MHCRC Operating Budget, the MHCRC Operating Budget with PEG and I-Net expenditures less PEG grants and Pass Through Payments, and an Operating Budget Line Item Detail.

Operating Budget

This document presents the MHCRC's "Operating Budget" funded by contributions of the member Jurisdictions. The Commission's proposed budget is down 0.8 percent from the current fiscal year in the net contribution from the member Jurisdictions for the Commission's operating budget.

A detail of each Jurisdiction's contribution is included in Appendix Two.

MHCRC Operating Budget with PEG and I-Net

This document includes administrative budget for managing the PEG grants and I-Net in addition to the MHCRC's "Operating Budget" funded by contributions of the member Jurisdictions.

MHCRC Operating Budget Line Item Detail

This document is the highest level of detail of MHCRC's Operating Budget including the I-Net and PEG administrative expenditures. In this document, individual expenditures are itemized within each line item.

Please note: The expenditures under the Grants/I-Net column are funded by revenues dedicated, either in the IGA or the franchise agreements, to a particular use (pass through payments, access corporation capital and grants).

OPERATING BUDGET- COMMISSION
Funded by Jurisdictions
FY 2003-04

Acct.	Title	FY 2001-02 Actual *	FY 2002-03 Revised	FY 2003-04 PROPOSED
5110	Employees	182,800	179,765	184,435
5170	Benefits	67,372	68,302	71,126
Personnel Services		\$250,172	\$248,068	\$255,561
5210	Professional Services	38,335	13,700	16,500
5240	Repair & Maintenance	0	2,000	0
5290	Miscellaneous Services	3,555	3,500	2,700
5310	Office Supplies	167	2,000	600
5320	Operating Supplies	7,563	6,000	3,800
5410	Education	3,814	2,400	2,000
5420	Local Travel	0	1,080	300
5430	Out-of-Town Travel	4,069	4,000	4,000
5490	Miscellaneous	4,711	4,616	5,505
External Materials and Services		\$62,214	\$39,296	\$35,405
5510	Fleet Services	147	309	321
5520	Print/Distribution	7,796	9,668	8,754
5530	Facilities Services	14,368	20,861	19,584
5540	Communications Services	3,415	5,397	4,834
5550	Data Processing Services	10,572	11,546	7,897
5560	Insurance	9,601	12,616	12,883
558312	Legal Advice	1,950	2,009	5,000
Internal Services		\$47,849	\$62,406	\$59,274
TOTAL		\$360,235	\$349,770	\$350,239
Overhead		5,694	8,890	9,610
Contingency		0	20,113	16,054
Tot. Budget Plus OH & Conting.		\$365,929	\$378,773	\$375,903
			Decrease	-0.8%

mhcrc&gf2004

* During FY 2001-02, moved \$20,255 to M&S from contingency

**OPERATING BUDGET WITH PEG AND I-NET
(Less PEG GRANTS AND PASS THROUGH PAYMENTS *)
EXPENDITURES
FY 2003-04**

Acct.	Title	FY 2002-03 Revised	FY 2003-04 PROPOSED
5110	Employees	221,152	225,514
5170	Benefits	84,675	87,368
Personnel Services		\$305,827	\$312,882
5210	Professional Services	93,000	95,800
5240	Repair & Maintenance	2,000	0
5290	Miscellaneous Services	3,500	3,000
5310	Office Supplies	2,000	600
5320	Operating Supplies	6,000	3,800
5410	Education	2,400	2,000
5420	Local Travel	1,080	300
5430	Out-of-Town Travel	4,000	4,000
5490	Miscellaneous	5,216	7,305
External Materials and Services		\$119,196	\$116,805
5510	Fleet Services	309	321
5520	Print/Distribution	11,668	10,754
5530	Facilities Services	23,683	22,279
5540	Communications Services	5,743	5,204
5550	Data Processing Services	13,676	8,989
5560	Insurance	14,322	14,663
558312	Legal Advice	2,009	7,500
Internal Services		\$71,410	\$69,710
Total		\$496,433	\$499,397
Overhead		10,093	10,938
Contingency		20,113	16,054
TOTAL		\$526,639	\$526,389
Total funded by dedicated PEG resources			\$ 150,486
Total funded by Jurisdictions			\$ 375,903

*** Dedicated funds and resources:**

- | | |
|------------------------------------|--|
| 1. Community Access Capital Grants | 3. Franchise fee balance and other revenues to Jurisdictions |
| 2. Access Corporation Capital | 4. Community Access Payments to PCA and MCTV |

OPERATING BUDGET LINE ITEM DETAIL

PROPOSED

		 FY 2003-04 FY 2002-03		
Line Item No.	Description		Operating	Grant / I-Net	TOTAL	Revised Operating	Grants / I-Net	Total
5110	<i>Employees :</i>							
	Director	0.50	45,770	1,416	47,186	44,059	1,363	45,422
	Dep. Director	0.45	35,758	1,490	37,248	33,660	1,403	35,063
	Financial Analyst	0.50	27,390	6,848	34,238	25,369	6,342	31,711
	Program Manager	0.80	36,576	19,695	56,270	39,102	21,055	60,157
	Program Specialist	1.00	38,940	11,632	50,572	37,575	11,224	48,799
	Total	3.25	\$184,435	\$41,079	\$225,514	\$179,765	\$41,387	\$221,152
5170	<i>Benefits:</i>							
	Director		16,254	503	16,757	14,611	452	15,063
	Dep. Director		13,191	550	13,741	13,024	543	13,567
	Financial Analyst		10,794	2,698	13,492	9,546	2,387	11,933
	Program Manager		13,619	7,333	20,952	15,410	8,298	23,708
	Program Specialist		17,268	5,158	22,426	15,711	4,693	20,404
	Total		\$71,126	\$16,242	\$87,368	\$68,302	\$16,373	\$84,675
	Personnel Services, Total		\$255,561	\$57,321	\$312,882	\$248,067	\$57,760	\$305,827
5210	<i>Professional Services:</i>							
	Engineering Tech. Services		3,000	52,000	55,000	0	52,000	52,000
	I-Net / Grant Out Reach		0	5,000	5,000	0	5,000	5,000
	Grant Evaluation		0	20,000	20,000	0	20,000	20,000
	Financial Service - MHCRC		10,000	2,000	12,000	10,500	2,000	12,500
	MHCRC and Staff Retreat		3,500	300	3,800	3,200	300	3,500
	Total		\$16,500	\$79,300	\$95,800	\$13,700	\$79,300	\$93,000
5240	Repair & Maintenance:		\$0	0	\$0	\$2,000	0	\$2,000
5290	<i>Miscellaneous Services :</i>							
	Temp. Clerical Suppt		1,500	0	1,500	2,000	0	2,000
	Mail Delivery Service		1,200	300	1,500	1,500	0	1,500
	Total		\$2,700	300	\$3,000	\$3,500	0	\$3,500
5310	Office Supplies		\$ 600	\$ -	\$600	\$ 2,000	0	\$2,000
5320	<i>Operating Supplies:</i>							
	Printer, Fax, & other supplies		1,800	0	1,800	2,000	0	2,000
	Software Upgrade		500	0	500	1,000	0	1,000
5350	Data Processing Equip.(Computers)		1,500		1,500	3,000	0	3,000
	Total		\$3,800	\$0	\$3,800	\$6,000	0	\$6,000

OPERATING BUDGET LINE ITEM DETAIL

PROPOSED

..... FY 2003-04 FY 2002-03			
Line Item No.	Description	Operating	Grant / I-Net	TOTAL	Revised Operating	Grants / I-Net	Total
5410	Education:						
	Computer Training	800	0	800	1,000	0	1,000
	Cable Regulatory Training	1,200	0	1,200	1,400	0	1,400
	Total	\$2,000	\$0	\$2,000	\$2,400	0	\$2,400
5420	Local Travel	300	0	300	1,080	0	1,080
5430	Out of Town Travel	\$4,000	\$0	\$4,000	\$4,000	0	\$4,000
5490	Miscellaneous:						
	NATOA - Membership	900	0	900	695	0	695
	ACM - Membership	500	0	500	550	300	850
	Grantmakers of Oregon	0	1,000	1,000	0	0	0
	Subscriptions:						
	Multichannel News	800	0	800	750	0	750
	Oregonian	80	0	80	80	0	80
	Gresham Outlook	50	0	50	40	0	40
	Cable Television Law	250	0	250	700	0	700
	Cable Monitor	455	0	455	400	0	400
	Precursor	150	0	150	0	0	0
	West Group	220	0	220	0	0	0
	Lexis Nexis	700	0	700			
	Parking; MHCRC & Customers	800	300	1,100	1,000	0	1,000
	Refreshments for MHCRC meetings	600	500	1,100	401	300	701
	Total	\$5,505	\$1,800	\$7,305	\$4,616	\$600	\$5,216
	Total, External M & S	\$35,405	\$81,400	\$116,805	\$39,296	\$79,900	\$119,196
	Internal Service:						
5510	Fleet Services	321	0	321	309	0	309
5520	Print/Distribution	8,754	2,000	10,754	9,668	2,000	11,668
5530	Facilities Services	19,584	2,695	22,279	20,861	2,822	23,683
5540	Communications Services:						
	Assigned Equipment	2,678	370	3,048	2,755	346	3,101
	Telecomm., Billable	2,156	0	2,156	2,642	0	2,642
5550	Data Processing Services:						
	Corporate Applications	2,818	390	3,208	8,780	1,755	10,535
	Bureau Specific Services	5,079	702	5,781	2,767	374	3,141
5560	Insurance/Worker's Comp.	12,883	1,780	14,663	12,616	1,706	14,322
558312	Legal Advice	5,000	2,500	7,500	2,009	0	2,009
	Total, Internal Svcs	\$59,274	\$10,436	\$69,710	\$62,407	\$9,003	\$71,410
572101	Overhead	9,610	1,328	10,938	8,890	1,203	10,093
571100	Contingency	16,054	0	16,054	20,113	0	20,113
	Total Other	\$25,664	\$1,328	\$26,992	\$29,003	\$1,203	\$30,206
	Operating Budget	\$375,903			\$378,773		
	Dedicated Fund Resources		\$150,486			\$ 147,866	
	TOTAL			\$526,389			\$526,639

APPENDIX TWO

COST ALLOCATION BY JURISDICTION

All member Jurisdictions contribute to the operation of the MHCRC. For FY 03-04, the Commission used the funding methodology adopted by the Jurisdictions for the current year budget. The methodology is based on an agreed upon shared percentage of the Commission's operating costs between Portland and the East County Jurisdictions. The East County share is then allocated among Fairview, Gresham, Troutdale, Wood Village and Multnomah County based on the number of cable subscribers in each jurisdiction.

**COMMISSION OPERATING BUDGET
FY 2003-04**

Fiscal Year 2003-04 Operating Budget To \$ 375,903

JURISDICTION			FY 2002-03 Adopted	FY 02-03 %%	FY 2003-04 Proposed	FY 2003-04 %%	Credit Bal. FY 01-02	Net Jurisd. Appr.
Portland	FY 2003-04 Subscriber Distribution		\$251,126	66.3%	\$249,224	66.3%	0	\$ 249,224
<u>E. County</u>	<u>No. Of Subs</u>	<u>Perc. Distr.</u>						
Gresham	19,081	66.7%	\$87,825	23.2%	\$84,463	22.5%	\$2,934	\$81,529
Multnomah Co.	3,997	14.0%	\$17,054	4.5%	\$17,693	4.7%	\$571	\$17,122
Troutdale	3,241	11.3%	\$13,590	3.6%	\$14,346	3.8%	\$481	\$13,865
Fairview	1,656	5.8%	\$6,618	1.7%	\$7,330	2.0%	\$175	\$7,155
Wood Village	643	2.2%	\$2,560	0.7%	\$2,846	0.8%	\$98	\$2,748
E. County Total	28,618	100.0%	\$127,647	33.7%	\$ 126,679	33.7%	\$ 4,259	\$ 122,420
TOTAL			\$378,773	100.0%	\$375,903	100.0%	\$ 4,259	\$ 371,644

**MT HOOD CABLE REGULATORY COMMISSION
CABLE SUBSCRIBERSHIP
FY 2003-04**

Jurisdictions	FY 2002-03	FY 2003-04	FY 2003-04 Distribution	Percentage Incr./Decr
<u>E. County</u>				
Gresham	19,197	19,081	66.7%	-0.6%
Multnomah Co. + W. Multn.	3,971	3,997	14.0%	0.7%
Troutdale	3,224	3,241	11.3%	0.5%
Fairview	1,586	1,656	5.8%	4.4%
Wood Village	644	643	2.2%	-0.2%
E. County Total	28,622	28,618	100.0%	-0.0%
Portland	114,139	111,945		-1.9%
Total MHCRC Subscribers	142,761	140,563		-1.5%
<p><u>Source: AT&T Broadband Penetration Report</u></p> <p>FY 2002-03: January-02</p> <p>FY 2003-04: January-03</p>				

APPENDIX THREE

FRANCHISE FEE REVENUE AND DISBURSEMENT DETAIL

FRANCHISE FEE REVENUES AND DISBURSEMENTS

FY 2003-04

Jurisdictions	Franchise Fees	Net Contrib. To MHCRC Op. Bud.	MCTV Payments	PCA Payments	Payments to Jurisdictions
PORTLAND	N/A	249,224	N/A	N/A	N/A
GRESHAM	571,813	81,529	343,088	26,164	147,196
MULTNOMAH CO., EAST	83,000	17,122	49,800		16,078
MULTNOMAH CO., WEST	43,606	N/A	N/A		17,442
TROUTDALE	100,500	13,865	60,300		26,335
FAIRVIEW	55,600	7,155	33,360		15,085
WOOD VILLAGE	20,100	2,748	12,060		5,292
Total, East County	\$874,619	\$122,419	\$498,608	\$26,164	\$227,429
Total W/ Portland	N/A	\$371,643	N/A	N/A	N/A

FY 2003-04 Budget less FY 2001-2002 Credit Balance

Jurisdictions	FY 2003-04 PROPOSED	Credit Balance FY 01-02 Budg.	Net Contrib. to MHCRC Op. Budg.
PORTLAND	249,224	0	249,224
GRESHAM	84,463	2,934	81,529
MULTNOMAH CO., EAST	17,693	571	17,122
MULTNOMAH CO., WEST	0	0	0
TROUTDALE	14,346	481	13,865
FAIRVIEW	7,330	175	7,155
WOOD VILLAGE	2,846	98	2,748
Sub Total, East County	\$126,677	\$4,259	\$122,419
Total	\$375,902	\$4,259	\$371,643

FRANCHISE FEE BALANCE TO JURISDICTIONS:

	FY 00-01	FY 01-02	FY 02-03	FY 03-04	Increase/ - decr.
Jurisdictions	Actual	Actual	Revised Projection	Projection	FY02-03 vs 03-04
GRESHAM	\$126,985	\$138,881	145,202	147,196	\$1,994
MULTNOMAH CO., EAST	\$15,136	\$16,098	15,474	16,078	\$604
MULTNOMAH CO., WEST	\$13,623	\$17,350	17,185	17,442	\$257
TROUTDALE	\$21,181	\$23,669	25,825	26,335	\$510
FAIRVIEW	\$9,112	\$13,729	13,919	15,085	\$1,166
WOOD VILLAGE	\$4,507	\$4,910	5,264	5,292	\$28
	\$190,544	\$214,637	\$222,869	\$227,429	\$4,560

APPENDIX FOUR

ACCESS DISBURSEMENT DETAIL (MCTV AND PCA)

The Commission administers two contracts with the community access providers that serve the Jurisdictions. Attachment One presents the FY 03-04 budget for Multnomah Community Television (MCTV). MCTV serves the East Multnomah County area. Attachment Two presents the FY 03-04 budget for Portland Cable Access (PCA). PCA serves the City of Portland area.

The access providers receive funding for both operations and capital expenditures. The majority of PCA's operational resources is based on a contract between PCA and the City of Portland and is not included in the MHCRC's budget. MCTV receives operational resources, in accordance with the IGA that created the Commission, based on 60 percent of the franchise fees for the East County area. Both organizations receive access corporation capital funding from franchise resources dedicated for this use.

A summary chart of Access Resources is included below.

1. MCTV:	Community Access Payment:	
	60 % of East County Cable Franchise Fees	\$ 498,608
	<u>Access Corporation Capital</u>	<u>\$ 396,784</u>
	Total	\$ 895,392

2. PCA:	Community Access Payment:	
	City of Portland General Fund	\$ 748,278
	60% of West Multnomah County	\$ 26,164
	<u>Access Corporation Capital</u>	<u>\$ 496,968</u>
	Total	\$1,271,410

Attachment 1

MULTNOMAH COMMUNITY TELEVISION BUDGET

Multnomah Community Television
Proposed Budget
Fiscal Year 2003-2004



MCTV
26000 SE Stark Street
Gresham, Oregon 97030
(503) 491-7636



**Multnomah
Community
Television**

*Serving East
Multnomah County*

*Located at Mt. Hood
Community College*

26000 S.E. Stark St.
Gresham, OR 97030

503/491-7636

FAX 503/491-7417

www.mctv.org

**Programming
Services:**

- Public Access
- Educational
- Government
- Community

MCTV Channels

Seen on AT&T Cable:

11

CAN

Community Access
Network

21

MCTV

Multnomah Community
Television

22

Community Bulletin Board
Live NASA Missions

23

Portland Cable Access

27

Educational Access
MHCC Telecourses
(East County Only)

28

Educational Access

29

MCTV Program Guide
Video Newsletter
(East County Only)

30

MPAC

Multnomah Public
Affairs

MULTNOMAH COMMUNITY TELEVISION FY 2003-04 BUDGET NARRATIVE

Multnomah Community Television, East Metro's truly local television, pursues its mission of building community through media by promoting broad participation in civic and cultural life through the effective use and understanding of community media. A non-profit organization, MCTV provides East Metro residents, community organizations, local governments, and schools free and low cost access to the medium of television, media literacy training and video production. MCTV and citizen-produced programming is distributed to over 65% of East Metro households and over 400,000 households in the region. MCTV produces city council meetings and work sessions and other government and community meetings as well as programming used as educational and informational tools at meetings, community forums and classroom settings.

WHAT WE DO

MCTV produces and facilitates programming with many diverse partners and on wide-ranging topics. MCTV partnered with over 200 community organizations and will facilitate over 3100 hours of programming in FY 2001-02, including:

- Live and taped coverage of East Metro local governments, including planning commission meetings and budget and special hearings as well as the Rockwood Water PUD, and Metro.
- Programs focussing on public safety issues such as *Neighborhood Street Beat*, produced in cooperation with the Gresham Police Department.
- Working with educational partners in East Multnomah County to produce programs on academic and extracurricular activities in local schools, coverage of school board meetings and programs on school safety.
- Increasing citizen involvement through programs such as *Speak Out*, a live call-in for individuals to share information and raise issues of concern, and *Community Hotline*, a live call-in program where community organizations provide information and answer questions about their services.
- Facilitating and provide staff assistance to the volunteer-staffed *East Metro Community News*, the area's only electronic news program focussing on the East Metro issues and concerns.
- Coverage of local community events such as the *Celebration of Cultures*, the Sno-Cap benefit breakfast, Gresham's *Teddy Bear Parade*, *Senior Showcase*, and *Rose City News*.



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HOW WE DO IT

MCTV makes these services possible through training, access to equipment, staff support and program production. For the past several years, use of MCTV facilities and hours of programming produced at MCTV has increased; these trends continued this year continued. In FY 2002-03, MCTV will:

- Train 650 people in 160 classes
- Produce and facilitate more than 3100 hours of programming by, for and about East Metro, its residents and their concerns and issues
- Have 300 volunteers give more than 10,000 hours of their time to MCTV and the community
- Loan equipment to community members who are creating programming for and about the East Metro area for more than 2,000 days
- Provide more than 75 hours of staff assistance and support each week

PLANNING FOR THE FUTURE

MCTV is conducting a community needs assessment which will provide the starting point for the development of a new strategic plan. Implementation of this plan will begin in FY 2003-04.

MCTV is nearing completion of its latest strategic plan which was established following surveys and focus groups designed to determine community needs. The primary elements of that plan are:

- Explore opportunities for a new facility
- Increase our work with non-profits to meet their video production needs
- Produce a regularly scheduled news program focussing on East Metro issues and concerns

To fulfill this strategic plan,

- MCTV has purchased property for a new facility. Design work on the new facility is underway. MCTV will move into its new facility sometime late in FY 2003-04.
- A staff position has been created to work with non-profit organizations to help them understand the potential uses of video and to meet those needs.
- *East Metro Community News*, East Metro's only electronic news source, premiered in January of 2002.



MCTV BUDGETS, 1999-2001

		ACTUAL	ACTUAL	ACTUAL	BUDGET	ACTUAL	PROPOSED
		1999-00	2000-01	2001-02	2002-03	2002-03	BUDGET
						1/7/03	2003-04
	INCOME:						
4130	Franchise Fees, Multnomah	\$ 450,644	\$ 436,857	\$ 474,575	\$ 452,234	\$ 245,619	\$ 498,608
4140	PCA Educational Services Support	193,548		58,290	40,193	20,097	35,000
4090	Interest	17,299		1,732	4,000	318	1,000
4270	Activity Fees/Fees for Service	11,902	16,576	29,704	35,000	3,395	30,000
4200	Other	41,103	21,668	10,612	15,000	4,632	10,000
4172	Capital Funds	323,616	389,698	343,388	438,497	219,248	396,784
4800	Equipment Loan	0	0			572,000	-
4162	Investment Fund Withdrawal	0	0	300,000	285,833	70,000	258,951
4182	Funds from LO	0	0		6,000		6,000
	TOTAL OPERATING INCOME	\$ 1,038,112	\$ 864,799	\$ 1,218,300	\$ 1,276,757		\$ 1,236,343
		ACTUAL	ACTUAL	ACTUAL	BUDGET	ACTUAL	PROPOSED
		1999-00	2000-01	2001-02	2002-03	2002-03	BUDGET
						12/5/02	2003-04
	EXPENSES:						
	Personnel						
7020	Full-Time Salaries	\$401,906	\$ 408,747	\$ 442,390	\$ 453,542	\$ 248,792	\$ 458,826
7030	Part-Time Salaries	51,791	47,823	48,750	56,063	27,145	53,828
7050	Taxes & Fringe Benefits	109,596	131,215	146,920	127,409	79,150	128,163
	Total Personal Services	\$563,293	\$ 587,785	\$ 638,060	\$ 637,014	\$ 355,087	\$ 640,817
	Operations						
6020	Accounting	\$17,650	\$ 15,559	\$ 12,917	\$ 14,250	\$ 12,173	\$ 13,000
6041	Consulting	9,489	4,265	2,185	10,000	2,550	13,000
6051	Dues & Subscriptions	12,854	9,588	10,419	10,500	2,512	10,500
6060	Educational Program Acquisition	0	160	86	0		200
6061	Education & Training	15,176	9,217	10,381	9,500	5,186	9,500
6062	Business Meals/Related	2,700	2,155	2,185	2,350	928	2,250
6063	Ed. Tuition Reimbursement	0	0	0	400	200	200
6064	Events	0	0	0	0	0	0
6070	Food	5,266	5,749	6,882	6,000	3,279	7,000
6080	Graphics	462	74	16	0	0	0
6100	Insurance	25,670	27,655	35,624	30,000	31,793	35,000
6110	Janitorial	6,420	6,420	6,420	7,000	3,210	7,000
6130	Legal	1,976	716	13,787	10,000	2,319	5,000
6131	Local Travel & Mileage	2,730	1,974	2,314	2,500	1,026	2,500
6140	Maintenance Supplies	6,452	3,673	5,369	4,000	887	4,000
6160	Office Supplies	4,531	3,761	2,927	5,000	1,273	3,750
6161	Operation Supplies	5,037	4,979	3,607	5,000	3,360	4,500
6170	Personnel Recruitment	2,138	781	1,252	1,000	0	1,000
6171	Phones	8,162	8,236	8,205	8,500	3,199	8,250
6172	Postage	6,566	5,259	6,055	7,000	3,758	7,250
6173	Printing	9,661	12,237	8,200	12,500	3,038	9,500
6174	Marketing/Promotion	8,279	5,485	4,570	6,000	1,695	5,000
6190	Repairs & Maintenance	2,523	2,521	2,441	3,200	2,110	2,500
6200	Rent, Utilities, Maintenance	38,844	40,128	41,292	42,446	21,120	43,592
6211	Travel	5,910	4,393	2,354	3,500	957	3,500
6230	Vehicle Maintenance	374	7	1,056	600	126	750
	Total Materials & Services	\$198,869	\$ 174,990	\$ 190,544	\$ 201,246	\$ 106,699	\$ 198,742

MCTV BUDGETS, 1997-2001

	Capital	ACTUAL	ACTUAL	ACTUAL	BUDGET	ACTUAL	PROPOSED
		1999-00	2000-01	2001-02	2002-03	2002-03	BUDGET
						1/7/03	2003-04
8001	Misc. Debt Expense						
8002	Books	\$194	\$103	\$142	\$250	\$171	\$250
8003	Maintenance Supplies	4,403	90	0	500	11,816	500
8004	Office Supplies	1,263	2,409	1,954	1,500	267	1,750
8005	Operation Supplies	3,105	1,345	1,692	2,000	689	1,750
8006	Repairs & Maintenance	0	0	2,699	0	4,301	500
8007	Videotape	16,017	11,839	14,417	7,500	(610)	7,500
8008	Debt Reduction	43,758	48,317	53,352	58,912	28,726	0
8009	Interest on Debt	18,378	13,818	8,784	3,224	2,342	0
8020	Building	0	6,459	251,845	305,000	599,479	279,534
8030	Leasehold Improvements	12,591	0	0	0	0	0
8040	Office Equipment	23,417	39,981	11,301	10,000	703	10,000
8050	Office Furnishings	3,894	0	1,055	17,500	686	20,000
8060	Production & Maintenance Equip.	340,179	215,752	65,676	32,111	1,407	75,000
	Total Capital	\$467,200	\$340,114	\$412,917	\$438,497	\$649,976	\$396,784
	TOTAL OPERATING EXPENSES	\$909,417	\$1,102,888	\$1,241,521	\$1,276,757	\$1,111,762	\$1,236,343

MULTNOMAH COMMUNITY TELEVISION
FY 2003-04 PEG BUDGET
LINE ITEM EXPLANATION

INCOME:

4130 Multnomah Franchise Fees

5% of gross revenue of AT&T for East Multnomah County system, of which MCTV receives 60%.

4140 PCA Educational Services Support

MCTV provides educational services to six East County school districts that overlap into Portland. Through an agreement with Portland Cable Access, MCTV receives a payment for services provided for these areas.

4090 Interest

Income projected on current interest rates.

4200 Other

Tape duplication, refunds, special events, underwriting.

4270 Activity/Fees for Service

Moneys from activity fees and charging for MCTV services.

4172 Capital Funds

Moneys from franchise capital revenues dedicated to PEG access providers.

4162 Investment Withdrawal

Withdrawals from MCTV's investment fund.

4182 Fund from LO

Funds from LO (4182) is the residue from the LO contract that the MHCRC transferred to MCTV for LO projects.

EXPENSES:

7020 Full-time Salaries.

Salaries for full-time employees.

7030 Part-time Salaries

Salaries for part-time employees.

7050 Taxes & Benefits

Figured as 25% of full-time salaries. Includes pension plan contribution, insurances, FICA, Tri-Met and state unemployment tax.

- 6131 Local Travel and Mileage**
Employee reimbursement for business-related mileage and parking.
- 6140 Maintenance Supplies**
Supplies used to repair and maintain equipment that last less than one year.
- 6160 Office Supplies**
Items that are less than \$100 and that last less than one year.
- 6161 Operating Supplies**
Production-related items that are less than \$100 and last less than one year.
- 6170 Personnel Recruitment**
Advertising for position openings.
- 6171 Phones**
Includes regular and cellular service.
- 6172 Postage:**
All outgoing postage, express services, parcel shipping and other shipping.
- 6173 Printing**
Printing done outside including newsletter, invitations, handbook, forms.
- 6174 Marketing and Promotion**
Advertising (except job openings), promotional items, marketing surveys and services.
- 6190 Repairs and Maintenance**
Routine and emergency maintenance.
- 6200 Rent, Utilities and Maintenance**
Payments made to Mt. Hood Community College for building (includes utilities and College services.)
- 6211 Travel**
Transportation to regional and national conferences and seminars.
- 6230 Vehicle Maintenance**
Maintenance and repairs for two vehicles.
- 6231 Videotape**
Blank videotape (Digital, VHS, SVHS, 3/4", 3/4" SP).
- 8002 Books**
Training books, videos, and other books.
- 8003 Maintenance Supplies**
Supplies used to repair and maintain equipment that last less than one year.

8004 Office Supplies

Items that are less than \$100 and that last less than one year.

8005 Operating Supplies

Production-related items that are less than \$100 and last less than one year.

8006 Repairs & Maintenance

Routine and emergency maintenance.

8007 Videotape

Blank videotape (Digital, VHS, SVHS, 3/4", 3/4" SP).

8030 Leasehold Improvements

Improvements to MCTV building.

8040 Office Equipment

Office equipment in excess of \$100 such as computers, copiers, fax machines.

8050 Office Furnishings

Items in excess of \$100 such as desks, chairs, cabinets, bookcases, file cabinets.

8060 Production and Maintenance Equipment:

Items in excess of \$100 for production, playback and engineering. Includes funds for emergency purchases. See attached for detail.

9000 Investment Fund

Funds set aside for use after end of the current franchise in 1998. As of January 9, 2003 the fund was over \$1,600,000.

Attachment 2

PORTLAND CABLE ACCESS BUDGET



FY 2003 - 2004 BUDGET NARRATIVE

The mission of Portland Cable Access (PCA) is to promote broad participation in civic and cultural life by encouraging effective use and understanding of community media.

INTRODUCTION

For twenty-two years PCA has provided services for public, educational, and government (PEG Access) programmers.

Currently, PCA provides the training, tools, and transmission for local, community-based cable television programming through services that include:

- * hands-on training in video production and post-production techniques;
- * specialized video training projects in cooperation with individual schools and the Portland Public Schools District;
- * access to and use of portable video equipment and editing facilities, two multi-camera television studios for live or videotaped programs, a multi-camera remote production van for live and videotaped programming within the cable franchise service area, and a professionally equipped audio production trailer;
- * playback of programming on four cable channels 15 hours a day, seven days a week;
- * carriage of programming on two other access channels from Multnomah Community Television, the state legislature, and the Oregon Public Affairs Network;
- * program promotion and scheduling on cable channels reaching 117,000 cable households in the City of Portland and up to 369,000 households throughout Multnomah, Washington, and Clackamas counties in Oregon and Clark County Washington;
- * access to and use of satellite downlink capabilities for program acquisition;
- * videoconferencing services;
- * dubbing and duplication of videotaped programs;
- * use of meeting and rehearsal space;
- * creation and distribution of videotext messages through a multi-channel electronic bulletin board system;
- * coverage of city council meetings and the meetings of other designated city and local government agencies; and,
- * transmission of special satellite delivered national programming of interest to the community such as Classic Arts Showcase and NASA.

CITY CONTRACT SERVICE HIGHLIGHTS

From July 1997 through June 2002 PCA has:

- trained more than **2,100 people** in some form of video and media production;
- produced more than **3,000 hours** of programming specifically for the City of Portland which was transmitted on CityNet 30;
- produced more than **7,000 hours** of additional local community programming;
- provided equipment and facilities for and facilitated the community's production of **30,000 hours** of local, original programming; and,
- received more than **60,000 hours** of volunteer services.

CITY CONTRACT FUNDING

The city collects a franchise fee from the cable company for rental of the city's rights-of-way and public property. Those franchise fees are regarded as part of the city's General Fund which, in turn, funds PCA's contract. It is possible to calculate the amount of franchise fee funding which is allocated to the PCA operating contract from each cable subscriber. For example, using the FY 2002-2003 city contract funding of \$762,308.00 and the most recent cable television subscribers total, 117,664, the amount of cable franchise fee funding is the equivalent of **\$0.54 per month per cable subscriber**. If all the 369,000 cable subscribers in the four county metropolitan area who receive some service benefits from PCA are factored in, the funding would be the equivalent of **\$0.17 per month per subscriber**.

It is possible to calculate the amount of city funding which supports every hour of original programming produced through PCA. Using the figures from contract year 2001-2002 (\$970,063.00 in city funding and 9,124 hours of programming) the city's financial support for each hour of local, community programming was **\$106.31**. On December 22, 2001, The Oregonian reported that programming costs of professional network programming was \$2 million for a one hour drama and \$1 million for a half hour situation comedy.

CHARACTERISTICS AND RESOURCES OF PORTLAND

The Portland community has unique characteristics and resources. Among them are several which coincide with PCA's future vision and organizational objectives including:

- an emphasis on neighborhoods, neighborhood councils, and neighborhood associations as vehicles for community planning and civic life;
- the use of nonprofit and community organizations as bridges for civic involvement and the delivery of community services;
- community-based organizations which are activists in cultural and civic issues;
- a culture and history of community involvement in government planning and government activities beginning at the neighborhood level;
- the expectation of open, participatory governments and institutions;
- an extensive cable television based Institutional Network system of more than 270 sites including schools, government buildings, and community centers capable of transmitting PEG Access programming on a closed-circuit basis or to all cable subscribers in the metropolitan area;

- a dedicated source of capital funds for PEG Access equipment and facilities and a capital grant program which can provide schools and organizations with added capital resources for PEG Access programming and related community communications;
- numerous community media organizations providing services in media education, radio, computers, youth training, and internet access.

PCA FUTURE ORGANIZATIONAL OBJECTIVES

In October 2002, PCA completed a Community Needs Assessment. Four major themes and activity areas emerged from the assessment:

- Marketing
- Community Outreach
- Funding, and
- Planning for the Future.

There are four major organizational objectives proposed for FY 2003-2004 based upon PCA's current services and resources, the outcomes of the needs assessments, other available cable franchise resources, and an historically lower level of city funding:

- 1) To provide government access production and program services on CityNet 30;
- 2) To provide public access services within the first-come, first-served philosophy on at least one access channel throughout the city;
- 3) To expand and revise PCA's service's to focus on:
 - A) Neighborhoods, Neighborhood Councils, and Neighborhood Organizations and Associations
 - B) Nonprofit and Community Organizations
 - C) Youth Media Training; and,
- 4) To continue support of PCA's development and fundraising activities to raise additional revenue and resources.

Examples of projects and services that could be established within PCA's organizational objectives include:

1. creation of one or more Hotline studios at PCA and remote sites which enable individuals and organizations to participate in community media without going through elaborate training (Hotline studios are compact, easy-to-use studios with two fixed cameras, the use of which is normally controlled by the person on camera through a simple video and audio switching device;
2. establishment of workshops on community media opportunities and services for nonprofits in partnership with other community media organizations;
3. creation of one or more multimedia centers at PCA and other community sites which would included access to video, digital communications, computer and internet use stations, multimedia classes and job training;
4. designing comprehensive youth internships in partnership with KBOO, Portland Public Schools, community technology centers, and other community media centers;

5. targeted outreach to the seven neighborhood councils to develop production sites and resources at neighborhood facilities such as community centers;
6. dedicated programming opportunities for nonprofits and community organizations to highlight their services and activities.

PROPOSED BUDGET ASSUMPTIONS

1. City contract funding of \$762,308.00
2. Funding increase from the West Multnomah franchise area to \$26,164.00
3. Program Production and Transmission resources and sites established, expanded, and decentralized throughout the city using the Institutional Network as the connecting network
4. The application of \$82,482.00 from the interest and earnings of PCA's Investment Fund to the operating expenses of the Development Program, Outreach, and Advertising and Promotion.

ALTERNATE BUDGET NARRATIVE

Introduction:

Portland Cable Access requests an additional \$100,000.00 in operating funds for FY 2003-2004 specifically to implement the Neighborhood Communications Network (NCN). The funds will be used for the costs of project personnel, project operations, outreach, and promotional expenses. The capital expenses for the equipment to be used at the NCN pilot sites are currently allocated in PCA's capital budget.

The results of PCA's recent Community Needs Assessment highlight the need to; a) create partnerships with community organizations and institutions, and b) leverage existing resources to extend the reach and utilization of the community-based media within the city.

The Neighborhood Communications Network:

The NCN will be a series of multimedia learning and creation sites in community centers, health facilities, government buildings, and K-12 schools throughout the city that will be used to create and transmit multimedia communications such as video, computer images, video-streaming, videoconferencing and teleconferencing. The communications will be transmitted through the existing Institutional Network (I-Net) constructed by AT&T Broadband as a cable franchise requirement. The media productions may be seen on one of the cable access channels, a variety of web sites, the city's web site, or exclusively at sites within the closed circuit of the I-Net.

PCA will work closely with the Office of Neighborhood Involvement and the seven neighborhood councils to; 1) assess needs, 2) identify initial network sites, 3) conduct outreach to network site personnel, neighborhood associations, and nonprofit organizations, 4) provide training and education in the use of the communications equipment, and 5) coordinate the use of the network.

Potential Services:

- Health personnel at the North Portland Health Clinic conduct live, call-in programs to discuss health issues directly with the public;
- Teachers provide live, interactive Homework Hotline programs from their own schools answering student questions;
- Neighborhood associations cover community meetings and other events at sites such as Woodstock Community Center and neighborhood schools;
- ONI engages the public in dialogue on topics such as the Public Involvement Standards using television and computer technologies;
- Young people create and distribute multimedia productions as after-school activities;
- The World Forestry Center, OMSI, and the Oregon Zoo provide interactive, educational programs to local schools or for international distribution;
- Technical Assistance for Community Services (TACS) provides employee training programs to local nonprofit organizations on a closed circuit basis within the I-Net or directly to the desk top at participating organizations.

**PORTLAND CABLE ACCESS
OPERATING & CAPITAL BUDGETS 1999-2004**

Present Account #		ACTUAL 1999-00	ACTUAL 2000-01	ACTUAL 2001-02	BUDGET 2002-2003	PROPOSED BUDGET 2003-2004	ALTERNATE BUDGET 2003-2004
REVENUE:							
4000	Contract City Portland	730,924	957,948	970,064	767,492	748,278	848,278
4005	Franchise Mult. West	18,962	20,876	26,025	18,270	26,164	26,164
4100	Special Projects	88,878	25,835	24,300	25,000	25,000	25,000
4200	Community Service	5,580	9,252	12,560			
4300	Training Income	6,687	6,998	14,900	13,000	21,000	21,000
4410	Misc Income	550	3,473	1,345	1,000	1,000	1,000
4412	Damages paid for equipment	1,253	615	620			
4580	Tape / Disk Sales	13,358	19,574	24,835	20,000	20,500	20,500
4581	Dubbing	2,021	177	1,253	2,000	5,920	5,920
4582	Tee shirt sales	320					
4700	Contract Interest - Delauney	9,087					
4710	Checking Acct. Interest	7,719	13,765	9,778	7,000	7,000	7,000
	Investment Fund Income				85,148	82,482	82,482
4800	Interest Investments	34,571	3,359	7,084			
4805	Interest USB Bonds/Notes			39,306			
4810	Dividends Investment	9,901	49,161	582			
4811	Earnings Domini Investments		20,357	59,776			
4820	Interest - internal		5,390				
4830	Gain of Sale	2,300	3,701				
4831	Unrealized Gain / Loss	33,718					
4908	PEG Capital grant-Sound track	8,581					
4909	Capital Grant income	333,084	419,960	377,479	555,998	496,968	496,968
4998	Investment Funds Used						
	TOTAL REVENUE	1,307,494	1,560,441	1,569,908	1,494,908	1,434,312	1,534,312

Present Account #		ACTUAL 1999-00	ACTUAL 2000-01	ACTUAL 2001-02	BUDGET 2002-03	PROPOSED BUDGET 2003-2004	ALTERNATE BUDGET 2003-2004
EXPENSES:							
STAFF RELATED							
5000	Payroll Wages	493,621	459,523	477,833	516,707	508,318	553,318
5100	Payroll Taxes	49,652	51,526	46,607	53,737	54,323	58,652
5110	Pension Contributions	33,565	37,657	25,808	17,000	11,500	12,100
5111	Medical & Dental Insurance	46,939	62,720	54,279	61,560	64,638	68,947
5112	Life & Disability Insurance	9,944	6,301	4,921	6,044	6,346	6,769
5200	Employee Recruitment	397	1,296	16,230	2,000	2,000	4,000
5300	Training & Education - Staff	76	5,396	2,207	7,500	10,000	16,000
5350	Training & Education - Board	1,688	4,925	3,915			
5400	Travel - local	53	920	17,962	500	500	750
5401	Travel - out of town	2,026	5,767		4,000	4,000	4,000
5500	Payroll Service	3,162	3,211	3,756	2,100	2,400	2,400
5501	Crew Food	296	965	297	1,500	1,000	1,500
5999	Payroll transfers-production		67,052				
	Subtotal	641,419	707,259	653,815	672,648	665,025	728,436

Present Account #		ACTUAL 1999-00	ACTUAL 2000-01	ACTUAL 2001-02	BUDGET 2002-03	PROPOSED BUDGET 2003-2004	ALTERNATE BUDGET 2003-2004
GENERAL OVERHEAD							
6001	MCTV Education Dist.		50,462	45,674	41,193	40,781	46,139
6010	Accounting Audit	9,075	12,676	109,606	9,000	9,000	9,000
6011	Audit Inventory			3,124			
6020	Legal	2,401	14,561	19,415	5,000	5,000	5,000
6080	Computer Consulting	3,643	7,975	4,912	3,000	5,000	5,000
6090	Professional Services-admin	1,629	1,774	67,110	3,000	3,000	3,000
6150	Annual Report		282				
6151	Needs Assessment	3,932	2,212		15,000		

6152	Board Planning			6,502	4,000		
6178	News letter-community connect	1,812	2,059		2,500	2,500	2,500
6179	News letter-tecno times	65	240				
6200	Office Supplies	4,550	8,427	7,752	4,000	5,000	5,500
6290	Charity Contribution	583		2,580			
6300	Printing - Outside	2,031	7,664	4,902	2,000	2,000	4,000
6301	Printing - Inside	3,381	4,066	2,226	3,100	3,100	5,000
6400	Postage & Shipping	3,714	3,615	5,060	3,000	4,000	4,000
6410	Miscellaneous Expenses	1,930	3,893	113,375			
6500	Vehicle Fuel	2,755	3,302	997	2,000	3,300	3,800
6505	Vehicle Parking	891	1,018	1,001	750	750	750
6580	Video Tapes	19,251	37,271	39,875	36,515	36,000	39,000
6581	Dubbing	1,163	921	399			
6582	Tee shirts for re-sale	940					
6672	TV Guide/Advertise/20th Anniv	1,519	2,602	3,191			
6700	Advertising & Promo	4,682			10,000	10,000	30,000
6701	Pagers & Cell Phones	1,566	7,385	9,512	5,500	6,000	6,500
6702	Internet Access	7,646	1,921	3,553	4,500	5,000	5,000
6703	Telephone Local	248	6,291	8,155	3,800	7,000	7,500
6708	Interest Miscellaneous			86			
6709	Interest - credit cards	324	560	157			
6710	Computer Software	532	2,617	1,118		700	700
6715	Bank Charges		1,782	2,441		1,800	1,800
6720	Dues & Subscriptions	621	1,457	1,015	1,000	4,000	4,000
6729	Fees			482			
6730	Fees/Video/Entry Fees	615	1,726	68	1,500	1,000	1,500
6800	Hospitality	4,038	6,206	8,315	2,000	2,000	2,000
	Subtotal	85,537	194,965	472,603	162,358	156,931	191,689

Present Account #		ACTUAL 1999-00	ACTUAL 2000-01	ACTUAL 2001-02	BUDGET 2002-03	PROPOSED BUDGET 2003-2004	ALTERNATE BUDGET 2003-2004
EQUIPMENT RELATED							
7000	Repair - parts	7,717	10,297	3,885	10,000	10,000	10,000
7005	Repair- Headend Expense			1,693			
7010	Repair - small tools	2,085	3,245	4,403	3,000	500	500
7015	Repair - sub-contractor	31,087	20,243	44,340	24,500	30,000	30,000
7016	Repair City Council Chambers			260			
7020	Replacement bulbs	2,347	2,184	3,213	4,500	4,500	4,500
7030	Replacement batteries	711	694	615	1,500	1,500	1,500
	Subtotal	43,947	36,663	58,409	43,500	46,500	46,500

Present Account #		ACTUAL 1999-00	ACTUAL 2000-01	ACTUAL 2001-02	BUDGET 2002-03	PROPOSED BUDGET 2003-2004	ALTERNATE BUDGET 2003-2004
BUILDING RELATED							
7500	Janitor Service	5,106	2,993	6,622	4,500	5,000	5,000
7510	Janitorial Supplies	3,384	4,002	4,213	3,000	3,500	3,500
7620	Electricity	13,090	14,158	16,396	17,000	18,000	18,000
7635	Garbage Removal	842	1,041	774	1,000	1,500	1,500
7640	Other Utilities	1,744	1,791	2,133	2,000	2,500	2,500
7645	Natural Gas	742	580	1,210	1,500	2,000	2,000
7650	Vehicle Maintenance	1,175	3,145	1,015	2,000	2,000	2,000
7660	Landscape Maintenance	2,154	1,575	2,508	1,200	1,800	1,800
7670	Building Maintenance	3,304	12,857	5,585	2,500	3,000	3,000
7680	Security Service	765	677	2,221	600	700	700
	Subtotal	32,306	42,819	42,677	35,300	40,000	40,000

Present Account #		ACTUAL 1999-00	ACTUAL 2000-01	ACTUAL 2001-02	BUDGET 2002-03	PROPOSED BUDGET 2003-2004	ALTERNATE BUDGET 2003-2004
DIRECT VIDEO PRODUCTION							
8030	Script Writer	13,550	5,400				
8040	On air talent	8,288	915	1,750			
8050	Videographer	16,838		2,100			

8060	Photographic Services	11					
8070	Graphic Design	1,915					
8071	Closed Caption	1,210					
8072	Audio Sweeten / Outsourced stu	5,453	410				
8111	Cable Signal Distrib-Teleconf sit	5,359	3,950				
8121	Equipment Rental	3,260					
8201	Props	2,240	992	246			
8666	Software Association/Oregon			19,942			
	Subtotal	58,124	11,667	24,038	-	-	-

Present Account #		ACTUAL 1999-00	ACTUAL 2000-01	ACTUAL 2001-02	BUDGET 2002-03	PROPOSED BUDGET 2003-2004	ALTERNATE BUDGET 2003-2004
	OWNERSHIP COSTS						
9000	Insurance - liability	15,586	20,141	22,793	24,600	26,600	26,600
9100	Bad debts		25	158			
9820	Interest expense-self financed		5,390				
	Contingency					2,288	4,119
	Subtotal	15,586	25,556	22,951	24,600	28,888	30,719
	TOTAL EXPENSES	876,919	1,018,929	1,274,493	938,406	937,344	1,037,344

Present Account #		ACTUAL 1999-00	ACTUAL 2000-01	ACTUAL 2001-02	BUDGET 2002-03	PROPOSED BUDGET 2003-2004	ALTERNATE BUDGET 2003-2004
	CAPITAL EXPENSE:						
1630	Production equipment	333,089	419,960	326,874	555,998	496,968	496,968
1640	Playback equipment	-	-				
	TOTAL CAPITAL EXPENSE	333,089	419,960	326,874	555,998	496,968	496,968

CAPITAL BUDGET 2003 – 2004

The city funding for access capital is \$496,968.00. The current proposed capital budget continues PCA's focus on:

- upgrading and improving production equipment,
- increasing digital production and nonlinear editing capabilities,
- establishing production sites and equipment for programming from remote neighborhood locations, and
- improving outreach and programming opportunities through nonprofits, schools, and youth as operational priorities.

PCA will also study the feasibility of expansion of PCA's current facility on Martin Luther King Jr Boulevard in FY 2004-2005.

CAPITAL PURCHASES

Public Access

Studio Production Switchers	\$110,000	
Edit Room CG Systems	42,000	
Studio A Teleprompter System	12,000	
Satellite Digital Receivers	7,000	
Nonlinear Editing Hardware & Software	12,000	
Nonlinear Editing Powerbooks & Software	64,000	
Digital Camcorder	5,000	
Subtotal		\$252,000

Outreach and Development

Laptop Computer	2,500	
Portable Projectors	3,000	
Projector Screens	8,000	
Subtotal		13,500

Neighborhood Projects

Robotic Field Camera Systems	80,000	
Production and Transmission Equipment	65,468	
Subtotal		145,468

Production

Graphics Computers	10,000	
Digital Camera for SVHS Deck	16,000	
Color Correction Package	3,000	
Production Jib Remote Accessories	10,000	
Flash Software	10,000	
Music Library	4,000	
Laptop Computer	2,500	
Subtotal		55,500

Administration

Computers and Office Machines	15,000	
Postage Machine and Meter	500	
Building Reserve	5,000	
Subtotal		20,500

Contingency

10,000	10,000
--------	--------

TOTAL**\$496,968**

BEFORE THE BOARD OF COUNTY COMMISSIONERS
FOR MULTNOMAH COUNTY, OREGON

RESOLUTION NO. 03-084

Approval of the Mt. Hood Cable Regulatory Commission Budget for Fiscal Year 2003-2004

The Multnomah County Board of Commissioners Finds:

- a. The Mt. Hood Cable Regulatory Commission (MHCRC) was formed by Multnomah County and the cities of Fairview, Gresham, Portland, Troutdale and Wood Village (Cities) to advocate for and protect the public interest in the regulation and development of cable communication systems.
- b. The MHCRC has approved a budget for fiscal year 2003-2004 and forwarded this budget to Multnomah County and the Cities for approval.

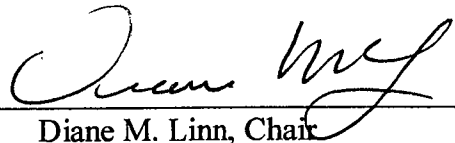
The Multnomah County Board of Commissioners Resolves:

1. The Mt. Hood Cable Regulatory Commission budget for fiscal year 2003-2004 is approved.

ADOPTED this 12th day of June 2003.



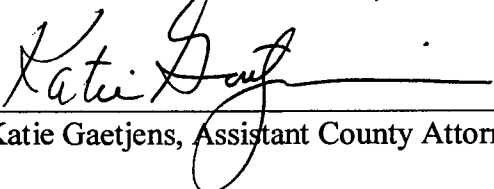
BOARD OF COUNTY COMMISSIONERS
FOR MULTNOMAH COUNTY, OREGON



Diane M. Linn, Chair

REVIEWED:

AGNES SOWLE, ACTING COUNTY ATTORNEY
FOR MULTNOMAH COUNTY, OREGON

By 

Katie Gaetjens, Assistant County Attorney

AGENDA PLACEMENT REQUEST

BUD MOD #:

Board Clerk Use Only:

Meeting Date: June 12, 2003

Agenda Item #: R-5

Est. Start Time: 10:30 AM

Date Submitted: 05/16/03

Requested Date: June 12, 2003

Time Requested: 5 minutes

Department: DBCS

Division: Land Use & Trans Program

Contact/s: Tom Hansell, LUT Program Manager

Phone: (503) 988-5050

Ext.: 29833

I/O Address: 425

Presenters: Tom Hansell

Agenda Title: Resolution adopting the FY 2003-04 Dunthorpe-Riverdale Sanitary Service District No. 1 and making appropriations.

NOTE: If Ordinance, Resolution, Order or Proclamation, provide exact title. For all other submissions, provide clearly written title.

- 1. What action are you requesting from the Board? What is the department/agency recommendation?**

Convene as the governing body of the Dunthorpe-Riverdale Service District to adopt the FY 2003-04 Budget for the Dunthorpe-Riverdale Sanitary Service District No. 1 and make appropriations.

- 2. Please provide sufficient background information for the Board and the public to understand this issue.**

Dunthorpe-Riverdale Sanitary Service District No. 1 was formed in the middle 1960's, and by 1970 it had removed a significant source of pollution from the Willamette River. Its 560 clients are mainly located in unincorporated Multnomah County with a few customers in northern Clackamas County.

The Dunthorpe-Riverdale Service District contracts with the City of Portland for all operations of the sewage system. The City of Portland provides design and engineering services for construction, reconstruction and/or improvement of the district's facilities. Multnomah County's Department of Business and Community Services provides administrative and financial services, respectively, to the district. The FY 2003-04 budget is designed to sustain a current service level of maintenance and operations for the program. The district's capital program for FY 2003-04 is programmed to address scheduled capital maintenance to pump stations.

The Dunthorpe-Riverdale FY 2003-04 budget has increased operating expenditures by \$300,000 to meet the district's operational and capital requirements. The budget has projected a \$11.00 per month user fee increase to match the district's expenditures to resources. The district is discussing capital financing with the County Finance Manager to ensure the district retains an adequate unobligated fund balance for unplanned program expenses.

In accordance with ORS 451.490 and ORS 451.495, a public hearing will be scheduled in August to hear objections or remonstrances to the assessments proposed. If written objections signed by more than fifty percent (50%) of the affected properties are received, the proposed rate change for the sewer user assessment will not be levied.

3. Explain the fiscal impact (current year and ongoing).

See explanation under No. 2.

NOTE: If a Budget Modification or a Contingency Request attach a Budget Modification Expense & Revenues Worksheet and/or a Budget Modification Personnel Worksheet.

If a budget modification, explain:

- ❖ **What revenue is being changed and why?**
- ❖ **What budgets are increased/decreased?**
- ❖ **What do the changes accomplish?**
- ❖ **Do any personnel actions result from this budget modification? Explain.**
- ❖ **Is the revenue one-time-only in nature?**
- ❖ **If a grant, what period does the grant cover?**
- ❖ **When the grant expires, what are funding plans?**

NOTE: Attach Bud Mod spreadsheet (FORM FROM BUDGET)

If a contingency request, explain:

- ❖ **Why was the expenditure not included in the annual budget process?**
- ❖ **What efforts have been made to identify funds from other sources within the Department/Agency to cover this expenditure?**
- ❖ **Why are no other department/agency fund sources available?**
- ❖ **Describe any new revenue this expenditure will produce, any cost savings that will result, and any anticipated payback to the contingency account.**
- ❖ **Has this request been made before? When? What was the outcome?**

If grant application/notice of intent, explain:

- ❖ **Who is the granting agency?**
- ❖ **Specify grant requirements and goals.**
- ❖ **Explain grant funding detail – is this a one time only or long term commitment?**
- ❖ **What are the estimated filing timelines?**
- ❖ **If a grant, what period does the grant cover?**
- ❖ **When the grant expires, what are funding plans?**
- ❖ **How will the county indirect and departmental overhead costs be covered?**

4. Explain any legal and/or policy issues.

The district is a separate legal entity. Because of its size, it requires a budget committee. On May 8, 2003, in the Board Room of the Multnomah Building, the Budget Committee was convened to hear the budget. A budget committee was formed with Commissioner Serena Cruz as Chair and Commissioner Lonnie Roberts as Secretary. Tom Hansell from the Department of Business and Community Services serves as the District Budget Officer.

The budget committee then discussed and approved the budget as submitted. However, the committee also has the authority to amend the budget if deemed necessary. After the May 8, 2003 approval, the Budget Officer filed the budget with the Tax Supervising Conservation Commission (TSCC) as required by Oregon Revised Statutes.

Because the district covers a population of less than 100,000, it is not legally necessary to request a TSCC hearing for the budget. The approved budget for the district has been submitted to TSCC, and they have certified the budget.

The last step is for the Board of Commissioners to adopt the budget.

5. Explain any citizen and/or other government participation that has or will take place.

At the May 8th budget committee meeting a public hearing was opened, to hear and consider any testimony by the public about the budget. No testimony was received.

Required Signatures:



Department/Agency Director:

Date: 05/16/03

Budget Analyst

By:

Date:

Dept/Countywide HR

By:

Date:



**Tax Supervising
& Conservation
Commission**

PO Box 8428
Portland, Oregon
97207-8428

Telephone (503) 988-3054

Fax: (503) 988-3053

E-Mail:
TSCC@co.multnomah.or.us

Web Site:
[www.co.multnomah.or.us/
orgs/tsc/](http://www.co.multnomah.or.us/orgs/tsc/)

May 20, 2003

Board of Commissioners
Dunthorpe-Riverdale Sewer Service District
501 SE Hawthorne Blvd
Portland, Oregon 97214

Dear Commissioners:

The Tax Supervising and Conservation Commission has completed review and consideration of the 2003-04 budget for Dunthorpe-Riverdale Sewer Service District. This review was undertaken pursuant to ORS 294.605-705 to confirm compliance with applicable laws and to determine the adequacy of estimates necessary to support efficient and economical administration of the district.

The 2003-04 budget, filed May 15, 2003, is hereby certified by the Commission with no objections or recommendations. Estimates were judged to be reasonable for the purpose shown and the document was found to be in substantial compliance with Local Budget Law. The budget estimates, as shown in the approved budget, were as follows:

General Fund	\$685,440
Portion Unappropriated	21,355
Permanent Tax Rate	\$0.0

A complete copy of the adopted budget should be filed with the Commission within 15 days of adoption. If you need extra time for filing let us know.

Please extend our thanks to Tom Hansell. We again have enjoyed working with him. He serves your district well.

Yours truly,

TAX SUPERVISING & CONSERVATION COMMISSION

A handwritten signature in cursive script that reads "Linda Burtlehaus".

Linda Burtlehaus
Director

Commissioners
Richard Anderson
Anthony Jankans
Lynn McNamara
Carol Samuels
Julie Van Noy



**Tax Supervising
& Conservation
Commission**

PO Box 8428
Portland, Oregon
97207-8428

Telephone (503) 988-3054

Fax: (503) 988-3053

E-Mail:
TSCC@co.multnomah.or.us

Web Site:
[www.co.multnomah.or.us/
orgs/tsc/](http://www.co.multnomah.or.us/orgs/tsc/)

May 20, 2003

Board of Commissioners
Dunthorpe-Riverdale Sewer Service District
501 SE Hawthorne Blvd
Portland, Oregon 97214

Dear Commissioners:

The Tax Supervising and Conservation Commission has completed review and consideration of the 2003-04 budget for Dunthorpe-Riverdale Sewer Service District. This review was undertaken pursuant to ORS 294.605-705 to confirm compliance with applicable laws and to determine the adequacy of estimates necessary to support efficient and economical administration of the district.

The 2003-04 budget, filed May 15, 2003, is hereby certified by the Commission with no objections or recommendations. Estimates were judged to be reasonable for the purpose shown and the document was found to be in substantial compliance with Local Budget Law. The budget estimates, as shown in the approved budget, were as follows:

General Fund	\$685,440
Portion Unappropriated	21,355
Permanent Tax Rate	\$0.0

A complete copy of the adopted budget should be filed with the Commission within 15 days of adoption. If you need extra time for filing let us know.

Please extend our thanks to Tom Hansell. We again have enjoyed working with him. He serves your district well.

Yours truly,

TAX SUPERVISING & CONSERVATION COMMISSION

Linda Burglehaus
Director

Commissioners
Richard Anderson
Anthony Jankans
Lynn McNamara
Carol Samuels
Julie Van Noy

BEFORE THE BOARD OF COUNTY COMMISSIONERS
FOR MULTNOMAH COUNTY, OREGON
GOVERNING BODY FOR DUNTHORPE-RIVERDALE SANITARY SERVICE DISTRICT NO.1

RESOLUTION NO. _____

Adopting The 2003-04 Budget For The Dunthorpe-Riverdale Sanitary Service District No. 1 And Making Appropriations

The Multnomah County Board of Commissioners Finds:

- a. The Dunthorpe-Riverdale Sanitary Service District No. 1 Budget, as prepared by the Budget Officer, has been considered and approved by the budget committee and has been certified by the Tax Supervising and Conservation Commission with no objections.
- b. The Budget as certified is on file in the Budget and Quality Office of Multnomah County.

The Multnomah County Board of Commissioners Resolves:

1. That the Budget, is adopted as the budget of Dunthorpe-Riverdale Sanitary Service District No. 1, Oregon.
2. The following appropriations are authorized for the fiscal year July 1, 2003 to June 30, 2004:

Fund	Appropriation
General Fund	
Materials & Services	\$301,285
Capital Outlay	\$322,800
Contingency	\$ 40,000
Total Requirements	\$664,085

ADOPTED this 12th day of June, 2003.

BOARD OF COUNTY COMMISSIONERS
FOR MULTNOMAH COUNTY, OREGON
GOVERNING BODY FOR DUNTHORPE-
RIVERDALE SANITARY SERVICE DISTRICT
NO. 1

Diane M. Linn, Chair

REVIEWED:

AGNES SOWLE, ACTING COUNTY ATTORNEY
FOR MULTNOMAH COUNTY, OREGON

By 
Mathew O. Ryan, Assistant County Attorney

BEFORE THE BOARD OF COUNTY COMMISSIONERS
FOR MULTNOMAH COUNTY, OREGON
GOVERNING BODY FOR DUNTHORPE-RIVERDALE SANITARY SERVICE DISTRICT NO.1

RESOLUTION NO. 03-085

Adopting the 2003-04 Budget for the Dunthorpe-Riverdale Sanitary Service District No. 1 and Making Appropriations

The Multnomah County Board of Commissioners Finds:

- a. The Dunthorpe-Riverdale Sanitary Service District No. 1 Budget, as prepared by the Budget Officer, has been considered and approved by the budget committee and has been certified by the Tax Supervising and Conservation Commission with no objections.
- b. The Budget as certified is on file in the Budget and Quality Office of Multnomah County.

The Multnomah County Board of Commissioners Resolves:

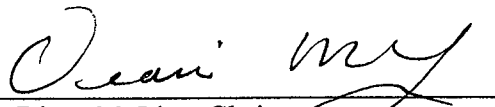
1. That the Budget is adopted as the budget of Dunthorpe-Riverdale Sanitary Service District No. 1, Oregon.
2. The following appropriations are authorized for the fiscal year July 1, 2003 to June 30, 2004:

Fund	Appropriation
General Fund	
Materials & Services	\$301,285
Capital Outlay	\$322,800
Contingency	\$ 40,000
Total Requirements	\$664,085

ADOPTED this 12th day of June, 2003.



BOARD OF COUNTY COMMISSIONERS
FOR MULTNOMAH COUNTY, OREGON
GOVERNING BODY FOR DUNTHORPE-
RIVERDALE SANITARY SERVICE DISTRICT
NO. 1


Diane M. Linn, Chair

REVIEWED:

AGNES SOWLE, ACTING COUNTY ATTORNEY
FOR MULTNOMAH COUNTY, OREGON

By 
Mathew O. Ryan, Assistant County Attorney

AGENDA PLACEMENT REQUEST

BUD MOD #:

Board Clerk Use Only:

Meeting Date: June 12, 2003

Agenda Item #: R-6

Est. Start Time: 10:35 AM

Date Submitted: 05/16/03

Requested Date: June 12, 2003

Time Requested: 5 minutes

Department: DBCS

Division: Land Use & Trans Program

Contact/s: Tom Hansell, LUT Program Manager

Phone: (503) 988-5050

Ext.: 29833

I/O Address: 425

Presenters: Tom Hansell

Agenda Title: Resolution adopting the FY 2003-04 Mid-County Street Lighting Service District No. 14 and making appropriations

NOTE: If Ordinance, Resolution, Order or Proclamation, provide exact title. For all other submissions, provide clearly written title.

-
- 1. What action are you requesting from the Board? What is the department/agency recommendation?**

Convene as the governing body of the Mid-County Street Lighting Service District to adopt the FY 2003-04 Budget for the Mid-County Street Lighting Service District No. 14 and make appropriations.

- 2. Please provide sufficient background information for the Board and the public to understand this issue.**

The Mid County Street Lighting Service District arranges for street lights and pays the utilities for those lights in the unincorporated urban portions of Multnomah County and the cities of Fairview, Maywood Park, and Troutdale. District growth has stabilized due to the substantial completion of municipal annexations. However, the district continues to experience mild increases in growth as a result of urban development.

Portland General Electric (PGE) provides energy and maintenance services for the district. The County's Department of Business and Community Services, Land Use and Transportation Program provides the illumination engineering and design.

The district's FY 2003-04 budget is sustained at a current service level with a nominal adjustment for increased energy costs. A multi year capital pole replacement program with \$390,000 programmed in FY 2003-04 is under way in the district.

The district's budget has no increase in the monthly service charge of \$35.00 per property per month. The unappropriated ending fund balance is intended to fund the depreciation of the district's facilities.

3. Explain the fiscal impact (current year and ongoing).

See No. 2 above for explanation.

NOTE: If a Budget Modification or a Contingency Request attach a Budget Modification Expense & Revenues Worksheet and/or a Budget Modification Personnel Worksheet.

If a budget modification, explain:

- ❖ **What revenue is being changed and why?**
- ❖ **What budgets are increased/decreased?**
- ❖ **What do the changes accomplish?**
- ❖ **Do any personnel actions result from this budget modification? Explain.**
- ❖ **Is the revenue one-time-only in nature?**
- ❖ **If a grant, what period does the grant cover?**
- ❖ **When the grant expires, what are funding plans?**

NOTE: Attach Bud Mod spreadsheet (FORM FROM BUDGET)

If a contingency request, explain:

- ❖ **Why was the expenditure not included in the annual budget process?**
- ❖ **What efforts have been made to identify funds from other sources within the Department/Agency to cover this expenditure?**
- ❖ **Why are no other department/agency fund sources available?**
- ❖ **Describe any new revenue this expenditure will produce, any cost savings that will result, and any anticipated payback to the contingency account.**
- ❖ **Has this request been made before? When? What was the outcome?**

If grant application/notice of intent, explain:

- ❖ **Who is the granting agency?**
- ❖ **Specify grant requirements and goals.**
- ❖ **Explain grant funding detail – is this a one time only or long term commitment?**
- ❖ **What are the estimated filing timelines?**
- ❖ **If a grant, what period does the grant cover?**
- ❖ **When the grant expires, what are funding plans?**
- ❖ **How will the county indirect and departmental overhead costs be covered?**

4. Explain any legal and/or policy issues.

The district is a separate legal entity. Because of its size, it requires a budget committee. On May 8, 2003, in the Board Room of the Multnomah Building, the Budget Committee was convened to hear the budget. A budget committee was formed with Commissioner Roberts as Chair and Commissioner Rojo de Steffey as Secretary. Tom Hansell from the Department of Business and Community Services serves as the district Budget Officer.

The budget committee then discussed and approved the budget as submitted. However, the committee also has the authority to amend the budget if deemed necessary. After approval, the Budget Officer filed the budget with the Tax Supervising Conservation Commission (TSCC) as required by Oregon Revised Statutes.

Because the district covers a population of less than 100,000, it is not legally necessary to request a TSCC hearing for the budget. The approved budget for the district has been submitted to TSCC, and they have certified the budget.

The last step is for the Board of Commissioners to adopt the budget.

5. Explain any citizen and/or other government participation that has or will take place.

At the May 8th budget committee meeting, a public hearing was opened to hear and consider any testimony by the public about the budget. No testimony was received.

Required Signatures:



Department/Agency Director:

Date: 05/16/03

**Budget Analyst
By:**

Date:

**Dept/Countywide HR
By:**

Date:



**Tax Supervising
& Conservation
Commission**

PO Box 8428
Portland, Oregon
97207-8428

Telephone (503) 988-3054

Fax: (503) 988-3053

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Web Site:
[www.co.multnomah.or.us/
orgs/tsc/](http://www.co.multnomah.or.us/orgs/tsc/)

May 20, 2003

Board of Commissioners
Mid-County Street Lighting Service District
501 SE Hawthorne Blvd
Portland, Oregon 97214

Dear Commissioners:

The Tax Supervising and Conservation Commission has completed review and consideration of the 2003-04 budget for Mid-County Street Lighting Service District. This review was undertaken pursuant to ORS 294.605-705 to confirm compliance with applicable laws and to determine the adequacy of estimates necessary to support efficient and economical administration of the district.

The 2003-04 budget, filed May 15, 2003, is hereby certified by the Commission with no objections or recommendations. Estimates were judged to be reasonable for the purpose shown and the document was found to be in substantial compliance with Local Budget Law. The budget estimates, as shown in the approved budget, were as follows:

General Fund	\$920,000
Portion Unappropriated	182,167
Permanent Tax Rate	\$0.0

A complete copy of the adopted budget should be filed with the Commission within 15 days of adoption. If you need extra time for filing let us know.

Please extend our thanks to Tom Hansell. We again have enjoyed working with him. He serves your district well.

Yours truly,

TAX SUPERVISING & CONSERVATION COMMISSION

Linda Burtlehaus
Director

Commissioners
Richard Anderson
Anthony Jankans
Lynn McNamara
Carol Samuels
Julie Van Noy



**Tax Supervising
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orgs/tsccl](http://www.co.multnomah.or.us/orgs/tsccl)

May 20, 2003

Board of Commissioners
Mid-County Street Lighting Service District
501 SE Hawthorne Blvd
Portland, Oregon 97214

Dear Commissioners:

The Tax Supervising and Conservation Commission has completed review and consideration of the 2003-04 budget for Mid-County Street Lighting Service District. This review was undertaken pursuant to ORS 294.605-705 to confirm compliance with applicable laws and to determine the adequacy of estimates necessary to support efficient and economical administration of the district.

The 2003-04 budget, filed May 15, 2003, is hereby certified by the Commission with no objections or recommendations. Estimates were judged to be reasonable for the purpose shown and the document was found to be in substantial compliance with Local Budget Law. The budget estimates, as shown in the approved budget, were as follows:

General Fund	\$920,000
Portion Unappropriated	182,167

Permanent Tax Rate \$0.0

A complete copy of the adopted budget should be filed with the Commission within 15 days of adoption. If you need extra time for filing let us know.

Please extend our thanks to Tom Hansell. We again have enjoyed working with him. He serves your district well.

Yours truly,

TAX SUPERVISING & CONSERVATION COMMISSION

Linda Burtlehaus
Director

Commissioners
Richard Anderson
Anthony Jankans
Lynn McNamara
Carol Samuels
Julie Van Noy

BEFORE THE BOARD OF COUNTY COMMISSIONERS
FOR MULTNOMAH COUNTY, OREGON
GOVERNING BODY FOR MID-COUNTY STREET LIGHTING SERVICE DISTRICT NO.14

RESOLUTION NO. _____

Adopting The 2003-04 Budget For The Mid-County Street Lighting Service District No. 14 And Making Appropriations

The Multnomah County Board of Commissioners Finds:

- a. The Mid-County Street Lighting Service District No. 14 Budget, as prepared by the Budget Officer, has been considered and approved by the budget committee and has been certified by the Tax Supervising and Conservation Commission with no objections.
- b. The Budget as certified is on file in the Budget and Quality Office of Multnomah County.

The Multnomah County Board of Commissioners Resolves:

1. The Budget is adopted as the budget of Mid-County Street Lighting Service District No. 14, Oregon.
2. The following appropriations are authorized for the fiscal year July 1, 2003, to June 30, 2004:

Fund	Appropriation
General Fund	
Materials & Services	\$322,833
Capital Outlay	\$390,000
Contingency	\$ 25,000
Total Requirements	\$737,833

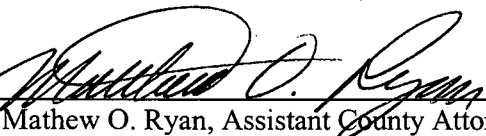
ADOPTED this 12th day of June, 2003.

BOARD OF COUNTY COMMISSIONERS
FOR MULTNOMAH COUNTY, OREGON
GOVERNING BODY FOR MID-COUNTY
STREET LIGHTING SERVICE DISTRICT NO. 14

Diane M. Linn, Chair

REVIEWED:

AGNES SOWLE, ACTING COUNTY ATTORNEY
FOR MULTNOMAH COUNTY, OREGON

By 
Mathew O. Ryan, Assistant County Attorney

BEFORE THE BOARD OF COUNTY COMMISSIONERS
FOR MULTNOMAH COUNTY, OREGON
GOVERNING BODY FOR MID-COUNTY STREET LIGHTING SERVICE DISTRICT NO.14

RESOLUTION NO. 03-086

Adopting the 2003-04 Budget for the Mid-County Street Lighting Service District No. 14 and Making Appropriations

The Multnomah County Board of Commissioners Finds:

- a. The Mid-County Street Lighting Service District No. 14 Budget, as prepared by the Budget Officer, has been considered and approved by the budget committee and has been certified by the Tax Supervising and Conservation Commission with no objections.
- b. The Budget as certified is on file in the Budget and Quality Office of Multnomah County.

The Multnomah County Board of Commissioners Resolves:

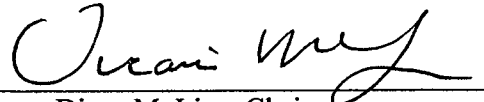
1. The Budget is adopted as the budget of Mid-County Street Lighting Service District No. 14, Oregon.
2. The following appropriations are authorized for the fiscal year July 1, 2003, to June 30, 2004:

Fund	Appropriation
General Fund	
Materials & Services	\$322,833
Capital Outlay	\$390,000
Contingency	\$ 25,000
Total Requirements	\$737,833

ADOPTED this 12th day of June, 2003.




BOARD OF COUNTY COMMISSIONERS
FOR MULTNOMAH COUNTY, OREGON
GOVERNING BODY FOR MID-COUNTY
STREET LIGHTING SERVICE DISTRICT NO. 14


Diane M. Linn, Chair

REVIEWED:

AGNES SOWLE, ACTING COUNTY ATTORNEY
FOR MULTNOMAH COUNTY, OREGON

By 
Mathew O. Ryan, Assistant County Attorney

AGENDA PLACEMENT REQUEST

BUD MOD #:

Board Clerk Use Only:

Meeting Date: June 12, 2003

Agenda Item #: R-7

Est. Start Time: 10:40 AM

Date Submitted: 05/19/03

Requested Date: 06/12/03

Time Requested: 10 minutes

Department: Health

Division: Director's Office

Contact/s: Tom Fronk, Director of Strategic Partnerships

Phone: 503-988-3674

Ext.: 24274

I/O Address: 106/14

Presenters: Tom Fronk, Tracy Gratto, Tom Waltz

Agenda Title: Notice of Intent to apply for grant funding from the HRSA Healthy Community Access Program, W.K. Kellogg Foundation and Robert Wood Johnson Foundation to support the establishment of the Tri-County Health Care Safety Net Enterprise

NOTE: If Ordinance, Resolution, Order or Proclamation, provide exact title. For all other submissions, provide clearly written title.

1. **What action are you requesting from the Board? What is the department/agency recommendation?**

Authorize the Director of the Health Department to seek grant funding from the HRSA Healthy Community Access Program,¹ W.K. Kellogg Foundation, and Robert Wood Johnson Foundation² to support the establishment of a Health Care Safety Net Enterprise.

2. **Please provide sufficient background information for the Board and the public to understand this issue.**

Beginning in January 2001, the Multnomah County Health Department received multi-year funding from the Robert Wood Johnson Foundation's "Communities In Charge" Initiative to engage safety net clinics, elected leaders, hospitals, health plans, and consumer advocates in a collaborative effort to identify and assess mechanisms to serve the health care needs of the uninsured population in the tri-county region (Clackamas, Multnomah, and Washington Counties). The Communities in Charge Blue Ribbon Panel concluded in April 2002 that local safety net clinics face a critical need to address issues of capacity, quality, finance, and data in order to assure access to health care for the growing uninsured population. This project will implement mechanisms to address these

¹ HRSA refers to the Health Resources and Services Administration (a division with the US Department of Health and Human Services).

² The Robert Wood Johnson Foundation offers funding through a variety of different initiatives. This funding request will be made through the Foundation's Health Care Financing and Organization Initiative.

issues and expand the safety net's capacity to provide care to the uninsured through the establishment of an interlocal Safety Net Enterprise that serves Multnomah, Clackamas and Washington Counties.

3. Explain the fiscal impact (current year and ongoing).

The Safety Net Enterprise will be organized under the intergovernmental cooperation provisions of ORS Chapter 190. This entity will be funded through foundation grants for the first two years. Subsequent funding will be arranged through private contributions, grants, and other mechanisms.

NOTE: If a Budget Modification or a Contingency Request attach a Budget Modification Expense & Revenues Worksheet and/or a Budget Modification Personnel Worksheet.

If a budget modification, explain:

- ❖ **What revenue is being changed and why?**
- ❖ **What budgets are increased/decreased?**
- ❖ **What do the changes accomplish?**
- ❖ **Do any personnel actions result from this budget modification? Explain.**
- ❖ **Is the revenue one-time-only in nature?**
- ❖ **If a grant, what period does the grant cover?**
- ❖ **When the grant expires, what are funding plans?**

NOTE: Attach Bud Mod spreadsheet (FORM FROM BUDGET)

If a contingency request, explain:

- ❖ **Why was the expenditure not included in the annual budget process?**
- ❖ **What efforts have been made to identify funds from other sources within the Department/Agency to cover this expenditure?**
- ❖ **Why are no other department/agency fund sources available?**
- ❖ **Describe any new revenue this expenditure will produce, any cost savings that will result, and any anticipated payback to the contingency account.**
- ❖ **Has this request been made before? When? What was the outcome?**

If grant application/notice of intent, explain:

- ❖ **Who is the granting agency?**

Three funders have expressed an interest in the Safety Net Enterprise as a concept for addressing the health care needs of the uninsured. Grantmaking organizations include the Health Resources and Services Administration (a division of the US Department of Health and Human Services), W.K. Kellogg Foundation and Robert Wood Johnson Foundation. Support from all three organizations is integral to creating the funding package necessary for a successful project.
- ❖ **Specify grant requirements and goals.**

The goal of this project is to establish a unique organizational structure to expand the capacity of local safety net providers to address the health care needs of the community's uninsured and underinsured population. Desired project outcomes include the following:

 - Increase the number of uninsured residents that are able to access care through the safety net.
 - Reduce the number of individuals that use local emergency rooms for minor acute conditions and primary care services.
 - Increase the number of individuals that are able to enroll in health programs of the Oregon Health Plan.
 - Increase knowledge about the availability of safety net services among the target population.

- ❖ **Explain grant funding detail – is this a one time only or long term commitment?**
This would be a one-time commitment from these grant funders. The Health Department will request approximately \$375,000 from the W.K. Kellogg Foundation; approximately \$375,000 from the Robert Wood Johnson Foundation, and approximately \$750,000 from the Healthy Community Access Program. Funding would be for a period of two years.
- ❖ **What are the estimated filing timelines?**
Filing for the W.K. Kellogg Foundation and the Robert Wood Johnson Foundation is June 20th; and filing for the Healthy Community Access Program is expected to be July 1st.
- ❖ **If a grant, what period does the grant cover?**
The grant will cover a period of two years beginning in October 2003.
- ❖ **When the grant expires, what are funding plans?**
Plans are to establish the Safety Net Enterprise as an three-county interlocal agreement, and to develop a funding strategy that consists of grants, membership dues, and other revenue sources.
- ❖ **How will the county indirect and departmental overhead costs be covered?**
Indirect can be charged as a grant expense.

4. Explain any legal and/or policy issues involved.

The primary policy issue associated with this initiative will be the creation of an interlocal agreement as provided for in ORS Chapter 190 (Intergovernmental Cooperation). Legal and policy issues associated with establishing the Safety Net Enterprise will be addressed as a component of the project.

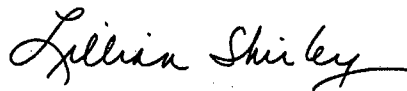
5. Explain any citizen and/or other government participation that has or will take place.

This project involves multiple community partners, including the following:

- Washington County Department of Health and Human Services
- Clackamas County Health Department
- West Burnside Chiropractic Clinic
- Central City Concern
- Outside In
- National College of Naturopathic Medicine
- Native American Rehabilitation Association
- North Portland Nurse Practitioner Clinic
- Portland Adventist Community Services
- Oregon Health and Sciences University

Required Signatures:

Department/Agency Director:



Date: 05/19/03

Budget Analyst

By: Julie Neburka

Date: 05/21/03

Dept/Countywide HR

By: _____

Date:

AGENDA PLACEMENT REQUEST

BUD MOD #:

Board Clerk Use Only:

Meeting Date: June 12, 2003

Agenda Item #: R-8

Est. Start Time: 10:45 AM

Date Submitted: 06/04/03

Requested Date: June 12, 2003

Time Requested: 5 mins

Department: Sheriff

Division: Executive Office

Contact/s: Lt. Bruce McCain

Phone: 503-988-4325 **Ext.:** 84325 **I/O Address:** 503/350

Presenters: Lt. Bruce McCain; Larry Aab

Agenda Title: NOTICE OF INTENT to Request Grant Funding from the U.S. Department of Justice COPS Homeland Security Overtime Program (HSOP).

NOTE: If Ordinance, Resolution, Order or Proclamation, provide exact title. For all other submissions, provide clearly written title.

Please answer all relevant questions; leave others blank. Please do not alter form.

- 1. What action are you requesting from the Board? What is the department/agency recommendation?**

Authorize the Sheriff to seek grant funding from the U.S. Department of Justice's COPS Homeland Security Overtime Program.

- 2. Please provide sufficient background information for the Board and the public to understand this issue.**

The U.S. Department of Justice, through its Office of Community Oriented Policing Services (COPS), recently announced its Homeland Security Overtime Program (HSOP), which will provide local law enforcement agencies additional overtime funding to support community policing and homeland security efforts. The award amount is based upon either the population served or the number of sworn, non-supervisory law enforcement officers. MCSO, with 75 sworn deputy sheriffs, is eligible for up to \$50,000 additional overtime funding.

MCSO intends to use any HSOP funding to enhance security on the 96 miles of urban waterway covered by its River Patrol Unit, and also develop a Rapid Response Team to protect county critical infrastructure, property and citizens in the event of a terrorist event or other threat to county security.

3. Explain the fiscal impact (current year and ongoing).

The grant is for one-year, with no requirement to continue funded activities beyond the grant period. The grant does require a minimum 25% local match, which must be a cash match using funds not otherwise budgeted for officer overtime.

A budget modification will be submitted upon notice of grant award.

NOTE: If a Budget Modification or a Contingency Request attach a Budget Modification Expense & Revenues Worksheet and/or a Budget Modification Personnel Worksheet.

If a budget modification, explain:

- ❖ **What revenue is being changed and why?**
- ❖ **What budgets are increased/decreased?**
- ❖ **What do the changes accomplish?**
- ❖ **Do any personnel actions result from this budget modification? Explain.**
- ❖ **Is the revenue one-time-only in nature?**
- ❖ **If a grant, what period does the grant cover?**
- ❖ **When the grant expires, what are funding plans?**

NOTE: Attach Bud Mod spreadsheet (FORM FROM BUDGET)

If a contingency request, explain:

- ❖ **Why was the expenditure not included in the annual budget process?**
- ❖ **What efforts have been made to identify funds from other sources within the Department/Agency to cover this expenditure?**
- ❖ **Why are no other department/agency fund sources available?**
- ❖ **Describe any new revenue this expenditure will produce, any cost savings that will result, and any anticipated payback to the contingency account.**
- ❖ **Has this request been made before? When? What was the outcome?**

If grant application/notice of intent, explain:

- ❖ **Who is the granting agency?**

U.S. Department of Justice, Office of Community Oriented Policing Services (COPS)

- ❖ **Specify grant requirements and goals.**

The grant requires money to be spent on overtime to non-supervisory law enforcement personnel to support community policing and homeland security efforts. The grant will support programs that increase community safety and security, and reduce public fear.

- ❖ **Explain grant funding detail – is this a one time only or long term commitment?**

One time only request with no requirement for long-term continuation after grant expires.

- ❖ **What are the estimated filing timelines?**

The entire process is on a "fast-track." Applications postmarked on or before June 13, 2003 will receive priority consideration. Applications postmarked after June 27, 2003 will not be considered.

If a grant, what period does the grant cover?

One year from funding date.

❖ **When the grant expires, what are funding plans?**

Because this grant specifically funds overtime for targeted projects, whether to continue those projects without HSOP funds is a local decision.

❖ **How will the county indirect and departmental overhead costs be covered?**

The county indirect and departmental overhead costs will be included in the \$16,690 local cash match.

4. Explain any legal and/or policy issues involved.

None noted.

5. Explain any citizen and/or other government participation that has or will take place.

The Sheriff has secured a commitment of support for the project from Senator Ron Wyden's office, which was very helpful in facilitating MCSO's communication with U.S. Dept. of Justice.

Required Signatures:

Department/Agency Director:



Date: 06/04/03

Budget Analyst

By: Dargan Karyne

Date: 06/05/03

Dept/Countywide HR

By: _____

Date:

II. General Information

Applicant Organization's Legal Name:

Multnomah County Sheriff's Office

Applicant Agency ORI Number: OR0260000

The ORI number is assigned to your agency by the FBI for purposes of UCR crime reporting. It begins with your state abbreviation followed by five digits. If your agency does not have an ORI number, leave this blank, and the COPS Office will assign one to you.

Applicant Agency EIN Number: 93-6002309

The EIN number is assigned to your agency by the Internal Revenue Service (IRS) and consists of nine digits. If the Office of Justice Programs has assigned your department an EIN number, please use that assigned number. Otherwise, use your IRS EIN number.

Federal Congressional District Number: Oregon 3rd

Do not substitute state or local congressional districts. If your agency spans more than one congressional district, please list all of those districts above.

Is your agency contracting for law enforcement services?

[Check one]

☐ Yes ☒ No

If "yes," enter the name and agency information of the contract law enforcement department in Section III., Executive Information.

III. Executive Information

The law enforcement and government executives that appear in this section **must** be those individuals who will have ultimate financial and programmatic authority for this grant. Typically, these are the highest-ranking officials within your jurisdiction (e.g., Chief of Police, Sheriff, or equivalent for law enforcement executives, and Mayor, City Administrator, or equivalent for government executives). Listing individuals without ultimate financial and programmatic authority for the grant could delay the review of your application or remove your application from consideration.

Law Enforcement Executive's Name:

Title: Sheriff Bernia A. Giusto

Agency Name: Multnomah County Sheriff's Office

Address: 501 SE Hawthorne Blvd. Suite 350

City: Portland State: OR Zip Code: 97214

Telephone: 503-988-4400 Fax: 503-988-4316

E-mail (if applicable): sheriff@mcsos.us

Type of Law Enforcement Agency:

☐ Municipal ☐ State ☐ County Police Department

☒ Sheriff* ☐ Tribal ☐ Transit*

☐ School* ☐ Public Housing*

☐ University/College* Please indicate: (☐ Public or ☐ Private)

☐ Other* (please specify): _____

** Agency types with an asterisk next to them must complete the appropriate additional questionnaire found in Section IX.*

Government Executive's Name:

Title: Diane M. Linn, Chair

Name of Government Entity: Multnomah County, Oregon

Address: 501 SE Hawthorne Blvd., Suite 350

City: Portland State: OR Zip Code: 97214

Telephone: 503-988-3308 Fax: 503-988-3093

E-mail (if applicable): Diane.M.Linn@co.multnomah.or.us

Type of Government Entity:

- ☐ State ☐ City ☐ Town ☒ County
☐ Village ☐ Borough ☐ Township ☐ Territory
☐ Region ☐ Council ☐ Community ☐ Pueblo
☐ Nation ☐ School District
☐ Other (please specify): _____

Contact Information:

Contact person in your department who is familiar with this grant:

Name: Lieutenant Bruce McCain

Title: Executive Office

Telephone: 503-988-4325 Fax: 503-988-4316

E-mail (if applicable): bruce.mccain@mcso.us

IV. Department Information

Population served as of 2000 U.S. Census: 19,683

If the population that your agency serves is not represented by U.S. Census figures (e.g., colleges, special departments), please indicate the size of the population served here: _____

Exclude the population primarily served by other law enforcement agencies within your jurisdiction. For example, a sheriff's department must exclude populations covered by a city police department for which the sheriff's department has no primary law enforcement authority.

Current budgeted sworn strength as of the date of application. *The budgeted sworn strength is the number of sworn officer positions your department has allocated for its budget. This number will include all budgeted officer positions, including locally-funded, COPS-funded, vacancies, and other grant-funded officer positions:*

Full-time officers: 75.0 Part-time officers: 0.00

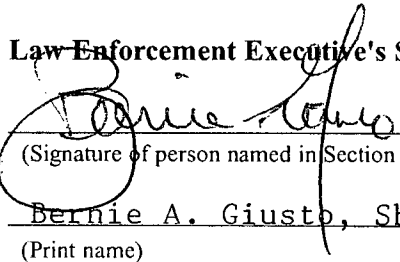
V. Required Signatures

IMPORTANT! PLEASE READ PRIOR TO SIGNING BELOW:

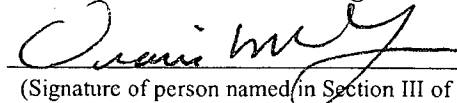
*Prior to receiving an HSOP grant award, your agency must comply with all application and program requirements set forth in the Public Safety Partnership and Community Policing Act of 1994 and all other requirements of federal law. Your signatures below certify that by submitting this application, your agency is requesting COPS funding only for officer overtime which would not otherwise be funded in your agency's budget with state or local funds. **Reminder:** In order to process your agency's funding request, original signatures of the law enforcement and government executives who will have ultimate financial and programmatic authority for this grant are required on all application documents. Faxed copies will **not** be accepted. Stamped or electronic signatures also will **not** be accepted. It is not permissible for someone to sign application forms in place of the law enforcement and/or government executives named in the application. Applications with missing, incomplete or inaccurate signatures or responses may not be considered for funding.*

By signing below, I certify that the information provided on this form and on the attached forms is true and accurate to the best of my knowledge. I understand that false statements or claims made in connection with COPS grants may result in fines, imprisonment, debarment from participating in federal grants or contracts, and/or any other remedy available by law. I also acknowledge that a hold may be placed on this application if it is deemed that the applicant agency is not in compliance with Federal civil rights laws and/or is not cooperating with an ongoing Federal civil rights investigation.

Law Enforcement Executive's Signature:

 Date: _____
(Signature of person named in Section III of this form)
Bernie A. Giusto, Sheriff
(Print name)

Government Executive's Signature:

 Date: 6-12-03
(Signature of person named in Section III of this form)
Diane M. Linn, Chair
(Print name)

VI. Terrorism Preparedness

The questions below relate to your agency's present and anticipated homeland security/anti-terrorism efforts. Please answer all questions below as completely and accurately as possible **for your agency as a whole**. Please do not include any *confidential* or *classified* information in your responses. For the questions that require a written explanation, do not exceed the maximum number of words specified. Additionally, your responses must be consistent with the definitions of homeland security/anti-terrorism and terrorism as defined below.

Homeland Security/Anti-Terrorism: *Your agency's efforts to detect, prepare for, prevent, protect against, respond to, and recover from terrorist attacks within your jurisdiction.*

Terrorism: *An act that 1) is dangerous to human life or potentially destructive of critical infrastructure or key resources, and is a violation of the criminal laws of the United States or of any state or other subdivision of the United States, and 2) appears to be intended to intimidate or coerce a civilian population, to influence the policy of a government by intimidation or coercion, or to affect the conduct of a government by mass destruction, assassination, or kidnapping.*

1. In the past fiscal year, on average, how many overtime hours per week did your current officers engage in homeland security-related activities?

[Check one]

- | | |
|---|---|
| <input checked="" type="checkbox"/> 0 hours or only on an as-needed basis | <input type="checkbox"/> 11-20 hours per week |
| <input type="checkbox"/> 1-5 hours per week | <input type="checkbox"/> 21-30 hours per week |
| <input type="checkbox"/> 6-10 hours per week | <input type="checkbox"/> 30+ hours per week |

2. On average, how many additional hours per week do you anticipate the requested overtime funding would be used specifically for anti-terrorism/homeland security activities?

[Check one]

- | | |
|--|--|
| <input type="checkbox"/> 0 hours or only on an as-needed basis | <input checked="" type="checkbox"/> 11-20 hours per week |
| <input type="checkbox"/> 1-5 hours per week | <input type="checkbox"/> 21-30 hours per week |
| <input type="checkbox"/> 6-10 hours per week | <input type="checkbox"/> 30+ hours per week |

3. What is the average number of annual hours for homeland security/anti-terrorism training that your agency anticipates providing for officers this year?

[Check one]

- | | |
|--|--|
| <input type="checkbox"/> 0 hours or only on an as-needed basis | <input checked="" type="checkbox"/> 11-20 hours per year |
| <input type="checkbox"/> 1-5 hours per year | <input type="checkbox"/> 20+ per year |
| <input type="checkbox"/> 6-10 hours per year | <input type="checkbox"/> Don't know |

4. Do you have any of the following critical infrastructures within your law enforcement jurisdiction? [Please check all that apply, and provide a one to three word description for each item that is checked.]

- ☒ Major bridges or tunnels 14 bridges over rivers
- ☒ Significant national or regional monuments Multnomah Falls
- ☒ Major sites of historical significance Vista House Crown Point
- ☐ Skyscrapers or tall apartment/commercial buildings _____
- ☐ Nuclear reactors/plants _____
- ☒ Dams or hydro-electric facilities Bonneville Dam (Columbia)
- ☒ Reservoirs or other major public water systems Bull Run Reservoir
- ☐ Major electric or other power plants (non-nuclear or hydro-electric) _____
- ☐ Chemical plants or storage facilities _____
- ☐ Buildings that house/develop/maintain biologically hazardous materials _____
- ☐ Borders with other countries (e.g., Mexico, Canada) _____
- ☐ Airports utilized by commercial aircraft _____
- ☒ Trains or subway systems UP & BN RR's on Columbia River
- ☐ Major waterway ports of entry _____
- ☐ Oil/petroleum refineries, pipes, or storage facilities _____
- ☒ Major tourist attractions (e.g., major theme parks, zoos) Gorge
- ☐ Major sporting arenas (e.g., collegiate or professional stadiums) _____
- ☐ Major sporting or public events _____
- ☐ Active military bases _____
- ☐ Major communication centers (e.g., TV, radio, Internet, satellite, newspapers) _____
- ☐ Strategic missile or other weapon sites _____
- ☐ Centers of government (e.g., state capitals) _____
- ☐ Major financial centers _____
- ☐ Major industrial centers _____
- ☐ Immigration ports of entry _____
- ☒ Other MCSO River Patrol covers 90 miles of
- ☐ Other urban rivers near 1.5 million pop.

5. Has your agency participated in any type of joint terrorism task force activity, or are such activities planned in the near future?

[Check one]

☒ Yes ☐ No

6. Does your agency/jurisdiction have any of the following currently in place, or do you plan to implement any of the following if awarded in this grant?

[Please check all that apply]

☐ Public anti-fear campaigns

☒ Riot control protocols

☒ Evacuation plans

☒ Decontamination units/plans

☐ Bomb threat protocols

☐ Protection protocols against major cyber-attacks

☐ Public broadcast systems/reverse 911/email notification protocols

☐ Printed and publicly disseminated documents on citizen preparedness (including website information)

☐ Public/community meetings focused on homeland security/citizen preparedness

☐ Increased sworn officer presence at potential terrorism targets.

7. How many officers within your agency have been called up as full time military reservists in the past year (and are therefore no longer available for local policing services)?

[Check one]

☐ 0

☐ 11-50

☒ 1-5

☐ Over 50

☐ 6-10

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8. Please explain in 250 words or less how your agency will use the additional officer overtime funded through HSOP, if awarded, to improve or enhance your current homeland security efforts.

The Multnomah County Sheriff's Office (MCSO) will use additional HSOP overtime to enhance its current River Patrol Unit and develop a Rapid Response Team (RRT) to respond to terrorist activity that may result in public disorder. MCSO's River Patrol covers 96 miles of urban waterway, including the Port of Portland – the eighth largest U.S. port in total tonnage. The River Patrol works with USCG and US Customs to board and inspect cargo vessels, and it recently organized a multi-agency project where critical infrastructures were targeted for after-hour security checks, and the project resulted in arrests of subjects for trespassing, warrants and narcotics related offenses. MCSO provided this service through adjustments in deputy schedules and unbudgeted overtime. MCSO will use dedicated HSOP funds to (1) improve and enhance its proven River Patrol security efforts; and (2) develop security-related educational materials for the public and private river communities.

MCSO plans to develop a "Rapid Response Team" as part of the agency's community policing-based strategic plan. When activated, the RRT's objectives will be to safeguard Multnomah County facilities, bridges and other county critical infrastructures. The RRT will also assist MCSO's Corrections Emergency Response Team (CERT) during times of emergency within area correctional facilities, which may be caused by a terrorist event. Funds obtained from the Homeland Security Overtime Program will be used to assist in providing training and overtime costs to the Rapid Response Team in the event of an emergency. Funds will be utilized for public education and written and/or media materials. (250 words)

9. In reference to Question #8, please describe what specific goals or public safety needs your agency would be able to address using additional officer overtime that it would **not** be able to address without these funds. **Please explain in 150 words or less** (You may attach an additional sheet if necessary, but do not exceed the 150 words allotted).

Please see next page for answer to question 9

[illegible]

- 9. In reference to Question #8, please describe what specific goals or public safety needs your agency would be able to address using additional officer overtime that it would not be able to address without these funds. Please explain in 150 words or less.**

With additional HSOP funding, MCSO's River Patrol Unit will continue and enhance its collaborative efforts with other agencies to protect critical infrastructures, commercial sites and vessels along Multnomah County's 96 miles of urban waterways. HSOP funds will be used to train MCSO divers specifically to conduct critical infrastructure and vessel inspections not currently budgeted. We also will develop a community education plan emphasizing public and inter-agency information sharing, as well as direct education to public and private river users.

The Rapid Response Team will use HSOP funds to train its members, including basic emergency first responder training to designated deputies. HSOP funds may cover the expenses of an actual call-out during an emergency that threatens Multnomah County facilities, bridges, property, and citizens. HSOP funds will also provide public education regarding local homeland security as part of the agency's community policing plan. Without HSOP funding MCSO cannot provide these critical services. (150 words)

VII. Local Budget

Overtime funds being requested must be in addition to overtime already funded in your agency's budget. In other words, COPS funds cannot be used to pay for any overtime for which your agency has already budgeted (or will otherwise budget during the grant period). HSOP provides for 75 percent of anticipated additional overtime costs for non-supervisory sworn personnel based on an average overtime rate specific for your department (please refer to the example provided in Section VIII for assistance when determining your department's average overtime rate).

Federal funds may be requested for up to 75 percent of the total requested additional overtime costs, with a minimum 25 percent local cash match. *The match must be a cash match, made from local, state or other non-COPS funds and may not be paid through reallocating funds otherwise budgeted for specific law enforcement purposes.*

In the spaces provided below, please identify the amount of state and/or local funding for officer overtime currently budgeted in your fiscal year 2003 budget, and your anticipated budgeted level of officer overtime funding for fiscal year 2004 (in the absence of HSOP funding). You may provide additional comments below, but please do not exceed the space provided. The COPS Office reserves the right to request documentation demonstrating state and/or local funds budgeted for overtime; however, this documentation should not be submitted at the time of application.

State and/or local funding currently budgeted for officer overtime:

Fiscal Year 2003 \$ 580,823

State and/or local funding anticipated for officer overtime:

Fiscal Year 2004 \$ 563,581

Comments: (please do not exceed the space allotted)

These overtime figures apply only to the
Law Enforcement Division (sworn, non-supervisory)
and do not include overtime for the Corrections
Division (jail operations). These amounts do
not include fringe or insurance (which is budgeted)
separately by the county).

Locally Funded Fiscal YearStarting date of your fiscal year: July / 01 / 2003Ending date of your fiscal year: June / 30 / 2004**Cognizant Federal Agency**

Many state and municipal agencies that receive federal grants are required to have audits of those grants forwarded to a single federal agency (e.g., Justice, HUD, HHS, Transportation). The single federal agency where such audits are sent is known as your "Cognizant Federal Agency." Please enter the name of your Cognizant Federal Agency (typically the federal agency that provides your government entity with the most federal funding) in the space provided. If your department does not receive federal funds, enter "U.S. Department of Justice."

U.S. Department of Justice
(Cognizant Federal Agency)

VIII. Budget for Requested Federally Funded Additional Overtime:

Please read through the following example for guidance when determining and calculating your department's need for additional overtime.

The COPSville Police Department applies for an HSOP grant for overtime to allow officers to assist with the Molina County Task Force. The additional overtime funding will allow these officers to perform task force duties on an overtime basis while not reducing the patrol staffing levels. COPSville Police Department is requesting 1540 hours to complete this project, which will be in addition to the \$53,600 that is budgeted in their Fiscal Year 2003 for officer overtime. The COPSville Police Department serves a population of 30,000 and currently has a budgeted sworn strength of 53 sworn officers.

When calculating your department's average overtime hourly estimate, please average the overtime rate paid within your agency for non-supervisory sworn personnel.

Overtime rate for Officer/Deputy level:	\$26.45 hourly
Overtime rate for Journeyman/PFC level:	\$32.16 hourly
Overtime rate for Master/MPO level:	\$36.33 hourly

Average Overtime Estimate Per Hour: * \$31.65 hourly

**To calculate your average overtime estimate per hour, please add all applicable categories, and divide by the number of total categories.*

\$31.65 hourly x 1540 hours requested = \$48,741 total overtime (before fringe benefits)

When calculating your fringe benefits, please use the standard rate specific for your department, based on the total overtime requested before fringe benefits.

Fringe Benefits

Social Security	\$48,741 x 6.2%	\$3,022
Medicare	\$48,741 x 1.45%	<u>\$ 707</u>
Total Fringe Benefits		\$3,729

Total HSOP Project Costs (\$48,741 + \$3,729)	<u>\$52,470</u>
--	------------------------

Federal Request (75 percent of total project costs)	<u>\$39,353</u>
--	------------------------

Non-Federal Amount (25 percent Local Cash Match)	<u>\$13,117</u>
---	------------------------

Based on the population and budgeted sworn force strength of COPSville, they would be eligible to apply for up to \$50,000 (please refer to the funding chart found in *Overtime Request Summary* below). Based on COPSville's specific needs, their request for federal funds will be \$39,353, with a local match of \$13,117.

Calculating Your Department's Average Overtime Rate Per Hour

When calculating your department's average overtime rate per hour, please average the overtime rate paid within your department for non-supervisory sworn personnel at the base salary. Please list below the personnel ranks/categories, their current overtime rate, and the calculations from averaging these categories to determine your Average Overtime Rate Per Hour. Please use the number of categories that is appropriate for your agency, however, do not exceed 5 personnel ranks/categories when calculating your overall average. For those agencies who have more than 5 ranks/categories, please select those that are representative of your non-supervisory sworn personnel. Once you have determined your department's Average Overtime Rate Per Hour, please multiply by the number of hours your department anticipates a need for above and beyond what is locally budgeted in Fiscal Year 2003 for officer overtime. The Additional Overtime Hours Requested is used for the purpose of determining your specific overtime request. If awarded, you will not be required to expend overtime at the level of hours requested, as long as your department can demonstrate that the goals and objectives of the program were met, and all overtime used under the grant was paid within the personnel categories listed below.

Personnel Category	Overtime Rate Per Hour
1. Deputy Sheriff	39.15
2. _____	_____
3. _____	_____
4. _____	_____
5. _____	_____

Overtime Rate Per Hour Across All Categories	Number of Categories	Average Overtime Rate Per Hour
\$ 39.15 .00	/ 1	= \$ 39.15 .00

Average Overtime Rate Per Hour	Additional Overtime Hours Requested	Total Cost of Overtime (Before Fringe Benefits)
\$ 39.15 .00	x 1244	= \$ 48,702 .00

TOTAL BENEFITS PACKAGES

	FICA	PERS	TRIMET	Total Fridge 60130	Total Non Base 60135	PERS Bond	Workers Comp	Liability	Unemploy- ment	Health/ Benefits	Retiree Medical	LTD/STD/ Life	Total Insurance 60140	Total Non Base 60145
Local 88	0.0765	0.168	0.00622	0.2507		0.0465	0.015	0.031	0.0035	0.01	0.0075	0.006	0.1195	
Exempt	0.0765	0.168	0.00622	0.2507									0	
Uniformed	0.0765	0.2015	0.00622	0.2842									0	
OT Uniformed	0.0765	0.2015	0.00622		0.2842	0.0465	0.015	0.031	0.0035					0.096
OT Non Uniformed	0.0765	0.168	0.00622		0.2507	0.0465	0.015	0.031	0.0035					0.096
Temporary	0.0765		0.00622		0.0827		0.015	0.031				0.006		0.052
Premium Uniform	0.0765	0.2015	0.00622	0.2842	0.4919	0.0465	0.015	0.031	0.0035					
Premium Non Un	0.0765	0.168	0.00622	0.2507	0.4249	0.0465	0.015	0.031	0.0035					

Numbers

Insurance Rates and Secondary Postings

Components of Salary Related Expenses (60130)

	Non-Uniformed				Uniformed			
	FICA *	PERS	Tri-Met	TOTAL 60130 PCT	FICA *	PERS	Tri-Met	TOTAL 60130 PCT
NOND	0.0765	0.1680	0.00622	0.2507	0.0765	0.2015	0.00622	0.2842
DA	0.0765	0.1680	0.00622	0.2507	0.0765	0.2015	0.00622	0.2842
OSCP	0.0765	0.1680	0.00622	0.2507	0.0765	0.2015	0.00622	0.2842
DCHS	0.0765	0.1680	0.00622	0.2507	0.0765	0.2015	0.00622	0.2842
Health	0.0765	0.1680	0.00622	0.2507	0.0765	0.2015	0.00622	0.2842
Health	0.0765	0.1680	0.00622	0.2507	0.0765	0.2015	0.00622	0.2842
DCJ	0.0765	0.1680	0.00622	0.2507	0.0765	0.2015	0.00622	0.2842
MCSO	0.0765	0.1680	0.00622	0.2507	0.0765	0.2015	0.00622	0.2842
Library	0.0765	0.1680	0.00622	0.2507	0.0765	0.2015	0.00622	0.2842
DBCS	0.0765	0.1680	0.00622	0.2507	0.0765	0.2015	0.00622	0.2842

* FICA on first \$92,400 of salary is 0.0765; and 0.0145 for wages over \$92,400 (Preliminary)

Component Pieces of Insurance Benefits (60140) Rates

Rates Rounded Up for Configuration in MERLIN

	PERS Bond Surcharge	Worker's Comp	Liability	Unemploy- ment	Health/ Benefits Admin*	Retiree Medical	LTD/STD/ Life	TOTAL 60140 RATE	Rounded Rate
DCHS	0.0465	0.0100	0.0125	0.0035	0.0100	0.0075	0.0060	0.0960	0.1000
Health	0.0465	0.0095	0.0225	0.0035	0.0100	0.0075	0.0060	0.1055	0.1100
DCJ	0.0465	0.0105	0.0170	0.0035	0.0100	0.0075	0.0060	0.1010	0.1100
Library	0.0465	0.0085	0.0110	0.0035	0.0100	0.0075	0.0060	0.0930	0.1000
All Other DBCS	0.0465	0.0085	0.0120	0.0035	0.0100	0.0075	0.0060	0.0940	0.1000
MCSO	0.0465	0.0150	0.0310	0.0035	0.0100	0.0075	0.0060	0.1195	0.1200
ADS**	0.0465	0.0100	0.0125	0.0035	0.0100	0.0075	0.0060	0.0960	0.1000
DA	0.0465	0.0125	0.0130	0.0035	0.0100	0.0075	0.0060	0.0990	0.1000
NOND	0.0465	0.0090	0.0130	0.0035	0.0100	0.0075	0.0060	0.0955	0.1000
OSCP	0.0465	0.0100	0.0125	0.0035	0.0100	0.0075	0.0060	0.0960	0.1000
Animal Control (4005)	0.0465	0.0200	0.0280	0.0035	0.0100	0.0075	0.0060	0.1215	0.1300
Facilities (4010)	0.0465	0.0140	0.0210	0.0035	0.0100	0.0075	0.0060	0.1085	0.1100
Land Use Planning (4015)	0.0465	0.0085	0.0120	0.0035	0.0100	0.0075	0.0060	0.0940	0.1000
Acctg Entities (4025)	0.0465	0.0085	0.0120	0.0035	0.0100	0.0075	0.0060	0.0940	0.1000
FREDS (4035)	0.0465	0.0150	0.0165	0.0035	0.0100	0.0075	0.0060	0.1050	0.1100
Transportation (4045)	0.0465	0.0175	0.0270	0.0035	0.0100	0.0075	0.0060	0.1180	0.1200

* Includes County-wide bus pass benefit cost.

** ADS retained to facilitate coding of rates to positions

60110 Overtime

Method of Computation:

1. Explain on the Overtime budget request the nature of the tasks that require overtime coverage and any other information that will justify the request.
2. Show the computation of the amount you are requesting or explain how you arrived at your total amount.
3. Calculate figures for Salary Related Expense and Insurance benefits based on this amount and include them in Cost Elements 60135 and 60145.
 - a. Overtime pay for permanent employees includes the same Salary Related Expense and insurance components as for permanent pay excluding medical/dental insurance, health promotion and Life Insurance.
 - b. Find the appropriate rates by referring to the Salary Related Expense and Insurance rate tables on pages 29-30.

60130

Calculate Benefits Costs

Now that you have your base pay figures for permanent employees, you can calculate the benefit costs. For instructions on calculating benefits for temporary, overtime or premium pay, see the instructions for the temporary employees.

To Calculate Salary Related Expense (60130):

Salary Related Expense includes retirement, FICA, and Tri-Met tax. There are two possible choices. Either a permanent employee is eligible for Uniformed PERS (that is, qualifies for Police & Fire Retirement Benefits), or for Non-Uniformed PERS. Computing its cost involves choosing which PERS rate applies and attaching the appropriate cost element to the employee.

60140

Calculate Insurance Costs

The **Insurance benefits** category includes two components:

Amounts for bus passes, workers' compensation, liability, unemployment, retiree medical/dental, long term disability and exempt employees' life insurance -- all of them based upon a percentage of base pay. There are five combinations of rates, each of which has a single cost element: Insurance 9%, Insurance 10%, Insurance 11%, Insurance 12%, and Insurance 13%. Choose the appropriate cost element for the department/fund/ bargaining unit combination and assign it to the position.

***Note that** Workers' comp and liability vary by department, fund and/or bargaining unit. Rates for each department, bargaining unit and/or fund follow on pages 29 and 30.*

- Rates for medical, dental, health promotion, and non-exempt employees' life insurance will be billed at the same dollar amount no matter what the individual level of coverage is. Add cost element Benefits Full to the position in Personnel Cost Planning.

Overtime Request Summary

When you have completed the average overtime rate per hour and the fringe benefits, transfer the totals for each category to the spaces below. Please compute the total overtime costs and place that amount on the applicable line

Average Overtime Rate Per Hour		\$ <u>39.15.00</u>
Additional Overtime Hours Requested	x	<u>1,244</u>
Total Cost of Overtime (Before Fringe Benefits)		\$ <u>48,702.00</u>
Fringe Benefits Total	+	\$ <u>17,988.00</u>
Total HSOP Project Costs	=	\$ <u>66,690.00</u>
Federal Request (up to 75 percent of the Total HSOP Project Costs)		\$ <u>50,000.00</u>
Non-Federal Amount (25 percent Minimum Local Cash Match)		\$ <u>16,690.00</u>

The Non-Federal Amount or your Local Match must represent, at a minimum, 25 percent of the Total Overtime Costs.

As a reminder, law enforcement agencies can apply for funding based on the size of the population they serve, or their budgeted sworn force at the time of application using the following guidelines:

<u>Agencies serving</u> <u>populations:</u>	<u>OR</u>	<u>Budgeted sworn</u> <u>force:</u>	<u>May apply for a federal</u> <u>share of up to:</u>
under 24,999		1-49	\$25,000
from 25,000 to 49,999		50-99	\$50,000
from 50,000 to 99,999		100-199	\$100,000
from 100,000 to 249,999		200-499	\$250,000
from 250,000 to 499,999		500-999	\$500,000
from 500,000 to 999,999		1,000-1,999	\$1,000,000
over 1,000,000		above 2,000	\$3,000,000

IX. Addenda

- Assurances (please sign and return)
- Certifications (please sign and return)
- Disclosure of Lobbying Activities (please sign and return if applicable)
- Sheriff's Department Questionnaire (if applicable)
- Special Department Questionnaire (if applicable)

Please be advised that a hold may be placed on this application if it is deemed that the applicant agency is not in compliance with federal civil rights laws and/or is not cooperating with an ongoing federal civil rights investigation.

Paperwork Reduction Act Notice

The public reporting burden for this collection of information is estimated to average 8 hours per response, including time for reviewing instructions, searching existing data sources, gathering and maintaining the data needed, and completing and reviewing the application. Send comments regarding this burden estimate or any other aspect of this collection of information, including suggestions for reducing this burden, to the Office of Community Oriented Policing Services, U.S. Department of Justice, 1100 Vermont Avenue, N.W., Washington, D.C. 20530; and to the Public Use Reports Project, Office of Information and Regulatory Affairs, Office of Management and Budget, Washington, D.C. 20503.

Assurances

Several provisions of federal law and policy apply to all grant programs. We (the Office of Community Oriented Policing Services) need to secure your assurance that the applicant will comply with these provisions. If you would like further information about any of these assurances, please contact your state's COPS Grant Program Specialist at (800) 421-6770.

By the applicant's authorized representative's signature, the applicant assures that it will comply with all legal and administrative requirements that govern the applicant for acceptance and use of federal grant funds. In particular, the applicant assures us that:

1. It has been legally and officially authorized by the appropriate governing body (for example, mayor or city council) to apply for this grant and that the persons signing the application and these assurances on its behalf are authorized to do so and to act on its behalf with respect to any issues that may arise during processing of this application.

2. It will comply with the provisions of federal law which limit certain political activities of grantee employees whose principal employment is in connection with an activity financed in whole or in part with this grant. These restrictions are set forth in 5 U.S.C. § 1501, et seq.

3. It will comply with the minimum wage and maximum hours provisions of the Federal Fair Labor Standards Act, if applicable.

4. It will establish safeguards, if it has not done so already, to prohibit employees from using their positions for a purpose that is, or gives the appearance of being, motivated by a desire for private gain for themselves or others, particularly those with whom they have family, business or other ties.

5. It will give the Department of Justice or the Comptroller General access to and the right to examine records and documents related to the grant.

6. It will comply with all requirements imposed by the Department of Justice as a condition or administrative requirement of the grant, including but not limited to: the requirements of OMB Circulars A-87, A-21, A-122, or the Federal Acquisition Regulations, as applicable (governing cost principles); OMB Circulars A-102 or A-110, as applicable (Uniform Administrative Requirements for Grants and Cooperative Agreements); OMB Circular A-133 (governing audits); the applicable provisions of the Omnibus Crime Control and Safe Streets Act of 1968, as amended; the current edition of the COPS Grant Monitoring Standards and Guidelines; and with all other applicable program requirements, laws, orders, regulations, or circulars.

7. If applicable, it will, to the extent practicable and consistent with applicable law, seek, recruit and hire qualified members of racial and ethnic minority groups and qualified women in order to further effective law enforcement by increasing their ranks within the sworn positions in the agency.

8. It will not, on the ground of race, color, religion, national origin, gender, disability or age, unlawfully exclude any person from participation in, deny the benefits of or employment to any person, or subject any person to discrimination in connection with any programs or activities funded in whole or in part with

federal funds. These civil rights requirements are found in the non-discrimination provisions of the Omnibus Crime Control and Safe Streets Act of 1968, as amended (42 U.S.C. § 3789(d)); Title VI of the Civil Rights Act of 1964, as amended (42 U.S.C. § 2000d); the Indian Civil Rights Act (25 U.S.C. §§ 1301-1303); Section 504 of the Rehabilitation Act of 1973, as amended (29 U.S.C. § 794); Title II, Subtitle A of the Americans with Disabilities Act (ADA) (42 U.S.C. § 12101, et seq.); the Age Discrimination Act of 1975 (42 U.S.C. § 6101, et seq.); and Department of Justice Non-Discrimination Regulations contained in Title 28, Parts 35 and 42 (subparts C, D, E and G) of the Code of Federal Regulations.

A. In the event that any court or administrative agency makes a finding of discrimination on grounds of race, color, religion, national origin, gender, disability or age against the applicant after a due process hearing, it agrees to forward a copy of the finding to the Office of Civil Rights, Office of Justice Programs, 810 7th Street, NW, Washington, D.C. 20531.

B. Grantees that have 50 or more employees and grants over \$500,000 (or over \$1,000,000 in grants over an eighteen-month period), must submit an acceptable Equal Employment Opportunity Plan ("EEOP") or EEOP short form (if grantee is required to submit an EEOP under 28 CFR 42.302), that is approved by the Office of Justice Programs, Office for Civil Rights within 60 days of the award start date. For grants under \$500,000, but over \$25,000, or for grantees with fewer than 50 employees, the grantee must submit an EEOP Certification. (Grantees of less than \$25,000 are not subject to the EEOP requirement.)

9. Pursuant to Department of Justice guidelines (June 18, 2002 Federal Register (Volume 67, Number 117, pages 41455-41472)), under Title VI of the Civil Rights Act of 1964, it will ensure meaningful access to its programs and activities by persons with limited English proficiency.

10. It will ensure that any facilities under its ownership, lease or supervision which shall be utilized in the accomplishment of the project are not listed on the Environmental Protection Agency's (EPA) list of Violating Facilities and that it will notify us if advised by the EPA that a facility to be used in this grant is under consideration for such listing by the EPA.

11. If the applicant's state has established a review and comment procedure under Executive Order 12372 and has selected this program for review, it has made this application available for review by the state Single Point of Contact.

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12. Pursuant to Executive Order 13043, it will enforce on-the-job seat belt policies and programs for employees when operating agency-owned, rented or personally-owned vehicles.

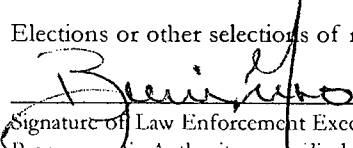
13. It will not use COPS funds to supplant (replace) state, local, or Bureau of Indian Affairs funds that otherwise would be made available for the purposes of this grant, as applicable.

14. If the awarded grant contains a retention requirement, it will retain the increased officer staffing level and/or the increased officer redeployment level, as applicable, with state or local funds for a minimum of one full local budget cycle following expiration of the grant period.

False statements or claims made in connection with COPS grants (including cooperative agreements) may result in fines, imprisonment, disbarment from participating in federal grants or contracts, and/or any other remedy available by law.

I certify that the assurances provided are true and accurate to the best of my knowledge.

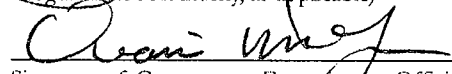
Elections or other selections of new officials will not relieve the grantee entity of its obligations under this grant.



Signature of Law Enforcement Executive (or Official with
Programmatic Authority, as applicable)



Date



Signature of Government Executive (or Official with
Financial Authority, as applicable)



Date

Certifications

Regarding Lobbying; Debarment, Suspension and Other Responsibility Matters; Drug-Free Workplace Requirements and Coordination with Affected Agencies.

Although the Department of Justice has made every effort to simplify the application process, other provisions of federal law require us to seek your certification regarding certain matters. Applicants should read the regulations cited below and the instructions for certification included in the regulations to understand the requirements and whether they apply to a particular applicant. Signature of this form provides for compliance with certification requirements under 28 CFR Part 69, "New Restrictions on Lobbying," and 28 CFR Part 67, "Government-wide Debarment and Suspension (Nonprocurement) and Government-wide Requirements for Drug-Free Workplace (Grants)," and the coordination requirement of the Public Safety Partnership and Community Policing Act of 1994. The certifications shall be treated as a material representation of fact upon which reliance will be placed when the Department of Justice determines to award the covered grant.

1. Lobbying

As required by Section 1352, Title 31 of the U.S. Code, and implemented at 28 CFR Part 69, for persons entering into a grant or cooperative agreement over \$100,000, as defined at 28 CFR Part 69, the applicant certifies that:

A. No federal appropriated funds have been paid or will be paid, by or on behalf of the undersigned, to any person for influencing or attempting to influence an officer or employee of any agency, a member of Congress, an officer or employee of Congress, or an employee of a member of Congress in connection with the making of any federal grant; the entering into of any cooperative agreement; and the extension, continuation, renewal, amendment or modification of any federal grant or cooperative agreement;

B. If any funds other than federal appropriated funds have been paid or will be paid to any person for influencing or attempting to influence an officer or employee of any agency, a member of Congress, an officer or employee of Congress, or an employee of a member of Congress in connection with this federal grant or cooperative agreement, the undersigned shall complete and submit Standard Form - LLL, "Disclosure of Lobbying Activities," in accordance with its instructions;

C. The undersigned shall require that the language of this certification be included in the award documents for all subawards at all tiers (including subgrants, contracts under grants and cooperative agreements, and subcontracts) and that all sub-recipients shall certify and disclose accordingly.

2. Debarment, Suspension and Other Responsibility Matters (Direct Recipient)

As required by Executive Order 12549, Debarment and Suspension, and implemented at 28 CFR Part 67, for prospective participants in primary covered transactions, as defined at 28 CFR Part 67, Section 67.510 -

A. The applicant certifies that it and its principals:

(i) Are not presently debarred, suspended, proposed for debarment, declared ineligible, sentenced to a denial of federal benefits by a state or federal court, or voluntarily excluded from covered transactions by any federal department or agency;

(ii) Have not within a three-year period preceding this application been convicted of or had a civil judgment rendered against them for commission of fraud or a criminal offense in connection with obtaining, attempting to obtain, or performing a public (federal, state or local) transaction or contract under a public transaction; violation of federal or state antitrust statutes or commission of embezzlement, theft, forgery, bribery, falsification or destruction of records, making false statements, or receiving stolen property;

(iii) Are not presently indicted for or otherwise criminally or civilly charged by a governmental entity (federal, state or local) with commission of any of the offenses enumerated in paragraph (A)(ii) of this certification; and

(iv) Have not within a three-year period preceding this application had one or more public transactions (federal, state or local) terminated for cause or default; and

B. Where the applicant is unable to certify to any of the statements in this certification, he or she shall attach an explanation to this application.

3. Drug-Free Workplace (Grantees Other Than Individuals)

As required by the Drug-Free Workplace Act of 1988, and implemented at 28 CFR Part 67, Subpart F, for grantees, as defined at 28 CFR Part 67, Sections 67.615 and 67.620 -

A. The applicant certifies that it will, or will continue to, provide a drug-free workplace by:

(i) Publishing a statement notifying employees that the unlawful manufacture, distribution, dispensing, possession or use of a controlled substance is prohibited in the grantee's workplace and specifying the actions that will be taken against employees for violation of such prohibition;

(ii) Establishing an on-going drug-free awareness program to inform employees about -

(a) The dangers of drug abuse in the workplace;
(b) The grantee's policy of maintaining a drug-free workplace;

(c) Any available drug counseling, rehabilitation and employee assistance programs; and

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- (d) The penalties that may be imposed upon employees for drug-abuse violations occurring in the workplace;
- (iii) Making it a requirement that each employee to be engaged in the performance of the grant be given a copy of the statement required by paragraph (i);
- (iv) Notifying the employee in the statement required by paragraph (i) that, as a condition of employment under the grant, the employee will -
- (a) Abide by the terms of the statement; and
- (b) Notify the employer in writing of his or her conviction for a violation of a criminal drug statute occurring in the workplace no later than five calendar days after such conviction;
- (v) Notifying the agency, in writing, within 10 calendar days after receiving notice under subparagraph (iv)(b) from an employee or otherwise receiving actual notice of such conviction. Employers of convicted employees must provide notice, including position title, to: COPS Office, 1100 Vermont Ave., NW, Washington, DC 20530. Notice shall include the identification number(s) of each affected grant;
- (vi) Taking one of the following actions, within 30 calendar days of receiving notice under subparagraph (iv)(b), with respect to any employee who is so convicted -
- (a) Taking appropriate personnel action against such an employee, up to and including termination, consistent with the requirements of the Rehabilitation Act of 1973, as amended; or
- (b) Requiring such employee to participate satisfactorily in a drug abuse assistance or rehabilitation program approved for such purposes by a federal, state or local health, law enforcement or other appropriate agency;

- (vii) Making a good faith effort to continue to maintain a drug-free workplace through implementation of paragraphs (i), (ii), (iii), (iv), (v) and (vi).

B. The grantee may insert in the space provided below the site(s) for the performance of work done in connection with the specific grant:

Place of performance (street address, city, county, state, zip code)

Check ☐ if there are workplaces on file that are not identified here.

Section 67.630 of the regulations provides that a grantee that is a state may elect to make one certification in each federal fiscal year, a copy of which should be included with each application for Department of Justice funding. States and state agencies may elect to use OJP Form 4061/7.

Check ☐ if the state has elected to complete OJP Form 4061/7.

4. Coordination

The Public Safety Partnership and Community Policing Act of 1994 requires applicants to certify that there has been appropriate coordination with all agencies that may be affected by the applicant's grant proposal if approved. Affected agencies may include, among others, the Office of the United States Attorney, state or local prosecutors, or correctional agencies. The applicant certifies that there has been appropriate coordination with all affected agencies.

Grantee Name and Address: Multnomah County Sheriff's Office 501 SE Hawthorne Blvd.

Application No. and/or Project Name: USDOJ COPS HSOP Grantee IRS/Vendor Number: _____

Typed Name and Title of Law Enforcement Executive: Bernie A. Giusto, Sheriff

Signature: [Signature] Date: 6/3/2003

As the duly authorized representative of the governing body, I hereby certify that I am binding the governing body to the above certifications, including the plan to retain. Elections of new officials will not relieve the governing body of its obligations under this grant.

Typed Name and Title of Government Executive: Diane M. Linn, Chair

Signature: [Signature] Date: 6.12.03

Sheriff's Department Questionnaire

Please answer the following questions if the legal applicant is an established sheriff's department.
Attach additional pages if needed.

1. Do deputies have primary law enforcement authority for the population to be served?

[Check one]

☒ Yes ☐ No

If yes, what is the actual population for which your department has primary law enforcement authority? In other words, the 2000 Census population minus the incorporated towns and cities that have their own police departments. If no, please explain below.

19,683

Deadline:

Applications must be
postmarked
on or before

June 13, 2003

or the final deadline

June 27, 2003.

Remember to send an original
and two copies of all
application materials.

2. In the space below, break down the time spent by your entire department on various types of activities. For example: 50 percent law enforcement duties; 30 percent courthouse/bailiff duties; 20 percent jail duties (total should equal 100%).

MCSO employs Corrections Deputies who perform most court-related (bailiff) duties. MCSO's Law Enforcement deputy sheriffs are dedicated to law enforcement duties exclusively, except for nine (out of 75 total) who are assigned to perform civil process.

3. Of the total percentage of time spent on law enforcement duties (as indicated in question #2), what percentage of that is spent on community policing activities?

MCSO deputies spend between 15-20 percent of their time involved in one or more of the Community Policing Activities listed below in question 4.

4. Briefly describe some of the community policing activities your department participates in and/or coordinates.

MCSO creates, organizes and facilitates community groups in Wood Village, Corbett, Maywood Park and other areas. MCSO participates in the Police Activity League (PAL), strategic planning, traffic safety and interdiction, "Every Fifteen Minutes" DUII public education, School Resource Officer (SRO), School Emergency Response Training, Safety Action Teams (SAT's), and Incident Command System (ICS).

If you have questions about applying for overtime under the Homeland Security Overtime Program (HSOP), please contact your COPS Grant Program Specialist through the U.S. Department of Justice Response Center at 800.421.6770.

AGENDA PLACEMENT REQUEST

BUD MOD #:

Board Clerk Use Only:

Meeting Date: June 12, 2003

Agenda Item #: R-9

Est. Start Time: 10:50 AM

Date Submitted: 06/10/03

Requested Date: Thursday, June 12, 2003

Time Requested: 30 minutes

Department: Non-Departmental

Division: Commission District 2

Contact/s: Katie Gaetjens

Phone: (503) 988-3138

I/O Address: 503/600

Presenters: Commissioner Serena Cruz

Agenda Title: RESOLUTION Determining the Boundaries of a People's Utility District (PUD) and Calling an Election on District Formation and Related Matters

NOTE: If Ordinance, Resolution, Order or Proclamation, provide exact title. For all other submissions, provide clearly written title.

1. **What action are you requesting from the Board? What is the department/agency recommendation?** Adopt Resolution determining PUD boundaries.
2. **Please provide sufficient background information for the Board and the public to understand this issue.** On February 12 an electors' petition was filed with the County Elections Division for formation of a PUD for public ownership of PGE. Elections certified the petition on February 19, 2003. The Board must determine PUD boundaries within ten days of the last hearing date under ORS 261.161. A hearing on the boundaries was held on May 15, 2003, at 10:00 a.m., and continued on May 15 at 6:00 p.m.; May 29 at 10:30 a.m., June 3 at 10:00 a.m., and the record was closed at 5:00 p.m. on June 5, 2003.

The record contains the report from the Oregon Office of Energy dated April 18, 2003, and all written communications received by the Clerk of the Board on this matter. The Board has reviewed the entire record. ORS chapter 261 requires the Board to hold a hearing, and based on that hearing and the OEE report, correct deficiencies in the boundaries and refer the initiative to establish a PUD to the voters. The attached colored map shows the proposed corrected boundaries. Based on testimony presented by the Multnomah County Director of Elections, November 4, 2003, is the earliest practical date

to submit the question of district formation and special levy to the electors within the proposed district at a special election, as required by ORS 261.171.

3. Explain the fiscal impact (current year and ongoing). N/A

NOTE: If a Budget Modification or a Contingency Request attach a Budget Modification Expense & Revenues Worksheet and/or a Budget Modification Personnel Worksheet.

If a budget modification, explain: N/A

- ❖ What revenue is being changed and why?
- ❖ What budgets are increased/decreased?
- ❖ What do the changes accomplish?
- ❖ Do any personnel actions result from this budget modification? Explain.
- ❖ Is the revenue one-time-only in nature?
- ❖ If a grant, what period does the grant cover?
- ❖ When the grant expires, what are funding plans?

NOTE: Attach Bud Mod spreadsheet (FORM FROM BUDGET)

If a contingency request, explain: N/A

- ❖ Why was the expenditure not included in the annual budget process?
- ❖ What efforts have been made to identify funds from other sources within the Department/Agency to cover this expenditure?
- ❖ Why are no other department/agency fund sources available?
- ❖ Describe any new revenue this expenditure will produce, any cost savings that will result, and any anticipated payback to the contingency account.
- ❖ Has this request been made before? When? What was the outcome?

If grant application/notice of intent, explain: N/A

- ❖ Who is the granting agency?
- ❖ Specify grant requirements and goals.
- ❖ Explain grant funding detail – is this a one time only or long term commitment?
- ❖ What are the estimated filing timelines?
- ❖ If a grant, what period does the grant cover?
- ❖ When the grant expires, what are funding plans?
- ❖ How will the county indirect and departmental overhead costs be covered?

4. Explain any legal and/or policy issues. Complies with ORS 261.161.

5. Explain any citizen and/or other government participation that has or will take place. The County noticed and held the public hearing on May 15, 2003 at 10:00 a.m. and continued at 6:00 p.m.; and on May 29, and June 3.








Required Signatures:


Department/Agency Director:



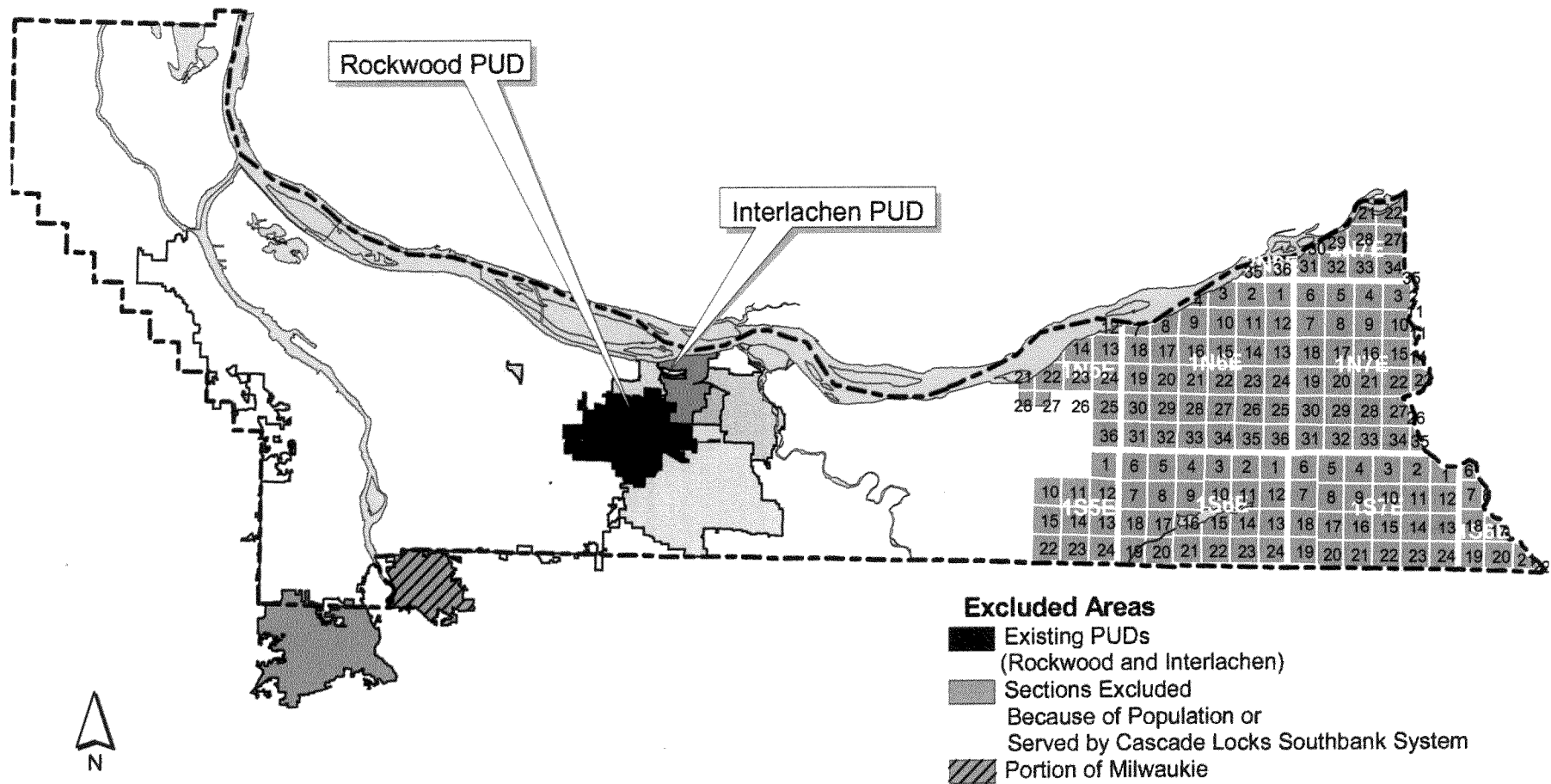
Date: 6/10/2003

City Boundaries

-  Fairview
-  Gresham
-  Lake Oswego
-  Maywood Park
-  Portland
-  Troutdale
-  Wood Village

 Unincorporated Multnomah County

Multnomah County PUD Boundary



6/9/2003

R-9

Thursday, June 12, 2003 - **9:30 AM**
Multnomah Building, First Floor Commissioners Boardroom 100
501 SE Hawthorne Boulevard, Portland

REGULAR MEETING

NON-DEPARTMENTAL - 10:50 AM

R-9 RESOLUTION Determining the Boundaries of a People's Utility District
and Calling for Election on District Formation and Related Matters

**[Agenda Placement Request and Proposed Resolution to be Submitted by
County Attorney on Monday, June 7, 2003]**

BEFORE THE BOARD OF COUNTY COMMISSIONERS
FOR MULTNOMAH COUNTY, OREGON

RESOLUTION NO. _____

Determining The Boundaries Of A People's Utility District And Calling An Election On District Formation And Related Matters

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).
- b. ORS 261.161(2) requires the Board to determine the boundaries of the proposed PUD based on the evidence at hearing and the report of the Oregon Office of Energy.
- c. A hearing on the boundaries was held on May 15, 2003, at 10:00 a.m., and continued on May 15 at 6:00 p.m.; May 29 at 10:30 a.m., June 3 at 10:00 a.m., and the record was closed at 5:00 p.m. on June 5, 2003. The record contains the report from the Oregon Office of Energy dated April 18, 2003, and all written communications received by the Clerk of the Board on this matter. The Board has reviewed the entire record.
- d. The Oregon Office of Energy (OOE) is charged with preparing a concise report addressing the availability and cost of power or water resources, potential tax consequences and other relevant information. The report by the OOE makes no recommendations regarding whether the proposed PUD should be established. It reviews testimony received at its April 7, 2003 hearing, and concludes that the proposed PUD raises significant issues requiring more in depth analysis and information than was available within the OOE's timeframe.
- e. Issues identified but not answered in the OOE report include:
 - Whether the new PUD would have access to low cost power resources through the Bonneville Power Administration or other supplier;
 - The scope of the PUD's condemnation authority over PGE and PacifiCorp;
 - The value of their assets;
 - The availability of other energy resources in a "volatile" energy market;
 - The uncertainty of the costs of a PUD directly financing generating resources, and therefore the uncertainty of the bond and tax impacts on state and local government.

None of the issues identified in the OOE report have been further clarified by testimony received in the County hearings.

Public Testimony

- f. At the Multnomah County hearings, **proponents** of the PUD included original petitioners, representatives of other PUDs, both within Oregon and from other states, the American Public Power Association, numerous individual citizens, and several small businesses.
- g. The proponents argued that the establishment of a PUD would:
- increase public accountability and local control, lower costs and lower rates through public ownership;
 - improve reliability of power by eliminating a profit motive;
 - make available wholesale rates not available to private utilities;
 - encourage the use of alternative energy sources;
 - reflect community values through local control;
 - result in decisions based on best environmental practices, not profit motives;
 - increase public accountability;
 - improve the economy through lower rates and increased spending and community development;
 - improve labor conditions through local ownership;
 - improve job stability by eliminating corporate mergers; and
 - provide a stable source of tax revenue to local governments through franchise fees and property taxes, payroll taxes, unemployment contributions and transportation taxes.

A great deal of the proponents' testimony focused on harsh criticism of PGE and its parent corporation, Enron.

- h. The proponents' testimony is vague and lacking in specificity. Proponents have produced no data on actual costs of start up and operation, the effect on utility rates, or the effects on rates payers outside of Multnomah County currently served by PGE and PacifiCorp. From the data available today, we cannot conclude whether the proposed PUD could accomplish any of the objectives cited by its proponents. We cannot conclude whether the proposed PUD would improve energy reliability, reduce costs, or result in any other benefit to the citizens of Multnomah County or the State of Oregon.
- i. **Opponents** of the proposed PUD included representatives from PGE and PacifiCorp, representatives of numerous local jurisdictions, including the City of Maywood Park, the City of Gresham, the City of Molalla, the City of Hubbard, the City of Keizer, the City of Milwaukie, the City of Lake Oswego, Polk County, Marion County, Clackamas County, representatives from various businesses, business associations, Chambers of Commerce, representatives of local private non-profit organizations, a former secretary of state, and individual citizens and utility employees.
- j. Opponents argued that:
- Multnomah County already has reasonable and reliable utility service so that no change is needed;
 - Adequate financial data is not available about costs, rates, access to power, and funding;
 - PGE and PacifiCorp are both locally managed and responsive to local issues, as well as valued contributors to community programs and needs;

- A change in service system will result in greater risk and potentially higher costs and rates;
 - Condemnation of private businesses will involve extensive time and litigation with an uncertain outcome and a chilling effect on other businesses considering relocation to Multnomah County;
 - The district, as proposed, could result in a “Swiss cheese” service pattern that would be impractical or impossible to administer;
 - A change to a PUD would likely disrupt customer service;
 - Tax revenues would fall because PUD’s do not pay certain taxes (such as federal income tax and state “public purpose” fee);
 - A PUD would reduce the voice of smaller jurisdictions compared to the City of Portland;
 - Ratepayers outside of Multnomah County have no voice in the PUD election yet could be profoundly affected by it.
- k. Some of the arguments raised by opponents are compelling, especially those focused on the potentially fragmented service areas, both within and without Multnomah County, and the risk and uncertainty that a transition to a new system would entail. Much of the testimony, however, is vague and self-serving. Representatives from the utilities have painted dramatic pictures of what could go wrong, without hard data on costs. Similarly, many concerns about the impact of a Multnomah County PUD on other counties and the State of Oregon have been raised. We share these concerns, but the record offers no data on these impacts. Opponents have raised significant legal issues, such as the scope of a PUD’s condemnation authority, that are beyond this Board’s purview.

Staff Testimony

- l. The record includes presentations by Multnomah County staff regarding the possible configurations that the PUD might take after an election. ORS chapter 261 excludes from the PUD any municipality or separate parcel of land within the proposed boundary in which a majority of the electors do not vote for the district. There are eight municipalities or parcels that could be excluded by electoral vote; Portland, Gresham, Maywood Park, Wood Village; Troutdale, Fairview, and portions of Lake Oswego and Milwaukie.
- m. The proposed PUD boundaries create the potential for a highly fragmented service system within Multnomah County. The removal of Multnomah County from the larger territory served by PGE and PacifiCorp outside of Multnomah County would further increase the fragmented nature of utility service delivery in the region and in the state. We consider this possibility a matter of grave concern from a policy standpoint.

Boundary Corrections

- n. ORS 261.161(4) directs the Board to correct any deficiencies in the description of the boundaries of the proposed district.
- o. The Board did not receive any petitions for inclusion within the boundaries of the proposed PUD.
- p. The Board received testimony about five entities or areas that potentially were not permitted within a PUD’s boundaries. Of these five, three are excluded. Exhibit A is a description of the corrected boundaries. Exhibit B is a map showing the corrected boundaries.. Two of

these exclusions are statutory exclusions required by ORS 261.110. The third is a “housekeeping” exclusion requested by the Director of Elections. The fourth, territory within Multnomah County served by the Columbia River PUD and the fifth, the City of Portland, remain within the proposed PUD boundaries.

q. The Board excludes the following:

1. Sections of townships with populations less than the statutory requirement under ORS 261.110(6).
2. Those residents in Multnomah County served by the Cascade Locks Southbanks System. ORS 261.110(5).
3. The identified portion of the City of Milwaukie that extends into Multnomah County on the County’s southern border pursuant to the request of the County Elections Director because the area has no voters. Leaving it in the proposed district would result in an area that could be considered neither in nor out after the election because there are no voters.

r. Residents of northwest Multnomah County served by the Columbia River PUD argue that they should be excluded from the district under ORS 261.110(7). Because they are served by, but not within the boundaries of the Columbia River PUD, they are not “territory which is part of another PUD,” and cannot be excluded under ORS 261.110(7).

s. Counsel for PacifiCorp asserted that the City of Portland should be excluded from the proposed district boundaries under ORS 261.110(5) because it owns two dams that generate hydroelectric power and a fuel cell power plant. The record indicates that PGE operates the dams and distributes the electricity generated. The record does not indicate if the energy generated is used in Portland or Multnomah County. The record indicates that the fuel cell power plant Portland owns converts methane gas to electricity. 16% of the electricity generated is sold to a nearby business; the remainder is used by the waste sewage treatment plant at which the fuel cell is located or flared off. The Board finds that Portland’s minimal generation of electricity, not necessarily utilized by residents of Portland or Multnomah County, does not make Portland a municipality that “owns or operates a publicly owned utility” as the legislature intended that phrase to be interpreted within the context of ORS chapter 261. Therefore, the Board is not excluding the City of Portland from the proposed district boundaries.

Referral to Voters

t. ORS chapter 261 requires the Board to hold a hearing, and based on that hearing and the OEE report, correct deficiencies in the boundaries and refer the initiative to establish a PUD to the voters. It provides no standards to use in evaluating policy concerns, yet requires that the initiative be referred to the voters.

u. ORS chapter 261 makes placement of the initiative on the ballot mandatory. It does not provide an adequate process for either this Board or the Oregon Office of Energy to make a well supported decision in a matter as complex as the one before the Board. Therefore, this Board will refer the PUD initiative, with the corrected boundaries, to the electors. The Board hopes that the election process will result in a more appropriate hearing of the issues than ORS chapter 261 permits.

- v. Based on testimony presented by the Multnomah County Director of Elections, November 4, 2003, is the earliest practical date to submit the question of district formation and special levy to the electors within the proposed district at a special election, as required by ORS 261.171.

The Multnomah County Board of Commissioners Resolves:

1. The boundaries of the proposed Multnomah County People's Utility District shall be those presented in the petition, with the corrections described in Exhibit A and illustrated in Exhibit B.
2. Exhibits A and B are incorporated into this resolution.
3. The question of whether the district should be formed, the election of district directors, and the proposal for authorization of the district to impose a special levy of 3 mills per one thousand dollars of assessed valuation (equal to \$3 per million dollars of assessed valuation) shall be submitted to the voters at the November 4, 2003 election.
4. The Director of Elections shall publish the notices required by law and place the PUD proposal on the November 4, 2003 ballot.

ADOPTED this 12th day of June 2003.

BOARD OF COUNTY COMMISSIONERS
FOR MULTNOMAH COUNTY, OREGON

Diane M. Linn, Chair

REVIEWED:

AGNES SOWLE, ACTING COUNTY ATTORNEY
FOR MULTNOMAH COUNTY, OREGON

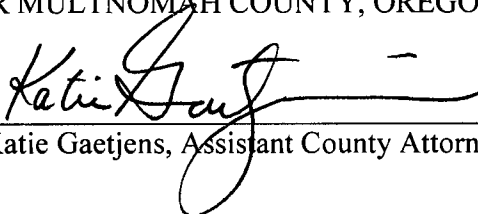
By  _____
Katie Gaetjens, Assistant County Attorney

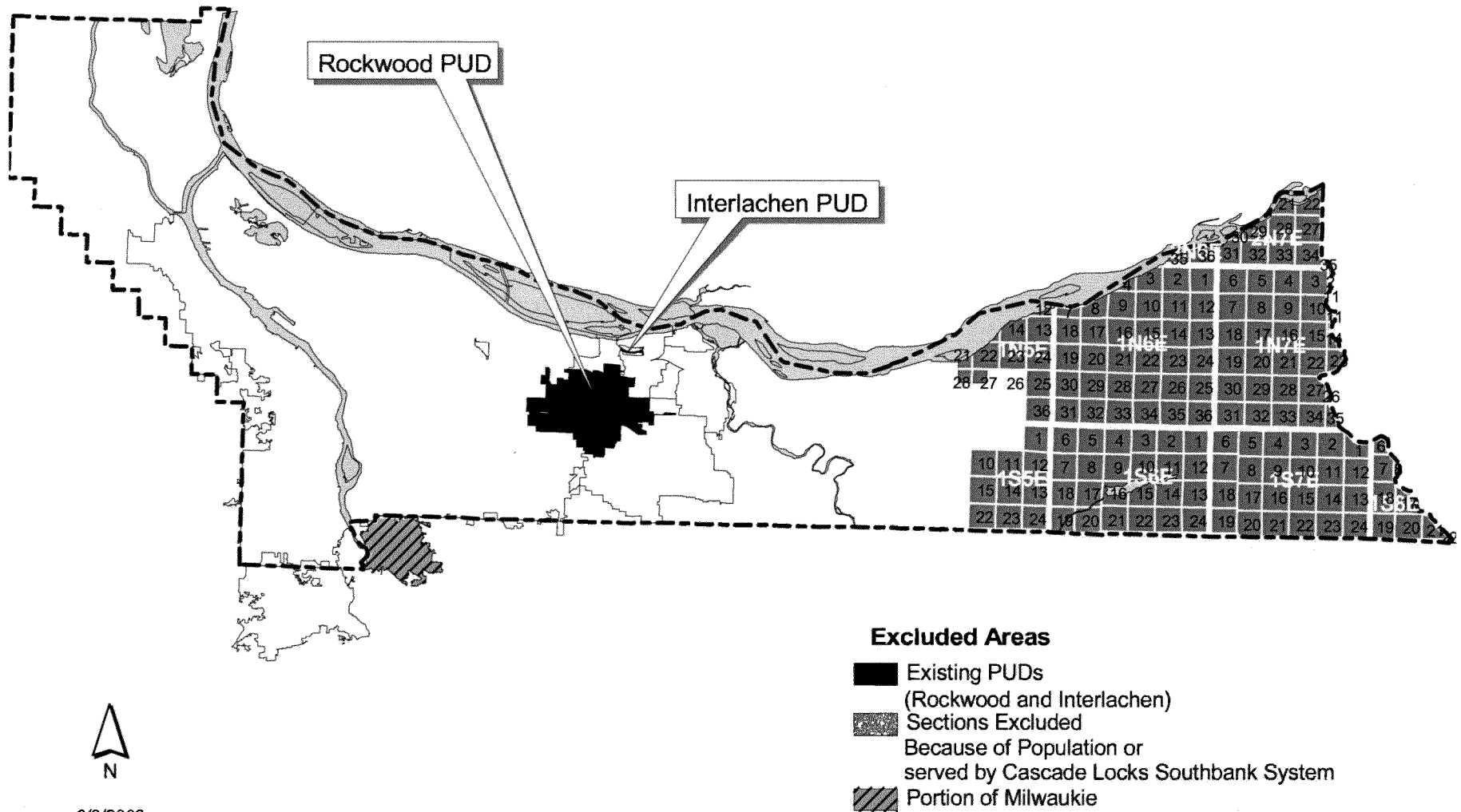
EXHIBIT A

Multnomah County People's Utility District Boundaries








All of Multnomah County, excluding:


- A. Interlachen People's Utility District
- B. Rockwood Water People's Utility District
- C. Sections of townships with populations less 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.

Multnomah County PUD Boundary

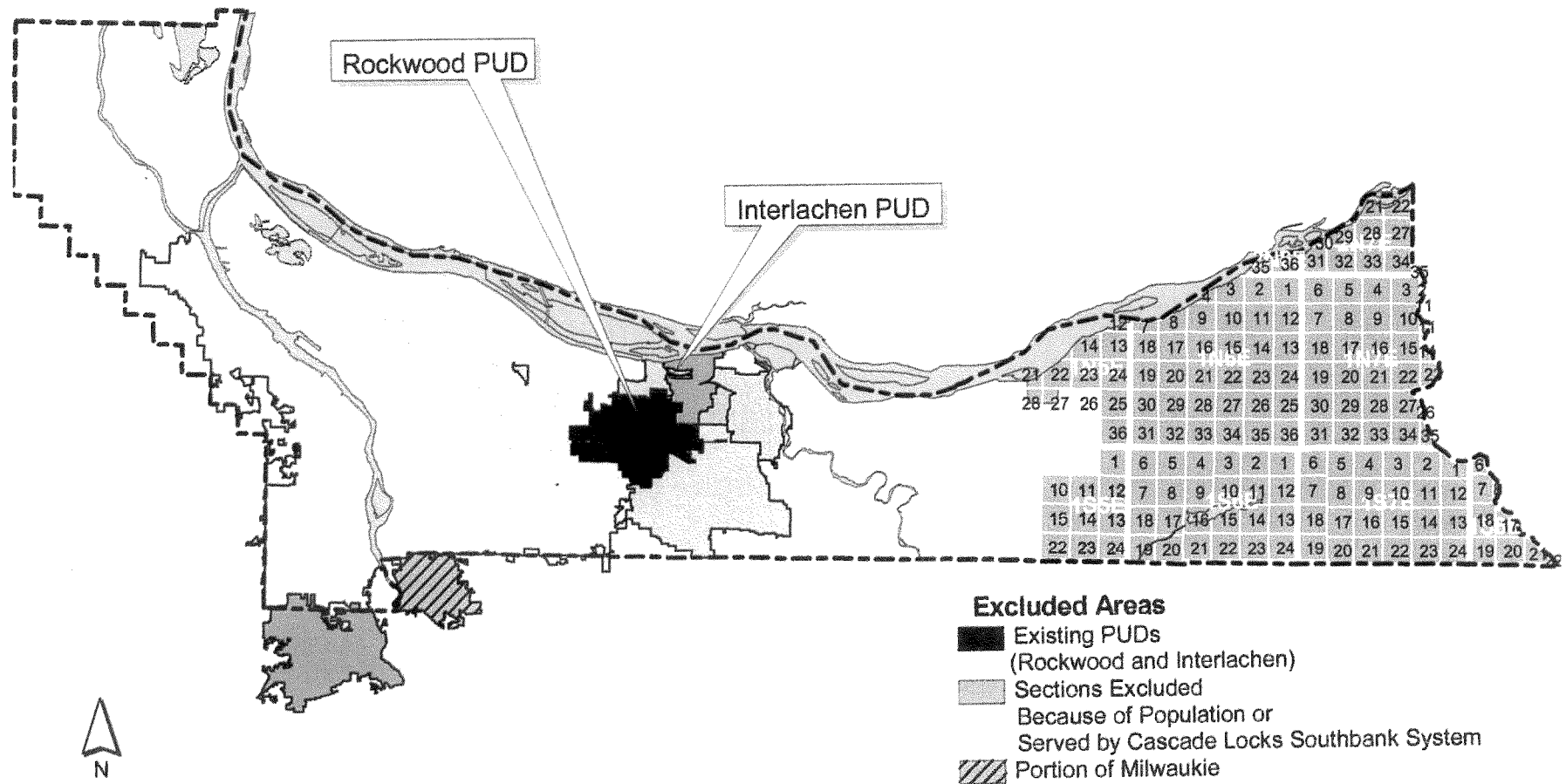


City Boundaries

-  Fairview
-  Gresham
-  Lake Oswego
-  Maywood Park
-  Portland
-  Troutdale
-  Wood Village

 Unincorporated Multnomah County

Multnomah County PUD Boundary



6/9/2003

BOGSTAD Deborah L

From: Linda Williams [lawyer@teleport.com]
Sent: Tuesday, June 10, 2003 2:03 PM
To: SOWLE Agnes; BOGSTAD Deborah L; Dan Meek
Subject: PUD Boundaries/new Matters raised by PP&L memo

There is a new argument raised in the last-minute comments of Pacific filed with the Commissioners on the PUD formation election. The Chief Petitioners would like the opportunity to address the novel contention raised at p. 7 of the comments that the formation election should include a permanent tax rate limit question for the not-yet-formed PUD. Since the proposed PUD is not an existing taxing district and the "Multnomah PUD" is not proposing anything at the formation election (the County is placing the questions on the ballot, not the inchoate PUD) Article XL, Sec. 11(3)(c)(A) does not seem to have any relevance. Nevertheless, OPPC and the Chief Petitioners would appreciate the opportunity for a reasoned response.

Will such comments be considered? If so, what would be the deadline?

Also, when will the County resolution regarding the boundaries/election be available?

Thank you in advance for your attention to this inquiry.

--

Linda K. Williams
10266 S.W. Lancaster Road
Portland, OR 97219
voice: (503) 293-0399
fax: (503) 245-2772
linda@lindawilliams.net
lawyer@teleport.com

BOGSTAD Deborah L

From: Linda Williams [lawyer@teleport.com]
Sent: Tuesday, June 10, 2003 2:27 PM
To: BOGSTAD Deborah L; SOWLE Agnes
Subject: Thank you for the files relating to PUD Boundary Resolution

Thank you for the materials relating to the Commission meeting on Thursday, June 11, relating to PUD formation election/boundaries.

Is the boundary description subject to amendment at the Thursday hearing?

Is the resolution describing the questions to be placed on November 4 ballot subject to amendment?

If an amendment is proposed, what is the procedure for public comment, and is does this procedure differ if the subject of the amendment was not previously noticed?

—

Linda K. Williams
10266 S.W. Lancaster Road
Portland, OR 97219
voice: (503) 293-0399
fax: (503) 245-2772
linda@lindawilliams.net
lawyer@teleport.com

BOGSTAD Deborah L

From: KINOSHITA Carol
Sent: Wednesday, June 11, 2003 2:06 PM
To: CRUZ Serena M; CARROLL Dorothy A
Cc: GAETJENS Katie G; SOWLE Agnes; BOGSTAD Deborah L
Subject: TECHNICAL AMENDMENT TO PUD BOUNDARY RESOLUTION
Importance: High

We just realized a technical correction needs to be made in the resolution to make the language conform with the statute. In finding **q.** and **Exhibits A and B** where we refer to sections of townships with **populations less** than the statutory requirement--it should read townships with **fewer electors** than the statutory requirement. We've redlined the change in the attached resolution and the map attached as Exhibit B is also being amended under Excluded Areas to Sections Excluded Because of **Number of Electors** or served by Cascade Locks Southbank System. We request that you move for this amendment and apologize for not catching this error sooner. Please contact Katie or Agnes if you have any questions and let us know if this is acceptable. We will, of course, provide whatever materials are needed to efficiently accomplish this. Again, we're truly sorry for this inconvenience.

6/11/2003

BEFORE THE BOARD OF COUNTY COMMISSIONERS
FOR MULTNOMAH COUNTY, OREGON

RESOLUTION NO. _____

Determining the Boundaries of a People's Utility District and Calling an Election on District Formation and Related Matters

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- 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).
- b. ORS 261.161(2) requires the Board to determine the boundaries of the proposed PUD based on the evidence at hearing and the report of the Oregon Office of Energy.
- c. A hearing on the boundaries was held on May 15, 2003, at 10:00 a.m., and continued on May 15 at 6:00 p.m.; May 29 at 10:30 a.m., June 3 at 10:00 a.m., and the record was closed at 5:00 p.m. on June 5, 2003. The record contains the report from the Oregon Office of Energy dated April 18, 2003, and all written communications received by the Clerk of the Board on this matter. The Board has reviewed the entire record.
- d. The Oregon Office of Energy (OOE) is charged with preparing a concise report addressing the availability and cost of power or water resources, potential tax consequences and other relevant information. The report by the OOE makes no recommendations regarding whether the proposed PUD should be established. It reviews testimony received at its April 7, 2003 hearing, and concludes that the proposed PUD raises significant issues requiring more in depth analysis and information than was available within the OOE's timeframe.
- e. Issues identified but not answered in the OOE report include:
 - Whether the new PUD would have access to low cost power resources through the Bonneville Power Administration or other supplier;
 - The scope of the PUD's condemnation authority over PGE and PacifiCorp;
 - The value of their assets;
 - The availability of other energy resources in a "volatile" energy market;
 - The uncertainty of the costs of a PUD directly financing generating resources, and therefore the uncertainty of the bond and tax impacts on state and local government.

None of the issues identified in the OOE report have been further clarified by testimony received in the County hearings.

Public Testimony

- f. At the Multnomah County hearings, **proponents** of the PUD included original petitioners, representatives of other PUDs, both within Oregon and from other states, the American Public Power Association, numerous individual citizens, and several small businesses.
- g. The proponents argued that the establishment of a PUD would:
- increase public accountability and local control, lower costs and lower rates through public ownership;
 - improve reliability of power by eliminating a profit motive;
 - make available wholesale rates not available to private utilities;
 - encourage the use of alternative energy sources;
 - reflect community values through local control;
 - result in decisions based on best environmental practices, not profit motives;
 - increase public accountability;
 - improve the economy through lower rates and increased spending and community development;
 - improve labor conditions through local ownership;
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- h. The proponents' testimony is vague and lacking in specificity. Proponents have produced no data on actual costs of start up and operation, the effect on utility rates, or the effects on rates payers outside of Multnomah County currently served by PGE and PacifiCorp. From the data available today, we cannot conclude whether the proposed PUD could accomplish any of the objectives cited by its proponents. We cannot conclude whether the proposed PUD would improve energy reliability, reduce costs, or result in any other benefit to the citizens of Multnomah County or the State of Oregon.
- i. **Opponents** of the proposed PUD included representatives from PGE and PacifiCorp, representatives of numerous local jurisdictions, including the City of Maywood Park, the City of Gresham, the City of Molalla, the City of Hubbard, the City of Keizer, the City of Milwaukie, the City of Lake Oswego, Polk County, Marion County, Clackamas County, representatives from various businesses, business associations, Chambers of Commerce, representatives of local private non-profit organizations, a former secretary of state, and individual citizens and utility employees.
- j. Opponents argued that:
- Multnomah County already has reasonable and reliable utility service so that no change is needed;
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 - A PUD would reduce the voice of smaller jurisdictions compared to the City of Portland;
 - Ratepayers outside of Multnomah County have no voice in the PUD election yet could be profoundly affected by it.
- k. Some of the arguments raised by opponents are compelling, especially those focused on the potentially fragmented service areas, both within and without Multnomah County, and the risk and uncertainty that a transition to a new system would entail. Much of the testimony, however, is vague and self-serving. Representatives from the utilities have painted dramatic pictures of what could go wrong, without hard data on costs. Similarly, many concerns about the impact of a Multnomah County PUD on other counties and the State of Oregon have been raised. We share these concerns, but the record offers no data on these impacts. Opponents have raised significant legal issues, such as the scope of a PUD’s condemnation authority, that are beyond this Board’s purview.

Staff Testimony

- l. The record includes presentations by Multnomah County staff regarding the possible configurations that the PUD might take after an election. ORS chapter 261 excludes from the PUD any municipality or separate parcel of land within the proposed boundary in which a majority of the electors do not vote for the district. There are eight municipalities or parcels that could be excluded by electoral vote; Portland, Gresham, Maywood Park, Wood Village; Troutdale, Fairview, and portions of Lake Oswego and Milwaukie.
- m. The proposed PUD boundaries create the potential for a highly fragmented service system within Multnomah County. The removal of Multnomah County from the larger territory served by PGE and PacifiCorp outside of Multnomah County would further increase the fragmented nature of utility service delivery in the region and in the state. We consider this possibility a matter of grave concern from a policy standpoint.

Boundary Corrections

- n. ORS 261.161(4) directs the Board to correct any deficiencies in the description of the boundaries of the proposed district.
- o. The Board did not receive any petitions for inclusion within the boundaries of the proposed PUD.
- p. The Board received testimony about five entities or areas that potentially were not permitted within a PUD’s boundaries. Of these five, three are excluded. Exhibit A is a description of the corrected boundaries. Exhibit B is a map showing the corrected boundaries. Two of

these exclusions are statutory exclusions required by ORS 261.110. The third is a “housekeeping” exclusion requested by the Director of Elections. The fourth, territory within Multnomah County served by the Columbia River PUD and the fifth, the City of Portland, remain within the proposed PUD boundaries.

q. The Board excludes the following:

1. Sections of townships with ~~populations less~~ fewer electors than the statutory requirement under ORS 261.110(6).
2. Those residents in Multnomah County served by the Cascade Locks Southbanks System. ORS 261.110(5).
3. The identified portion of the City of Milwaukie that extends into Multnomah County on the County’s southern border pursuant to the request of the County Elections Director because the area has no voters. Leaving it in the proposed district would result in an area that could be considered neither in nor out after the election because there are no voters.

r. Residents of northwest Multnomah County served by the Columbia River PUD argue that they should be excluded from the district under ORS 261.110(7). Because they are served by, but not within the boundaries of the Columbia River PUD, they are not “territory which is part of another PUD,” and cannot be excluded under ORS 261.110(7).

s. Counsel for PacifiCorp asserted that the City of Portland should be excluded from the proposed district boundaries under ORS 261.110(5) because it owns two dams that generate hydroelectric power and a fuel cell power plant. The record indicates that PGE operates the dams and distributes the electricity generated. The record does not indicate if the energy generated is used in Portland or Multnomah County. The record indicates that the fuel cell power plant Portland owns converts methane gas to electricity. 16% of the electricity generated is sold to a nearby business; the remainder is used by the waste sewage treatment plant at which the fuel cell is located or flared off. The Board finds that Portland’s minimal generation of electricity, not necessarily utilized by residents of Portland or Multnomah County, does not make Portland a municipality that “owns or operates a publicly owned utility” as the legislature intended that phrase to be interpreted within the context of ORS chapter 261. Therefore, the Board is not excluding the City of Portland from the proposed district boundaries.

Referral to Voters

t. ORS chapter 261 requires the Board to hold a hearing, and based on that hearing and the OEE report, correct deficiencies in the boundaries and refer the initiative to establish a PUD to the voters. It provides no standards to use in evaluating policy concerns, yet requires that the initiative be referred to the voters.

u. ORS chapter 261 makes placement of the initiative on the ballot mandatory. It does not provide an adequate process for either this Board or the Oregon Office of Energy to make a well supported decision in a matter as complex as the one before the Board. Therefore, this Board will refer the PUD initiative, with the corrected boundaries, to the electors. The Board hopes that the election process will result in a more appropriate hearing of the issues than ORS chapter 261 permits.

- v. Based on testimony presented by the Multnomah County Director of Elections, November 4, 2003, is the earliest practical date to submit the question of district formation and special levy to the electors within the proposed district at a special election, as required by ORS 261.171.

The Multnomah County Board of Commissioners Resolves:

1. The boundaries of the proposed Multnomah County People's Utility District shall be those presented in the petition, with the corrections described in Exhibit A and illustrated in Exhibit B.
2. Exhibits A and B are incorporated into this resolution.
3. The question of whether the district should be formed, the election of district directors, and the proposal for authorization of the district to impose a special levy of 3 mills per one thousand dollars of assessed valuation (equal to \$3 per million dollars of assessed valuation) shall be submitted to the voters at the November 4, 2003 election.
4. The Director of Elections shall publish the notices required by law and place the PUD proposal on the November 4, 2003 ballot.

ADOPTED this 12th day of June 2003.

BOARD OF COUNTY COMMISSIONERS
FOR MULTNOMAH COUNTY, OREGON

Diane M. Linn, Chair

REVIEWED:

AGNES SOWLE, ACTING COUNTY ATTORNEY
FOR MULTNOMAH COUNTY, OREGON

By _____
Katie Gaetjens, Assistant County Attorney

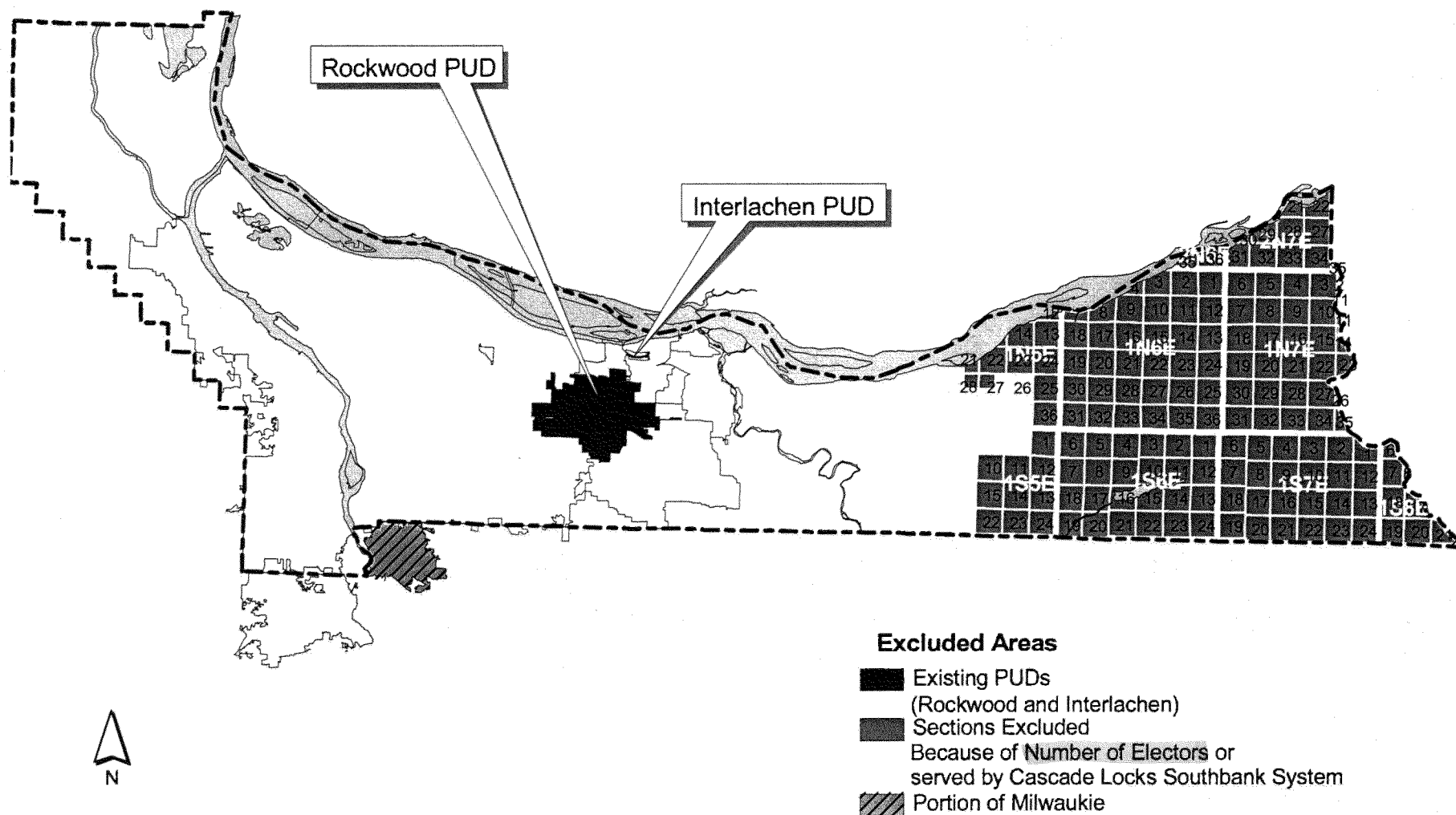
EXHIBIT A

Multnomah County People's Utility District Boundaries








All of Multnomah County, excluding:

- A. Interlachen People's Utility District
- B. Rockwood Water People's Utility District
- C. Sections of townships with ~~populations less~~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
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 - 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.

EXHIBIT B

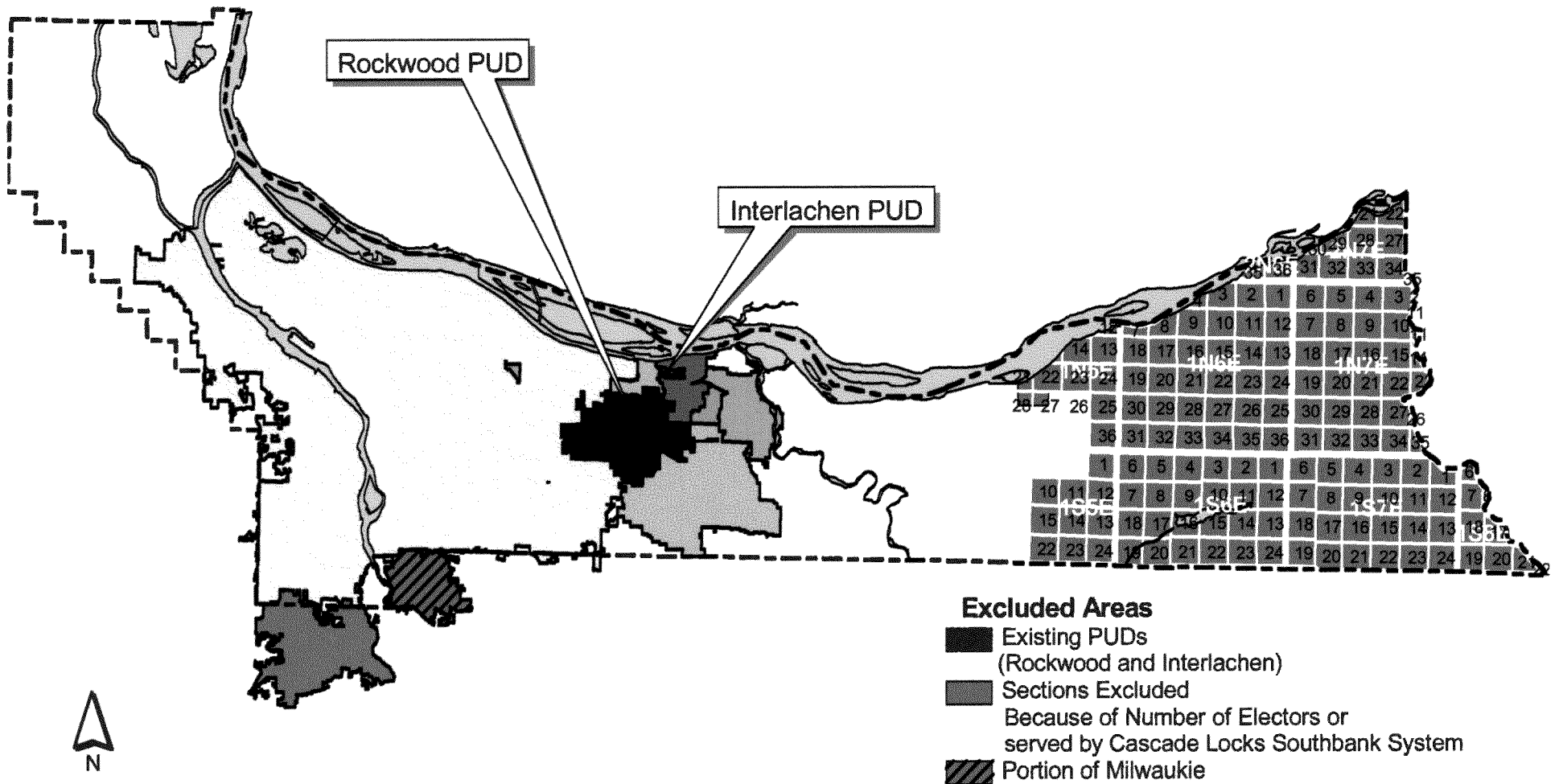


City Boundaries

-  Fairview
-  Gresham
-  Lake Oswego
-  Maywood Park
-  Portland
-  Troutdale
-  Wood Village

 Unincorporated Multnomah County

Multnomah County PUD Boundary



6/11/2003

COMMISSIONER SERENA CRUZ
JUNE 12, 2003

SERENA'S OPENING REMARKS FOR

**R-9 Determining the Boundaries of a People's Utility District and calling for
and Election on the District Formation**

Today it is our duty to consider adoption of this resolution which determines the boundary for a People's Utility District in Multnomah County and sets the election date to refer the matter to the voters.

The board of County Commissioners has complied with the requirements of ORS 261.161 to base our determination on the evidence compiled at the PUD hearing which was held on May 15, 2003 and continued through May 29 and June 3rd, 2003. The record was open until 5:00pm June 5th, 2003. The Board also considered the report of the Oregon Office of Energy on this matter.

Based on the evidence and the record, the Resolution before us today sets the boundary of the proposed PUD, which corrects some deficiencies contained in the description of the election petition and excludes townships with less than the statutory requirement under ORS chapter 261.

The Board has determined that November 4, 2003 is the earliest practical date for this election. Therefore, this Resolution directs that this PUD proposal will be placed on the November 4, 2003 ballot.

We now have an opportunity for public testimony.

**Statement of
Multnomah County Commissioner LISA NAITO
Regarding the RESOLUTION
Determining the Boundaries of a People's Utility District
and Calling for Election on District Formation and Related Matters**

June 12, 2003

I respect the view of the majority of the Board, but will vote "no" on this resolution. Let me start off by saying that I have been a supporter of public power. I have worked over the last year with the Regional Power Study Group to help create a viable governance model if the City of Portland is successful in acquiring Portland General Electric in the Enron bankruptcy sale. We are considering very carefully the complex issues of governance, financing, operations and effects on the ratepayers and industry.

However, what is proposed today is not a referendum on public power in general, but a specific proposal to create a People's Utility District. I believe this proposal makes no sense and I cannot in good conscience send the measure to the voters for consideration.

The statute outlining my responsibility in this matter originates from the 1930s and has been amended over time. The result is that there are ambiguities. My interpretation of my responsibility under the statute differs from the majority view.

Some argue that we are required to send the petition to the voters and may only set the boundaries. Their view is that our review is purely technical on the issue of boundaries. I disagree. The County Commissioners were added

as a referring body in the 1970s. The petitioners could have been granted direct access to the ballot, or the County's director of elections could have made the necessary technical changes. Since I am an elected official, with an obligation to represent my constituents and promote sensible public policy, I believe our role is broader than simply drawing boundaries, especially where no boundaries make any sense.

There is a basis in the statute for this view. First, the statute requires that the Office of Energy prepare a report on the availability and cost of power resources, potential tax consequences and any other information relevant to the proposed formation of the district. In short, we are to receive a report on the feasibility and merits of the petitioner's proposal. This is the report that we are to consider in our deliberations. Unfortunately, the Office of Energy Report prepared here was completely inadequate. Their report was a mere summation of the testimony. They were unable to make a recommendation on the availability or lack of tax-exempt financing, what utility property is subject to condemnation, whether or not there is access to BPA power, the valuation of utility property, and pointed out that the electricity market is volatile and the price of power is uncertain. They noted that detailed engineering and appraisals were required.

Quoting the Report, "These uncertainties and questions cannot be easily answered without detailed financial analysis of different scenarios, and an analysis of which scenarios are most likely to bound the range of uncertainty. The analysis required to answer these questions cannot be undertaken in the time provided by law to complete this report." End quote.

Since the Office of Energy Report does not answer the question of the feasibility and merits of the petition, I strongly believe the matter should *not* be sent to the voters for consideration.

The statutes contemplate that we hold hearings and then reads:
“Based on the record of the hearing...*and if district formation is proposed* then the County is required to determine the boundaries of the district.”

Based on the hearing and testimony we have received, I strongly believe a district should *not* be formed.

There are significant legal issues to the formation of the district. First is the argument that Portland should not be included because of ORS 261.110 stating that no municipality that owns or operates a publicly owned utility may be included. There is also the issue of the scope of the PUD’s condemnation authority over PGE and PacifiCorp that leads us down the road of years of litigation.

The provision that if a majority of the voters support the petition, but then each jurisdiction will be examined for inclusion separately, may lead to hundreds of potential outcomes. For instance, as I represent the City of Maywood Park, it is highly possible that Portland could support the PUD, leaving the 800 residents of Maywood Park in the lurch. There is also the exclusion of the Rockwood and Interlachen PUDs, making holes in this proposed scheme, even though they do not now provide power.

The potential for a highly fractured system will have profound effects on jurisdictions within the County that do not “opt in” and also on our neighboring Counties and Cities. The proposed petition may likely lead to the breakup of PGE and it is likely PacifiCorp would no longer base operations here, with hundreds of local jobs at risk.

All this creates serious questions about how service will be delivered and causes uncertainty to both consumers and business, in a time where our community needs to have stable, dependable power to attract jobs and promote our economy.

The financing of the proposed PUD appears to be woefully inadequate, based on testimony of our County's Finance Director, someone very experienced in these matters. There was no credible testimony regarding the financial feasibility of this PUD from the petitioners, in fact there seems to be the naïve expectation that engineering firms and others will provide donated services to a PUD. No credible business plan was presented, partly because the uncertainty of the possible outcomes to an election.

Finally, we are allowed to send the measure to the voters at the first practical date. There is no other measure on the ballot in November 2003 and the approximately \$300,000 in costs for this election are an unnecessary expenditure in this time when resources are so limited for the basic services the County provides.

I vote "no" today on this resolution, I will vote "no" at the ballot box, and I urge the voters to also reject this petition.

Chair Diane Linn
Remarks re PUD
6/12/03

- **While the Board is fulfilling our legal responsibility by this referral, I have grave concerns about the future instability and uncertainty involved in this particular PUD proposal.**
- **I want to offer my unequivocal support for the concept of public power. I understand the valuable role PUD's can play for citizens.**
- **This Board is on the record in support of public power as it relates to the efforts of government acquisition of the local company.**
- **Our community has received a very effective provision of services by our local utilities. Our local utilities have and continue to be good corporate citizens.**
- **My concerns are not about the intent of those who support this PUD effort, but with the practical difficulty of implementing and establishing a new system that is challenged by a series of variables.**
- **I believe it is my responsibility to recommend sound policy decisions. While I respect our limited role in referring this to the voters, after hearing all the testimony over previous weeks from----I have several practical concerns about this option at this time.**

- **Even the supporters of this measure know there are significant risks associated with such change. Some of these uncertainties include:**
 - **Lack of capital---or even a plan to raise the necessary capital---this is especially problematic in light of the strained finances of the public sector. It's also a question of timing – our economy continues to struggle and any increase in the financial burden to citizens and businesses in our community needs to be seriously evaluated. This has not been done.**
 - **This possible scenario of a piece meal service pattern would make our energy system more complex and costly. It has not been made clear how other counties within the current service area will be involved, if at all, in the future.**
 - **We've heard that service will essentially terminate at the PUD's boundaries. I have been listening carefully but have not heard a compelling explanation of how this will work and what the impact will be.**
 - **It's also likely that potential litigation could hamper any possibility for a smooth transition to a PUD.**
 - **Most significantly, I am troubled by the fact that we simply don't know what the ultimate effect on rates will be – no one can predict with any reasonable certainty the effects this change would have ratepayers – not in the short term and not in the long term.**

- **Again, I am deeply concerned about the impact to the local economy and families in Multnomah County. Taxpayers have recently agreed to make a generous investment in our community's schools and public services. An increase in utility rates will be extremely difficult for many to manage.**
- **Like everyone else, I was appalled at the conduct of Enron and the wake of destruction caused by its leadership and the regulatory structure which allowed it to happen. Their action – particularly as they impacted their employees – is absolutely indefensible.**
- **The PUD proposal we have referred is one option for public power. There are other local public power proposals that are very compelling. Any proposal that comes forward must receive the same level of scrutiny that has been applied to the proposal currently before us.**
- **There are several possible scenarios. I will advocate strongly for local control of whatever type prevails.**
- **This has not been a simple public policy decision and it will continue to be complex. In the end, it's now up the voters to decide if this PUD proposal is the right course.**
- **I am stating my public opposition to the referred proposal at this time.**

- **Finally, I want to again reiterate that throughout this ongoing process, we must always be mindful of the potential impact to rate payers. It should always be at the forefront of the discussion.**

R-9

June 12, 2003

Chair Linn and Commissioners,

The County states that "The proponents' testimony is vague and lacking in specificity. Proponents have produced no data on actual costs of start up and operation, the effect on utility rates, or the effects on rates payers outside of Multnomah County currently served by PGE and PacifiCorp. From the data available today, we cannot conclude whether the proposed PUD could accomplish any of the objectives cited by its proponents. We cannot conclude whether the proposed PUD would improve energy reliability, reduce costs, or result in any other benefit to the citizens of Multnomah County or the State of Oregon."

There is no question that a publicly-owned utility would protect jobs from the depredations of merger, bankruptcy, and corporate greed.

While there are no specific figures for a Multnomah County P.U.D., there are numerous examples from all over the Northwest and the country showing that public power is more stable (the public utilities in California were the ones that did **not** have rolling blackouts) and less expensive (the acquisition of the notoriously expensive Long Island Lighting Company by the Long Island Power Authority – a utility even larger than the new P.U.D. will be – is the icing on the pudding of proof – if I may stretch a metaphor a bit out of shape – for that argument: *from their web site*

The Long Island Power Authority (LIPA) became Long Island's non-profit electric utility on May 28, 1998. Today, LIPA delivers electricity to nearly 1.1 million customers, and is highly rated for service restoration and is in the top tier for uninterrupted service among all NYS utilities with above-ground service. In addition to reducing electric rates by an average of 20 percent in 1998.)

It is extremely disheartening to read your report. I am left with the impression that you went to great lengths to ignore or discredit significant testimony backing up the case for a People's Utility District. It seems that the only proof that would satisfy you would be to see into the future and bring back the benefits of an already existing P.U.D.

"We cannot conclude whether the proposed PUD would improve energy reliability, reduce costs, or result in any other benefit to the citizens of Multnomah County or the State of Oregon."

Not one single benefit? How can you say that?

Bill Michtom
Chief Petitioner, Multnomah County People's Utility District
1110 SW Clay, #33
Portland, OR 97201
503 916-4102
503 975-1529 (cell)

BEFORE THE BOARD OF COUNTY COMMISSIONERS
FOR MULTNOMAH COUNTY, OREGON

RESOLUTION NO. 03-087

Determining the Boundaries of a People's Utility District and Calling an Election on District Formation and Related Matters

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).
- b. ORS 261.161(2) requires the Board to determine the boundaries of the proposed PUD based on the evidence at hearing and the report of the Oregon Office of Energy.
- c. A hearing on the boundaries was held on May 15, 2003, at 10:00 a.m., and continued on May 15 at 6:00 p.m.; May 29 at 10:30 a.m., June 3 at 10:00 a.m., and the record was closed at 5:00 p.m. on June 5, 2003. The record contains the report from the Oregon Office of Energy dated April 18, 2003, and all written communications received by the Clerk of the Board on this matter. The Board has reviewed the entire record.
- d. The Oregon Office of Energy (OOE) is charged with preparing a concise report addressing the availability and cost of power or water resources, potential tax consequences and other relevant information. The report by the OOE makes no recommendations regarding whether the proposed PUD should be established. It reviews testimony received at its April 7, 2003 hearing, and concludes that the proposed PUD raises significant issues requiring more in depth analysis and information than was available within the OOE's timeframe.
- e. Issues identified but not answered in the OOE report include:
 - Whether the new PUD would have access to low cost power resources through the Bonneville Power Administration or other supplier;
 - The scope of the PUD's condemnation authority over PGE and PacifiCorp;
 - The value of their assets;
 - The availability of other energy resources in a "volatile" energy market;
 - The uncertainty of the costs of a PUD directly financing generating resources, and therefore the uncertainty of the bond and tax impacts on state and local government.

None of the issues identified in the OOE report have been further clarified by testimony received in the County hearings.

Public Testimony

- f. At the Multnomah County hearings, **proponents** of the PUD included original petitioners, representatives of other PUDs, both within Oregon and from other states, the American Public Power Association, numerous individual citizens, and several small businesses.
- g. The proponents argued that the establishment of a PUD would:
- increase public accountability and local control, lower costs and lower rates through public ownership;
 - improve reliability of power by eliminating a profit motive;
 - make available wholesale rates not available to private utilities;
 - encourage the use of alternative energy sources;
 - reflect community values through local control;
 - result in decisions based on best environmental practices, not profit motives;
 - increase public accountability;
 - improve the economy through lower rates and increased spending and community development;
 - improve labor conditions through local ownership;
 - improve job stability by eliminating corporate mergers; and
 - provide a stable source of tax revenue to local governments through franchise fees and property taxes, payroll taxes, unemployment contributions and transportation taxes.

A great deal of the proponents' testimony focused on harsh criticism of PGE and its parent corporation, Enron.

- h. The proponents' testimony is vague and lacking in specificity. Proponents have produced no data on actual costs of start up and operation, the effect on utility rates, or the effects on rates payers outside of Multnomah County currently served by PGE and PacifiCorp. From the data available today, we cannot conclude whether the proposed PUD could accomplish any of the objectives cited by its proponents. We cannot conclude whether the proposed PUD would improve energy reliability, reduce costs, or result in any other benefit to the citizens of Multnomah County or the State of Oregon.
- i. **Opponents** of the proposed PUD included representatives from PGE and PacifiCorp, representatives of numerous local jurisdictions, including the City of Maywood Park, the City of Gresham, the City of Molalla, the City of Hubbard, the City of Keizer, the City of Milwaukie, the City of Lake Oswego, Polk County, Marion County, Clackamas County, representatives from various businesses, business associations, Chambers of Commerce, representatives of local private non-profit organizations, a former secretary of state, and individual citizens and utility employees.
- j. Opponents argued that:
- Multnomah County already has reasonable and reliable utility service so that no change is needed;
 - Adequate financial data is not available about costs, rates, access to power, and funding;
 - PGE and PacifiCorp are both locally managed and responsive to local issues, as well as valued contributors to community programs and needs;

- A change in service system will result in greater risk and potentially higher costs and rates;
 - Condemnation of private businesses will involve extensive time and litigation with an uncertain outcome and a chilling effect on other businesses considering relocation to Multnomah County;
 - The district, as proposed, could result in a “Swiss cheese” service pattern that would be impractical or impossible to administer;
 - A change to a PUD would likely disrupt customer service;
 - Tax revenues would fall because PUD’s do not pay certain taxes (such as federal income tax and state “public purpose” fee);
 - A PUD would reduce the voice of smaller jurisdictions compared to the City of Portland;
 - Ratepayers outside of Multnomah County have no voice in the PUD election yet could be profoundly affected by it.
- k. Some of the arguments raised by opponents are compelling, especially those focused on the potentially fragmented service areas, both within and without Multnomah County, and the risk and uncertainty that a transition to a new system would entail. Much of the testimony, however, is vague and self-serving. Representatives from the utilities have painted dramatic pictures of what could go wrong, without hard data on costs. Similarly, many concerns about the impact of a Multnomah County PUD on other counties and the State of Oregon have been raised. We share these concerns, but the record offers no data on these impacts. Opponents have raised significant legal issues, such as the scope of a PUD’s condemnation authority, that are beyond this Board’s purview.

Staff Testimony

- l. The record includes presentations by Multnomah County staff regarding the possible configurations that the PUD might take after an election. ORS chapter 261 excludes from the PUD any municipality or separate parcel of land within the proposed boundary in which a majority of the electors do not vote for the district. There are eight municipalities or parcels that could be excluded by electoral vote; Portland, Gresham, Maywood Park, Wood Village; Troutdale, Fairview, and portions of Lake Oswego and Milwaukie.
- m. The proposed PUD boundaries create the potential for a highly fragmented service system within Multnomah County. The removal of Multnomah County from the larger territory served by PGE and PacifiCorp outside of Multnomah County would further increase the fragmented nature of utility service delivery in the region and in the state. We consider this possibility a matter of grave concern from a policy standpoint.

Boundary Corrections

- n. ORS 261.161(4) directs the Board to correct any deficiencies in the description of the boundaries of the proposed district.
- o. The Board did not receive any petitions for inclusion within the boundaries of the proposed PUD.
- p. The Board received testimony about five entities or areas that potentially were not permitted within a PUD’s boundaries. Of these five, three are excluded. Exhibit A is a description of the corrected boundaries. Exhibit B is a map showing the corrected boundaries. Two of

these exclusions are statutory exclusions required by ORS 261.110. The third is a “housekeeping” exclusion requested by the Director of Elections. The fourth, territory within Multnomah County served by the Columbia River PUD and the fifth, the City of Portland, remain within the proposed PUD boundaries.

q. The Board excludes the following:

1. Sections of townships with fewer electors than the statutory requirement under ORS 261.110(6).
2. Those residents in Multnomah County served by the Cascade Locks Southbanks System. ORS 261.110(5).
3. The identified portion of the City of Milwaukie that extends into Multnomah County on the County’s southern border pursuant to the request of the County Elections Director because the area has no voters. Leaving it in the proposed district would result in an area that could be considered neither in nor out after the election because there are no voters.

r. Residents of northwest Multnomah County served by the Columbia River PUD argue that they should be excluded from the district under ORS 261.110(7). Because they are served by, but not within the boundaries of the Columbia River PUD, they are not “territory which is part of another PUD,” and cannot be excluded under ORS 261.110(7).

s. Counsel for PacifiCorp asserted that the City of Portland should be excluded from the proposed district boundaries under ORS 261.110(5) because it owns two dams that generate hydroelectric power and a fuel cell power plant. The record indicates that PGE operates the dams and distributes the electricity generated. The record does not indicate if the energy generated is used in Portland or Multnomah County. The record indicates that the fuel cell power plant Portland owns converts methane gas to electricity. 16% of the electricity generated is sold to a nearby business; the remainder is used by the waste sewage treatment plant at which the fuel cell is located or flared off. The Board finds that Portland’s minimal generation of electricity, not necessarily utilized by residents of Portland or Multnomah County, does not make Portland a municipality that “owns or operates a publicly owned utility” as the legislature intended that phrase to be interpreted within the context of ORS chapter 261. Therefore, the Board is not excluding the City of Portland from the proposed district boundaries.

Referral to Voters

t. ORS chapter 261 requires the Board to hold a hearing, and based on that hearing and the OEE report, correct deficiencies in the boundaries and refer the initiative to establish a PUD to the voters. It provides no standards to use in evaluating policy concerns, yet requires that the initiative be referred to the voters.

u. ORS chapter 261 makes placement of the initiative on the ballot mandatory. It does not provide an adequate process for either this Board or the Oregon Office of Energy to make a well supported decision in a matter as complex as the one before the Board. Therefore, this Board will refer the PUD initiative, with the corrected boundaries, to the electors. The Board hopes that the election process will result in a more appropriate hearing of the issues than ORS chapter 261 permits.

- v. Based on testimony presented by the Multnomah County Director of Elections, November 4, 2003, is the earliest practical date to submit the question of district formation and special levy to the electors within the proposed district at a special election, as required by ORS 261.171.

The Multnomah County Board of Commissioners Resolves:

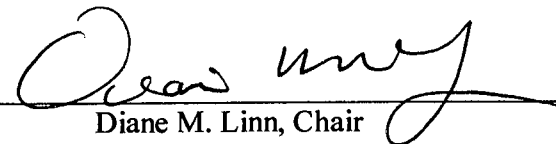
1. The boundaries of the proposed Multnomah County People's Utility District shall be those presented in the petition, with the corrections described in Exhibit A and illustrated in Exhibit B.
2. Exhibits A and B are incorporated into this resolution.
3. The question of whether the district should be formed, the election of district directors, and the proposal for authorization of the district to impose a special levy of 3 mills per one thousand dollars of assessed valuation (equal to \$3 per million dollars of assessed valuation) shall be submitted to the voters at the November 4, 2003 election.
4. The Director of Elections shall publish the notices required by law and place the PUD proposal on the November 4, 2003 ballot.

ADOPTED this 12th day of June 2003.



REVIEWED: ROBERT ALMOND

BOARD OF COUNTY COMMISSIONERS
FOR MULTNOMAH COUNTY, OREGON


Diane M. Linn, Chair

AGNES SOWLE, ACTING COUNTY ATTORNEY
FOR MULTNOMAH COUNTY, OREGON


By 
Katie Gaetjens, Assistant County Attorney

EXHIBIT A

Multnomah County People's Utility District Boundaries

All of Multnomah County, excluding:

- 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
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 - 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.

Multnomah County PUD Boundary

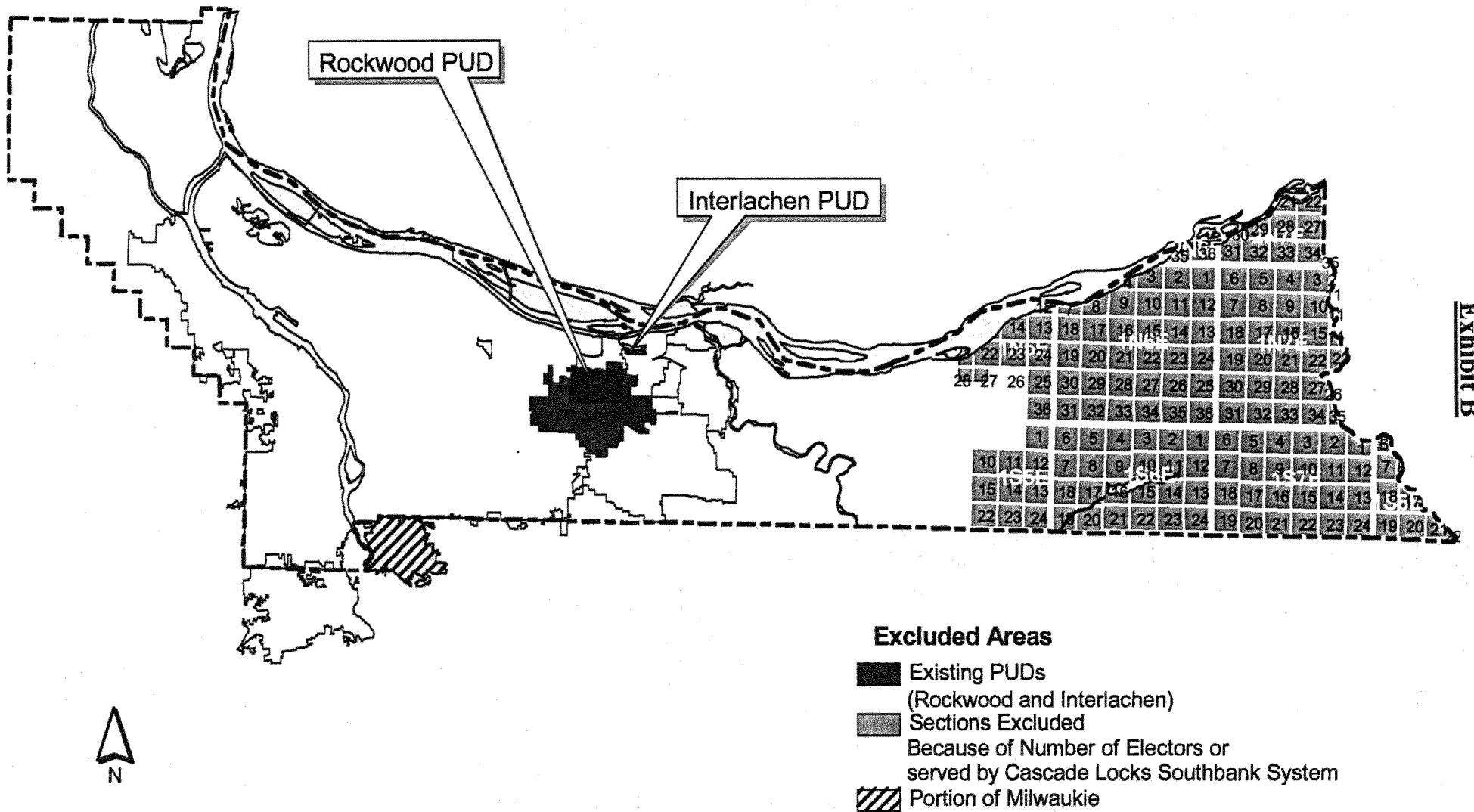


Exhibit B

6/11/2003

**MULTNOMAH COUNTY
BOARD OF COMMISSIONERS**

**WRITTEN SUBMISSIONS ON
PROPOSED PUD BOUNDARIES**

Testimony List for PUD Hearings Before the Multnomah County Board of Commissioners

May 15, 2003 10:00 a.m. Hearing

1. **Petitioners:** (30 minutes total)
 - a. Liz Trojan, Chief Petitioner
 - b. Rosanna Herber, Sacramento Municipal Utility District, California Municipal Utilities Association, Director of Power Strategy. She's coming up from Sacramento to discuss how successful public power is.
 - c. Dan Meek, Utility Reform Project, Oregon Public Power Coalition attorney
 - d. Jerry Leone, Public Power Council, Manager. She will discuss the success & history of public power in the NW

2. **Utilities:** (30 minutes total)
 - a. Judi Johansen, President, CEO of PacifiCorp
 - b. Don Furman Senior Vice President, Regulation and External Affairs, PacifiCorp
 - c. Gregory R. Mowe, Attorney providing testimony on behalf of PacificCorp
 - d. Fred Miller, Executive Vice President, Public Policy and Consumer Services, PGE
 - e. Stephen Hawke, Vice President, System Engineering and Utility Services, PGE

3. **Invited Testimony from Multnomah County jurisdictions:** (5 minutes each)
 - a. Mayor Mark Hardie, City of Maywood Park
 - b. Councilor Shane Bemis, City of Gresham
 - c. Jean M. Ridings, Interlachen PUD

4. **Public Testimony:** (3 minutes each)

<ol style="list-style-type: none">1. Mara Woloshin2. Robert F. Lanz3. David Panichello4. John Rakowitz, Portland Business Alliance5. Bill Michtom, Chief Petitioner6. Grace Weinstein7. Karen Lee, PGE Government Affairs8. Frank Gearhart, Chief Petitioner9. Joan Horton, Chief Petitioner, OPPC	<p>Opposes PUD formation</p> <p>Opposes PUD formation</p> <p>Opposes PUD formation</p> <p>Opposes PUD formation</p> <p>Supports PUD formation</p> <p>Supports PUD formation</p> <p>Opposes PUD formation</p> <p>Supports PUD formation</p> <p>Supports PUD formation</p>
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5. **AM Written Submittal only:**

<ol style="list-style-type: none">1. Samuel Brooks, OAME2. Phil Keisling	<p>Opposes PUD formation</p> <p>Opposes PUD formation</p>
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Testimony List for PUD Hearings Before the Multnomah County Board of Commissioners

May 15, 2003 6:00 p.m. Continued Hearing

- 6. Public Testimony:** (3 minutes each)
- | | |
|---|---------------------------|
| 1. Michael C. Marino | Supports PUD formation |
| 2. Tom Casey | Supports PUD formation |
| 3. Judy Barnes, OPPC | Supports PUD formation |
| 4. Robin Bee, OPPC | Supports PUD formation |
| 5. Phil Dreyer | Supports PUD formation |
| 6. Catherine Todd for Jean DeMaster, Human Solutions | Opposes PUD formation |
| 7. Charles Ford, NE Coalition of Neighborhoods | Opposes PUD formation |
| 8. Bill Michtom, Chief Petitioner | Supports PUD formation |
| 9. Jerry Leone, Public Power Council | Supports PUD formation |
| 10. Eulia Quan Mishima | Supports PUD formation |
| 11. Linda Williams, Attorney for OPPC & Chief Petitioners | Boundary Error Correction |
| 12. Vinh Mason | Supports PUD formation |
| 13. Laurence Tuttle | Supports PUD formation |
| 14. Nancy Newell, OPPC | Supports PUD formation |
| 15. Kathryn "Cherie" Holenstein | Supports PUD formation |
| 16. Jeffrey G. Franz | Supports PUD formation |
| 17. Frank Gearhart, Chief Petitioner | Supports PUD formation |
| 18. Amy L. Sacks | Supports PUD formation |
| 19. Max Wilkins | Supports PUD formation |
| 20. Liz Trojan, Chief Petitioner | Supports PUD formation |
| 21. Deane Funk, PGE | Opposes PUD formation |
| 22. Lisa Melyan, Tualatin Valley Water District | Supports PUD formation |
| 23. David Barts | Supports PUD formation |
| 24. Toby Kinkaid | Supports PUD formation |
| 25. Collin Whitehead | Opposes PUD formation |
| 26. Kenleigh P. Nelson | Supports PUD formation |
| 27. Abby Sewell | Supports PUD formation |
| 28. Elizabeth P. Brenner | Supports PUD formation |
| 29. Art Lewellan | Supports PUD formation |
| 30. Michael Papadopoulos | Supports PUD formation |
| 31. Adele Regnier | Supports PUD formation |
| 32. Dan Meek | Supports PUD formation |
- 7. May 15, 2003 PM Written Submittal only:**
- | | |
|-------------------------------------|------------------------|
| 1. Mike Zolter | Supports PUD formation |
| 2. Mike DeRochier, SEDCOR Chair | Opposes PUD formation |
| 3. Judith Beck and Charles R. Posey | Supports PUD formation |
| 4. Robin Bloomgarden | Supports PUD formation |
| 5. Carson M. Horton | Supports PUD formation |
| 6. Dolores Hurtado | Supports PUD formation |

**Testimony List for PUD Hearings
Before the Multnomah County Board of Commissioners**

- | | |
|------------------|------------------------|
| 7. William Leler | Supports PUD formation |
| 8. John Marks | Supports PUD formation |
| 9. David Stowell | Supports PUD formation |

May 29, 2003 10:30 a.m. Continued Hearing

8. Invited Testimony from Multnomah County

- a. Andrea Westersund, from Multnomah County GIS Information
- b. John Kauffman, Multnomah County Director of Elections
- c. Dave Boyer, Multnomah County Finance Director

9. Public Testimony: (3 minutes each)

- | | |
|-----------------------------------|------------------------|
| 1. Bill Michtom, Chief Petitioner | Supports PUD formation |
| 2. Judy Barnes, Chief Petitioner | Supports PUD formation |
| 3. Mara Woloshin | Opposes PUD formation |
| 4. Florence A. Rawson | Supports PUD formation |
| 5. Melissa Adams-Russell | Supports PUD formation |
| 6. Kathryn "Cherie" Holenstein | Supports PUD formation |
| 7. Nancy Newell | Supports PUD formation |
| 8. Dan Meek | Supports PUD formation |

June 3, 2003 10:00 a.m. Continued Hearing

10. Public Testimony: (3 minutes each)

- | | |
|--------------------------------------|------------------------|
| 1. Marquetta Mitchell | Opposes boundary |
| 2. Richard D. Lovely | Supports PUD formation |
| 3. Judy Barnes, Chief Petitioner | Supports PUD formation |
| 4. Scott Forrester, Chief Petitioner | Supports PUD formation |

11. Written Submittals Received between April 7, 2003 and 5:00 p.m. June 5, 2003:

1. Multnomah County Resolution 03-029 Setting a Public Hearing and Directing Notice for Consideration of Boundaries for a People's Utility District
2. Copy of Testimony and Documentation Submitted to the Oregon Office of Energy for its April 7, 2003 Multnomah People's Utility District Public Meeting
3. Copy of Pacific Power Submitted Testimony and Documentation for the April 7, 2003 Multnomah People's Utility District Public Meeting Before the Oregon Office of Energy
4. Oregon Office of Energy April 18, 2003 Report on the Proposed Multnomah People's Utility District Public Meeting
5. Rainer H. Poersch, Leupold & Stevens, Inc. Opposes PUD formation

Testimony List for PUD Hearings Before the Multnomah County Board of Commissioners

6. Deane Funk, PGE	PGE & PPL customers
7. Robert J. Lloyd, Microchip Technology, Inc.	Opposes PUD formation
8. Marion County Board of Commissioners	Opposes PUD formation
9. Jennifer Bosze, American Electronics Association	Opposes PUD formation
10. Salem Area Chamber of Commerce	Opposes PUD formation
11. Tualatin City Council	Opposes PUD formation
12. Polk County Board of Commissioners	Opposes PUD formation
13. Lake Oswego Chamber of Commerce	Opposes PUD formation
14. Wilsonville Chamber of Commerce	Opposes PUD formation
15. Portland City Commissioner Jim Francesconi	Opposes PUD formation
16. North Clackamas Chamber of Commerce	Opposes PUD formation
17. Mark Peery	Thanks for nothing
18. Kathleen Worman	Opposes boundary
19. Paul Foley	Supports PUD formation
20. Gateway Area Business Association	Opposes PUD formation
21. Margaret G. Chamberlain	Supports PUD formation
22. Curt Sommer	Supports PUD formation
23. Bud Harris	Supports PUD formation
24. Hubbard City Council	Opposes PUD formation
25. Judie Hammerstad, Mayor, City of Lake Oswego	Opposes PUD formation
26. Robin Bee	Supports PUD formation
27. Liz Copeland	Supports PUD formation
28. Robert Van Brocklin, PacifiCorp	Township/Municipality Boundary Issues
29. Linda Kadas	Supports PUD formation
30. Herschel Soles	Supports PUD formation
31. Molalla City Council	Opposes PUD formation
32. Charles F. Nakvasil	Supports PUD formation
33. Newberg Area Chamber of Commerce	Opposes PUD formation
34. Milwaukie City Council	Opposes PUD formation
35. Keizer City Council	Opposes PUD formation
36. Paul Wright	Opposes boundary
37. Clackamas County Board of Commissioners	Opposes PUD formation
38. Richard Lovely	Supports PUD formation
39. Andrew Butz	Supports PUD formation
40. Judith Barnes	Supports PUD formation
41. Joan Horton	Supports PUD formation
42. Robert Van Brocklin, Atty for PacifiCorp	Opposes PUD formation
43. Tualatin Chamber of Commerce	Opposes PUD formation
44. Dan Meek	Supports PUD formation

BEFORE THE BOARD OF COUNTY COMMISSIONERS
FOR MULTNOMAH COUNTY, OREGON

RESOLUTION NO. 03-029

Setting a Public Hearing and Directing Notice for Consideration of Boundaries for a People's Utility District

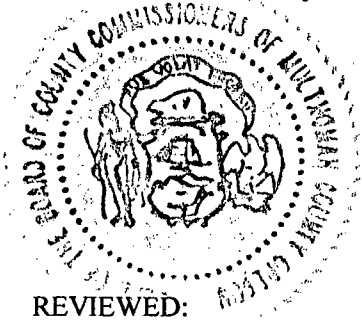
The Multnomah County Board of Commissioners Finds:

- 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) for public ownership of PGE.
- b. The proposed PUD boundaries include all of Multnomah County, except for those areas already served by either the Rockwood or Interlachen PUDs.
- c. On February 19, 2003, Elections certified the petition (ORS 261.131) and sent the petition to the Office of Energy (ORS 261.151).
- d. The Board must set a hearing date on PUD boundaries within ten days of petition certification. (ORS 261.161).
- e. The hearing may not exceed four weeks in total length. (ORS 261.161).
- f. The Board must determine PUD boundaries within ten days of the last hearing date. (ORS 261.161).

The Multnomah County Board of Commissioners Resolves:

1. The Board will hold a hearing on **Thursday, May 15, 2003 at 10:00 a.m.** and again at **6:00 p.m.** that evening, in the Multnomah Building, First Floor Commissioners Boardroom 100, 501 SE Hawthorne Boulevard, Portland, Oregon.
2. The purpose of the hearing is to consider the boundaries of the proposed PUD as described in the electors' petition.
3. The Chair is directed to provide notice of the hearing, stating the time and place of the meeting, together with the electors' petition without the attached signatures. The notice must be in compliance with the provisions of ORS 261.161.

ADOPTED this 27th day of February 2003

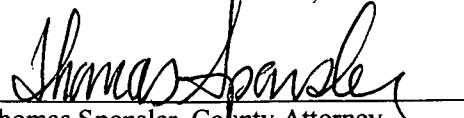


BOARD OF COUNTY COMMISSIONERS
FOR MULTNOMAH COUNTY, OREGON


Diane M. Linn, Chair

REVIEWED:

THOMAS SPONSLER, COUNTY ATTORNEY
FOR MULTNOMAH COUNTY, OREGON

By 
Thomas Sponsler, County Attorney

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	

**REPORT ON THE PROPOSED
MULTNOMAH COUNTY PEOPLES' UTILITY DISTRICT
BY THE
OREGON OFFICE OF ENERGY
APRIL 18, 2003**

**Report on the
Proposed Multnomah People's Utility District**

**By the
Oregon Office of Energy**

April 18, 2003

Introduction

This is the Oregon Office of Energy's report on the proposed Multnomah County People's Utility District (PUD). Under ORS 261.151, the Office of Energy must hold a hearing and issue a report not less than 30 days and not more than 60 days after receipt of a petition to form a PUD.

The statute provides that the report should be concise and should address the availability and cost of power or water resources, potential tax consequences and any other information relevant to the proposed formation of the PUD. In preparing the report, the Office of Energy is to obtain the advice and the assistance of the Public Utility Commission. A copy of the report is to be provided to the county governing body.

This report is not intended to take the place of a detailed feasibility or engineering study. The time provided by law for the Office of Energy to conduct a hearing and to issue a report precludes a more in-depth analysis which an engineering study or a detailed feasibility study could provide. Upon completion of this report the Office of Energy has no further role in this process.

The Office of Energy consulted with the Public Utility Commission in the preparation of this report as required by law. The contents and conclusion of the report, however, are solely those of the Office of Energy. The Public Utility Commission did provide a letter through its Assistant Attorney General. The letter discusses the role of the Commission to protect regulated ratepayers in the event of an attempted condemnation by a publicly-owned utility of utility property owned by an investor-owned utility. A copy of that letter is included as an attachment to this report.

Background

A petition to form the Multnomah County PUD was filed with Multnomah County, certified by the county and received by the Office of Energy on February 21, 2003.

The proposed area of the PUD would include all of Multnomah County except the areas within the boundaries of the existing Interlachen PUD and the Rockwood Water PUD. Currently, the electricity providers in Multnomah County covered by the proposed PUD are Portland General Electric (PGE) and PacifiCorp.

Pursuant to ORS 261.113, the PUD chief petitioners also propose the question of whether the proposed PUD would be authorized to impose a one-time special levy of 3 mills per one thousand dollars of assessed valuation (equal to \$3 per million of assessed valuation) to finance an engineer's report and the election under ORS 261.355(1)

Summary of the Hearing

The Office of Energy held a hearing on April 7, 2003, at the State Office Building in Portland, Oregon. Approximately 100 people attended the hearing. More than thirty people testified at the hearing. A list of those who testified is attached.

In addition, written comment was accepted through Friday April 11. Sixty written comments were received. A list of those who provided written comments is also attached.

Supporters of the proposed PUD explained the purpose of forming a PUD and their reasons for supporting it. These reasons included among others the following:

PUD supporters believe that there are many advantages which would result from local control over electricity service which a PUD would provide; there are potential advantages in the price of electricity through access to BPA power; there are reduced operating costs by a PUD being a non-profit governmental entity; and there are tax savings to the customers of a PUD from the absence of corporate income taxes which a PUD would not have to pay. In addition, the PUD supporters believe that the PUD could acquire through condemnation any generating and distribution assets it needed to serve its load. They also believe that the absence of privately-held stock would assure that decisions made by a PUD on electricity service are made only with the interests of consumers in mind.

The PUD supporters also believe that the PUD would have financial advantages over an investor-owned utility by being able to issue tax-exempt bonds and to acquire resources through condemnation at "book value". In addition, they believe that removing PGE ratepayers from the Enron corporate entity is in the interests of electric ratepayers and consumers. In the case of PGE, PUD proponents believe that a bankruptcy court could order sale of PGE assets to pay off Enron creditors and that the interest of ratepayers would not be considered in such a sale. They also believe that questions of funds withheld for income taxes but not paid by Enron provide additional reasons to form a PUD.

Opponents of the proposed PUD also provided a number of reasons for their opposition. These reasons included, among others the following:

PUD opponents expressed concern about the impact of forming a PUD on PGE and PacifiCorp customers who are not in Multnomah County; the impact on the local economy of replacing a private business with a governmental entity including loss of tax base, elimination of private sector jobs, loss of charitable contributions, loss of public purpose funding and other adverse impacts. PUD opponents also believe that forming a PUD sends an anti-business message by replacing a private business with a governmental entity; and the PUD would lack independent regulatory oversight which the Oregon Public Utility Commission currently provides over investor-owned utilities.

Those opposing formation of the PUD also stated that they believed it was unlikely that a new PUD would have access to BPA power; that the PUD would need to incur a large amount of indebtedness to acquire utility assets from PGE and PacifiCorp; and that the ability of the State of Oregon to continue to use tax-exempt financing for housing, economic development and other purposes would be adversely affected if a new PUD issues tax-exempt bonds. They also expressed concern about the loss of two corporations with a large presence and their corporate headquarters in Portland, the loss of many skilled and dedicated workers, and the likelihood that a new PUD would have to acquire resources on the volatile open market, which could result in higher rates. They also believe that a PUD does not have condemnation authority over generating power facilities.

Discussion of Major Issues

Access to BPA Power

Consumer-owned utilities in the Northwest, including PUDs, have traditionally had access to wholesale power from the Bonneville Power Administration (BPA). In the past, such utilities have usually had the option to contract with BPA for as much power as they have needed. However, negotiations are currently underway for a major revised agreement between BPA and the region's utilities for future access to BPA power because of the limits of BPA's resources compared to demands of the region's utilities.

The proposed "slice agreement" currently under discussion would begin in 2006 and limit the amount of power available to new publicly-owned utilities. It is not clear whether the proposed slice agreement will be adopted by BPA, but it is likely that BPA will have difficulty in acquiring additional low-cost resources to serve a new large load formed by a new PUD. Moreover, BPA's wholesale rates have increased substantially in the last few years as a result of supply and price problems in the wholesale market. These factors make it difficult to determine whether any substantial rate benefit would occur if a new PUD had access to BPA power for a substantial part of its resource load.

Access to BPA power at BPA's lowest cost-based rate is also uncertain even under the status quo. Currently until October 1, 2006, any new publicly-owned utility would have access to BPA power at prices above BPA's lowest cost-based rate. The higher rate charged by BPA is intended to reflect the additional costs of serving new utility customers. BPA is also considering alternative pricing policies that could affect the price at which a new PUD could buy power from BPA.

Acquisition of Other Resources

ORS 261.305 provides that people's utility districts have the power "...to acquire, develop, and otherwise provide for a supply of water for domestic and municipal purposes, waterpower, and electric energy, or electric energy generated from any utility, and to distribute, sell, or otherwise dispose of water, water power, and electric energy within or without the territory of such districts."

While a PUD can provide either water or electricity service, the PUD proponents indicated that their intent at this time is to provide electric service. The information provided by people who spoke at the hearing both in favor and against formation of a new PUD dealt only with issues regarding electric service.

Both PGE and PacifiCorp oppose the formation of a PUD in their service areas. Both PGE and PacifiCorp indicated that they would not willingly sell or transfer their facilities, including generating resources and distribution assets, to a new PUD. Thus, the PUD would be required to acquire assets from PGE and PacifiCorp through condemnation. In the absence of agreement between the new PUD and PGE or PacifiCorp a court would need to determine the value of any property acquired by the new PUD through condemnation.

Valuation of such assets would require a detailed engineering and appraisal study. In addition, while the PUD proponents believe that a PUD would have authority to acquire power generating resources through condemnation, both PGE and Pacific dispute that the PUD would have such authority. Resolution of the limits of PUD condemnation authority would likely also require a determination by a court.

If the new PUD did not try to acquire PacifiCorp's or PGE's generating assets it could purchase power on the open market or finance new generating facilities. The open market is very volatile and the price of power, especially for long-term contracts, is very uncertain. The costs of financing new generating resources directly by a PUD are also uncertain. Issuance of bonds by a PUD poses a number of questions requiring further study. These include whether bonds would be tax-exempt or taxable, at what cost such bonds could be issued, the impact on other public debt issued by state and local governments in Oregon and other issues.

To assure that energy conservation and renewable resources play a key part of resource acquisition by Portland general Electric and PacifiCorp, Oregon's restructuring law provides that these two investor-owned utilities pay a 3% public purpose charge to

fund energy conservation, renewable resources and other public purposes. A new PUD would not be obligated to pay this 3% public purpose charge. However, the PUD may choose to fund through its rates an equivalent amount of energy conservation and renewable resources, although it would not be required by law to do so.

These uncertainties and questions cannot be easily answered without a detailed financial analysis of different scenarios, and an analysis of which scenarios are most likely to bound the range of uncertainty. The analysis required to answer these questions cannot be undertaken in the time provided by law to complete this report.

Tax Consequences

Under Oregon law, a PUD has the power to issue revenue bonds (ORS 261.355) and general obligation bonds (ORS 261.360) upon receiving voter approval. Revenues from the bonds may be used for any purpose authorized by law. General obligation bonds must not exceed two and one-half percent (.025) of the real market value of all taxable property within the district.

ORS 261.385 provides that a PUD may also levy and collect property taxes prior to receipt of operating revenues. In any one year, the tax cannot exceed one-twentieth of one percent of the true cash value of all taxable property within the PUD. Over 10 years, the tax cannot exceed in the aggregate one-fourth of one percent of the true cash value of property within the PUD.

A PUD may have access to tax-exempt bond financing for capital acquisition and possibly for some operating costs. Current federal limits on state and local tax-exempt financing make it difficult to determine to what extent a new PUD could use tax-exempt bonds for its financing. Moreover, the U.S. Treasury continues to seek further restrictions from Congress on the use of tax-exempt bonds by state and local governments, making the future access to this form of financing uncertain.

Taxable bonds, which incur higher interest charges than tax-exempt bonds, could also be issued by a new PUD, but whether they would be less expensive than the current costs of capital of PGE and PacifiCorp is uncertain, given the long history of access to the capital markets of both utilities with a variety of financial instruments.

A PUD pays no state or federal income taxes, but a PUD is subject to property tax assessment under ORS 261.050 to the same extent as property of an investor-owned utility is taxed.

Conclusion

In order to fully analyze the economic advantages and disadvantages of forming a new PUD, many questions must be analyzed thoroughly. There are also factors which could vary greatly and have significant impact on whether a PUD would have access to a supply of power at reasonable rates. For example, whether a new PUD would have

access to significant amounts of BPA power, how much BPA rates will increase, whether a PUD could condemn PGE's or PacifiCorp's generating resources and if so, at what price, what the cost of financing capital for a new PUD would be and to what extent tax-exempt bonds could be used are all factors which could impact the cost of electric service by a new PUD compared to the cost of service currently provided by PGE and PacifiCorp.

In addition, non-economic questions, such as the value of local control, the benefits of private enterprise, the role of government and other issues involving value judgements as well as economic considerations must be examined. Many of these issues were raised and discussed at the hearing and in the written comments filed in this record.

The resolution of the questions raised and the differing perspectives and differing opinions cannot be readily resolved, without more extended study and analysis of these issues. Questions such as the valuation of utility property, what utility property is subject to condemnation, access to BPA power, and the availability or lack of tax-exempt financing are all complex issues requiring extended review and analysis.

Because these issues require extensive investigation and analysis to resolve, no definitive conclusion as to the impact on rates of forming a PUD can be made under the limited time provided by state law to issue this report. In addition, other questions such as the role of private businesses compared to a publicly-owned utility system present value judgements for the voters.

The Office of Energy makes no recommendations as to whether the proposed Multnomah County PUD should or should not be formed. That is a decision for the voters to make, after evaluating many issues including the issues raised in this report.



DEPARTMENT OF JUSTICE
GENERAL COUNSEL DIVISION

April 11, 2003

Michael Grainey, Director
Office of Energy
625 Marion Street NE, Suite 1
Salem, Oregon 97301-3742

Re: Oregon Office of Energy Report on PUD Formation in Multnomah County

Dear Mr. Grainey;

The Public Utility Commission of Oregon has asked me, as its chief counsel, to submit comments in the Oregon Office of Energy's report regarding PUD formation in Multnomah County. The Commission made its request to me because members of the Oregon Legislative Assembly asked the agency for comments.

The Commission does not have a position regarding the formation of a PUD in Multnomah County, but it has asked me to discuss PUC statutes that may come into play and positions the Commission has taken in the past regarding condemnations by consumer-owned utilities of property owned by investor-owned utilities. The condemnations have involved distribution and generation assets. I will discuss each separately.

Distribution Assets

A Multnomah County PUD would need to acquire the distribution assets that Portland General Electric Company and PacifiCorp now use to serve their customers within the county. In cases in which a consumer-owned utility is condemning distribution assets of a utility regulated by the PUC, and thereby is also taking responsibility to serve some customers, the Commission's duty is to protect remaining customers of the regulated utility.

Under ORS 757.480, a public utility, such as PGE or PacifiCorp, may not dispose of property with a value in excess of \$100,000 unless it has the consent of the Commission. If a Multnomah County PUD condemns assets of an investor-owned utility, then the statute may not apply, as the court's award may supercede the Commission's authority. On the other hand, if there is a settlement, then it would be up to the Commission to approve the price.

There have been two recent court cases involving condemnation by consumer-owned utilities of distribution assets of PacifiCorp, one case in the Halsey area and the other in Hermiston. The Commission was involved in both cases, taking the position that fair market

value, not book value, is the appropriate standard for courts to apply in such cases. In both cases, the market value of the distribution assets was in fact well above book value. When the utility receives more than book value, the Commission's policy is to award the vast majority of the excess (i.e. the capital gain) to the remaining customers. That is precisely what the Commission did after PacifiCorp received settlements well in excess of book value for the Halsey and Hermiston assets.

The Commission gives the vast majority of the capital gain on sales of distribution assets to customers because they pay rates based on the utility's book value. If market value is below book value, customers "lose" because they return the higher book value to the utility, as well as a return on the higher book value. Conversely, when a utility sells an asset that has a market value that is above book value, customers "win" by having the Commission use the capital gain to reduce rates.

Generation Assets

The PUC was also an intervenor in a case in which Emerald People's Utility District attempted to condemn four PacifiCorp hydro-electric facilities on the North Umpqua. The Commission intervened in that case, and along with PacifiCorp, successfully prevented the condemnation. *Emerald People's Utility Dist. v. PacifiCorp*, 100 Or App 79, on reconsideration, 101 Or App 48, review denied 310 Or 121 (1990). The Commission opposed the condemnation because PacifiCorp would have had to replace low-cost hydro-electric resources with more expensive resources, thereby raising the company's rates. The Court prohibited the condemnation, finding that it was not in the public interest, as it would have lowered Emerald's already low rates and would have increased Pacificorp's comparatively high rates.

If a Multnomah County PUD is formed, and it wishes to condemn generation assets that either PGE or PacifiCorp uses to serve its customers, and if the utilities have to replace those resources with more expensive ones, then the Commission will likely oppose such a condemnation because it would not be in the interest of customers whom the Commission must protect.

Please do not hesitate to contact me if you have any questions.

Sincerely,

Paul A. Graham
Attorney-in-Charge
Regulated Utility & Business Section

cc: Lee Beyer, Commission
Roy Hemmingway, Commission
Joan Smith, Commission
John Savage, Utility Director – PUC
Lee Sparling, Utility – PUC
Marc Hellman, ERFA – PUC

List of Those Who Made Statements at the Hearing

Denise Antoniadis, Cap, Gemini, Ernst & Young
Hank Ashforth, Ashforth Pacific, Inc.
Robin Bee, Oregon Public Power Coalition
Steve Buckstein, Cascade Policy Institute
Richard P. Burke, Libertarian Party
Liz Callison
Jean DeMaster, Human Solutions
Jay Formick, Oregon Heat
Peggy Fowler, Portland General Electric
Don Furman, Pacific Power
Frank Gearhart, Oregon Public Power Coalition
Larry Glassock, Salem Economic Development Corporation (SEDCOR)
Stephen R. Hawke, Portland General Electric
Bruce W. Hollen
Joan Horton, Oregon Public Power Coalition
Judi Johansen, PacifiCorp
Robert F. Lanz
Wayne Lei, Portland General Electric
Pamela Lesh, Portland General Electric
Bill Lindblad
Jim Litchfield, Litchfield Consulting Group
Lloyd Marbet, Oregon Public Power Coalition
Patti McCoy, Columbia Corridor Association
Dan Meek, Oregon Public Power Coalition
Lisa Melyan
Bill Miller, I.B.E.W.
Gregory R. Mowe, Stoel, Rives LLP.
Nancy Newell
Walter Pollock
Eulia Quanmishima, Oregon Public Power Coalition
Netta Mae Rymal, Oregon Public Power Coalition
Liz Trojan, Oregon Public Power Coalition
Linda Williams, Oregon Public Power Coalition
Matt Wingard, Oregonians for Jobs and Power

List of Those Who Provided a Written Statement to the Office of Energy

American Public Power Association
Denise Antoniadis, Cap, Gemini, Ernst & Young
Hank Ashforth, Ashforth Pacific, Inc.
Betty Atteberry, Westside Business Alliance
Bill Bakke, Native Fish Society
Robin Bee, Oregon Public Power Coalition
Barbara Block, Tektronix
Bernie Bottomly, PacifiCorp
Samuel Brooks, Brooks Staffing Inc.
Steve Buckstein, Cascade Policy Institute
Richard Butrick & Julie Brandis, Associated Oregon Industries
John Charles, Cascade Policy Institute
Dave Covington
Rob DeGraff, Portland Business Alliance
Jean DeMaster, Human Solutions
Rob Drake, Mayor of Beaverton
Christine Dunn, Portland General Electric
Jim Edwards, Britcher Commercial Development
Randall Edwards, Oregon State Treasurer
Krisitine Fagler
Lynn and Linda Ferrin
Peggy Fowler, Portland General Electric
Don Furman, Pacific Power
Brian Gard, Citizens Against the Government Takeover
Larry Glassock, Salem Economic Development Corporation (SEDCOR)
Carl Grossman, Public Private Partnerships
Barbara Halle, Portland General Electric
Patti Hansen
Stephen R. Hawke, Portland General Electric
Ken Hector, City of Silverton
Joan Horton, Oregon Public Power Coalition
Dmitri Jermeljanov
Judi Johansen, Pacifcorp
Scott A. Lawrence
Wayne Lei, Portland General Electric
Pamela Lesh, Portland General Electric
Bill Lindblad
Jim Litchfield, Litchfield Consulting Group
Marion County Board of Commissioners
Terry McCall,
Mike McCoy, NW Natural
Mike McLaran, Salem Area Chamber of Commerce
Dan Meek, Oregon Public Power Coalition

Warden M. Minor, American Lung Association
Gregory R. Mowe, Stoel, Rives LLP.
PacifiCorp Integrated Resources Plan
Greg Peden, Portland Business Alliance
James J. Piro, Portland General Electric
Rainier H. Poersch, Leupold & Stevens, Inc.
Walter Pollock
Regional Financial Advisers Inc.
Bob Repine, Director Office of Oregon Department of Housing and Community Services
Jerry Smith, Clackamas County Economic Development Commission
Curtis Sommer
T. Michael Tallman, City of Boardman
Janet Taylor, Mayor, City of Salem
Linda Williams, Oregon Public Power Coalition
Matt Wingard, Oregonians for Jobs and Power
Gary Withers, Portland State University
Louise P. Yarbrough, Equity Foundation



April 2, 2003

DL/JB
RECEIVED

APR 07 2003

Diane Linn, Chair
Multnomah County Commission
501 SE Hawthorne, 6th Floor
Portland, Oregon 97214

DIANE LINN
MULTNOMAH COUNTY CHAIR

Dear Ms. Linn:

I am submitting this letter as part of the public hearing process you will be holding on the petition to form a People's Utility District in Multnomah County. My name is Rainer Poersch, representing Leupold & Stevens, Inc., and I wish to be placed on any mailing list pertaining to the Oregon Office of Energy's activities on the PUD petition.

For the record, I am opposed to the PUD and the proponent's efforts to condemn Portland General Electric and Pacific Power assets in Multnomah County. I believe the proposal to form this PUD increases uncertainty and risk for PGE and Pacific Power electric customers


Here are some reasons why this initiative is a poor public policy:

1. Creating a new government utility would eliminate private sector jobs and diminish local tax revenues, creating an adverse impact on the overall economy without any guarantee of lowering prices or improving electric service and reliability to more than 300,000 businesses and residential customers in Multnomah County.
2. A PUD would add uncertainty to an economy that is already severely strained and further promotes the view that the Portland area is "anti-business." It sends the wrong message to businesses considering the Portland metropolitan area as a place to locate or expand, at a time when the Oregon economy is struggling.
3. A start-up government utility would almost certainly begin operations with no power generation and would be dependent on the volatile wholesale market for nearly all power supply. It would sever Multnomah County from the integrated generating, transmission and distribution systems of PGE and Pacific Power.

4. Start-up utilities will not have access to lower-price BPA preference power in the foreseeable future. Even when it becomes available, BPA power is not cheap. Rates for BPA power have increased 45 percent in the last two years and are due to increase another 15 percent this year alone.
5. A PUD condemnation proceeding will result in protracted litigation taking years and millions of dollars to resolve.
6. There is no regulatory oversight by the Oregon Public Utility Commission with regard to operational expenditures, rates, customer service standards and reliability. It would be left to the politics of an elected PUD board to "regulate" the utility.
7. Government utilities can charge ratepayers 100 percent of their costs for the acquisition of the utility – privately owned utilities can only recover book value plus operating costs in rates.
8. PGE and Pacific Power have a demonstrated record for superior customer service satisfaction and exceptional reliability and safety performance.
9. PGE and Pacific Power are locally managed with corporate headquarters in Portland. They employ thousands of people, support an annual payroll of several hundred million dollars, and have a high impact on the local economy.
10. In 2002, PGE and Pacific Power contributed close to \$1,700,000 to local charitable causes throughout the service territory – contributions that are not charged to ratepayers.

In summary, the process of condemning PGE and Pacific Power and breaking up the companies is bad for ALL customers, a distraction for the public, and inherently divisive. Therefore, I/Leupold & Stevens, Inc. oppose the condemnation and forced government takeover of the assets of PGE's and Pacific Power's electrical distribution systems in Multnomah County. I can be reached at 503-526-1495 or email rpoersch@leupold.com.

Sincerely,

A handwritten signature in black ink, appearing to read "Rainer H. Poersch". The signature is fluid and cursive, with the first name "Rainer" being more prominent.

Rainer H. Poersch
Facility Manager

BOGSTAD Deborah L

From: CARROLL Mary P
Sent: Tuesday, April 22, 2003 10:44 AM
To: BOGSTAD Deborah L
Subject: FW: CruzMail

Deb: please add this email to your file of contacts in the PUD issue. Thanks.

Mary Carroll
Executive Assistant
Commissioner Serena Cruz
501 SE Hawthorne Blvd. Suite 600
Portland OR 97214
(503)988-5275 phn (503)988-5440 fax
mary.p.carroll@co.multnomah.or.us

-----Original Message-----

From: Deane Funk [mailto:Deane_Funk@pgn.com]
Sent: Monday, April 21, 2003 4:27 PM
To: Serena@co.multnomah.or.us
Subject: Re: CruzMail

Hello, Serena-

Probably worth pointing out that not only will PGE's 248,000 customers in Multnomah County be interested in the PUD (in addition to the remaining 500,000 + in the remainder of the Valley that we serve) but so also will Pacific Power's 68,000 customers in Multnomah County-- all of whom I daresay are represented by you. They will be affected by whatever actions the commission takes, as well as the determination on a vote.

DF

4/22/2003

BCC ✓



BCC ✓

April 24, 2003

Ms. Diane Lynn, Chair
Multnomah County Board of Commissioners
501 SE Hawthorne Blvd.
6th Floor
Portland, OR 97214

DS
RECEIVED
APR 25 2003

DIANE LYNN
MULTNOMAH COUNTY CHAIR

Dear Ms. Lynn:

I hope this letter finds you in good health and spirits. Having worked effectively with you in the past, I believe it is important to express our concerns to you. Please pass them on to the County Board of Commissioners.

I am submitting this letter as part of the public hearing process you will be holding on the petition to form a People's Utility District in Multnomah County. My name is Robert J. Lloyd. I represent Microchip Technology Inc., and I wish to be placed on any mailing list pertaining to the Oregon Office of Energy's activities on the PUD petition. In August 2002, Microchip Technology Incorporated acquired the former Fujitsu facility in Gresham, Oregon, for the expansion of Microchip Technology Inc.'s fabrication capabilities. Microchip Technology Inc. is a leading provider of microcontrollers and analog semiconductors which are embedded in hundreds of products which you use everyday, including clothes washing machines, garage door openers, remote keyless entry systems, automotive anti-lock braking systems, computer mouse and keyboard controls, cell phones, pagers, motor controls and robotics. Microchip is one of the best performing semiconductor companies in today's challenging business environment. The company has more than 37,000 customers worldwide, with no customer making up more than 1.5% of sales.

Microchip has 99 employees currently at work in the Gresham facility; about half of these are former Fujitsu employees. We are only slightly behind our intended ramp-up date, now scheduled for October. This summer we currently intend to hire and start training approximately 100 additional employees, mostly at the operator level, many of which we expect to be former Fujitsu employees. Gresham is our advanced facility, and is intended eventually to become a center for process development as well as manufacturing. Microchip looks forward to continued growth in Oregon.

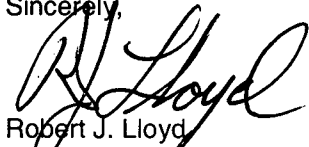
For the record, we are opposed to the PUD and the proponent's efforts to condemn Portland General Electric and Pacific Power assets in Multnomah County. We believe the proposal to form this PUD increases uncertainty and risk for PGE and Pacific Power electric customers. In this increasingly competitive market, manufacturing costs must be reduced not increased. We believe this proposal will increase power costs. Power availability and reliability are of the utmost importance, especially in the semiconductor manufacturing business. We believe this proposal will work counter to power availability and reliability. Certainty is absolutely essential to efficiently operate business. This proposal creates uncertainty and works counter to business growth in the area. Here are some reasons why this initiative is a poor public policy:

1. Creating a new government utility would eliminate private sector jobs and diminish local tax revenues, creating an adverse impact on the overall economy without any guarantee of lowering prices or improving electric service and reliability to more than 300,000 businesses and residential customers in Multnomah County.

2. A PUD would add uncertainty to an economy that is already severely strained and further promotes the view that the Portland area is "anti-business." It sends the wrong message to businesses considering the Portland metropolitan area as a place to locate or expand, at a time when the Oregon economy is struggling. A start-up government utility would almost certainly begin operations with no power generation and would be dependent on the volatile wholesale market for nearly all power supply. It would sever Multnomah County from the integrated generating, transmission and distribution systems of PGE and Pacific Power.
3. Start-up utilities will not have access to lower-price BPA preference power in the foreseeable future. Even when it becomes available, BPA power is not cheap. Rates for BPA power have increased 45 percent in the last two years and are due to increase another 15 percent this year alone.
4. A PUD condemnation proceeding will result in protracted litigation taking years and millions of dollars to resolve.
5. There is no regulatory oversight by the Oregon Public Utility Commission with regard to operational expenditures, rates, customer service standards and reliability. It would be left to the politics of an elected PUD board to "regulate" the utility.
6. Government utilities can charge ratepayers 100 percent of their costs for the acquisition of the utility – privately owned utilities can only recover book value plus operating costs in rates.
7. PGE and Pacific Power have a demonstrated record for superior customer service satisfaction and exceptional reliability and safety performance.
8. PGE and Pacific Power are locally managed with corporate headquarters in Portland. They employ thousands of people, support an annual payroll of several hundred million dollars, and have a high impact on the local economy.
9. In 2002, PGE and Pacific Power contributed close to \$1,700,000 to local charitable causes throughout the service territory – contributions that are not charged to ratepayers.

In summary, the process of condemning PGE and Pacific Power and breaking up the companies is bad for ALL customers, a distraction for the public, and inherently divisive. Therefore, I oppose the condemnation and forced government takeover of the assets of PGE's and Pacific Power's electrical distribution systems in Multnomah County. I can be reached at 480-792-7430 or email bob.lloyd@microchip.com.

Sincerely,



Robert J. Lloyd
Vice President
Site Services and Facilities Management
Microchip Technology Inc.

RJL/fb

cc: D. Lambert
S. Sanghi

BCC ✓



Marion County

OREGON

BOARD OF COMMISSIONERS

(503) 588-5212
(503) 588-5237 - FAX

May 12, 2003

BOARD OF COMMISSIONERS

Janet Carlson
Patti Milne
Mike Ryan

Multnomah County Board of Commissioners
Deb Bogstad, Board Clerk
501 SE Hawthorne Blvd, Suite 600
Portland, OR 97214

Dear Commissioners:

The Marion County Board of Commissioners is submitting this letter as part of the public hearing process you will be holding to consider the boundaries of the proposed People's Utility District in Multnomah County.

For the record, the Marion County Commissioners oppose the PUD and the proponent's efforts to condemn Portland General Electric assets in Multnomah County. Although Marion County is not part of the current PUD proposal, the petitioners have stated they will begin the same process in Marion, Yamhill, Polk, Clackamas and Washington Counties in the coming months.

Here are some reasons why this initiative is poor public policy for PGE customers:


1. Condemnation of PGE and PacifiCorp assets eliminates private-sector jobs and sends the wrong messages to businesses looking to invest in the community.
2. Separating a utility service district from generating assets deprives customers, who have paid for those assets through their rates, from the benefits of those assets.
3. A newly formed people's utility district would qualify under federal law for preference power from the Bonneville Power Administration, but inadequate power is available from BPA for current preference customers, which could result in further electricity price increases for customers, both inside and outside Multnomah County.

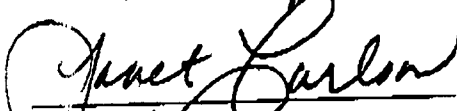
4. The piecemeal acquisition of PGE service territory could thwart credible attempts by state and local officials to explore a regional, consumer-owned utility that may provide economic benefits to customers and communities.
5. The petition to create the people's utility district excludes areas served by other PUD's, even though they are not electric utilities, which raises questions about what entity will supply their electricity service.
6. Under Oregon law, if a majority of residents of cities within Multnomah County oppose formation of the people's utility district, they also will be excluded from its service territory.

In summary, the process of condemning PGE and breaking up the company is bad for all customers, a distraction for the public, and inherently divisive. Therefore, the Marion County Board of Commissioners opposes the condemnation and forced government takeover of the assets of PGE's electrical distribution systems in Multnomah County. For the record, we can be reached at (503) 588-5212, Courthouse Square 555 Court St. NE, Salem, OR 97309-5036.

Sincerely,


Patti Milne, Chair


Mike Ryan, Vice-Chair


Janet Carlson



05.12.03
Copies to BCC ✓

Oregon Council

May 12, 2003

Deborah Bogstad, Board Clerk
Multnomah County Commission
501 SE Hawthorne Blvd. #600
Portland, Oregon 97214

**RE: Letter in Opposition to Multnomah County PUD proposal
For public hearing record on May 15, 2003**

Dear Ms. Bogstad:

We are submitting this letter as part of the public hearing process you will be holding May 15, 2003, on the petition to form a People's Utility District in Multnomah County. The AeA (American Electronics Association) is the nation's largest trade association representing the high-tech industry. Within the Oregon Council, we have more than 180 members, including many major consumers of electrical power within Multnomah County.

For the record, we are opposed to the Multnomah County PUD and the proponent's efforts to condemn Portland General Electric and Pacific Power assets in Multnomah County. We believe the proposal to form this PUD increases uncertainty and risk for PGE and Pacific Power electric customers, including those companies in the high-tech industry.

This initiative will:

*** Create a new government utility that would eliminate private sector jobs and diminish local tax revenues, creating an adverse impact on the overall economy without any guarantee of lowering prices or improving electric service and reliability to more than 300,000 businesses and residential customers in Multnomah County.

*** Add uncertainty to an economy that is already severely strained and further promotes the view that the Portland area is "anti-business." It sends the wrong message to businesses considering the Portland metropolitan area as a place to locate or expand, at a time when the Oregon economy is struggling.

AeA Letter in Opposition to Multnomah Co. PUD, May 12, 2003

*** Create a new government utility that would almost certainly begin operations with no power generation and would be dependent on the volatile wholesale market for nearly all power supply. It would sever Multnomah County from the integrated generating, transmission and distribution systems of PGE and Pacific Power.

It is our understanding that start-up utilities will not have access to lower-price BPA preference power in the foreseeable future. Even when it becomes available, BPA power is not cheap. Rates for BPA power have increased 45 percent in the last two years and are due to increase another 15 percent this year alone.

A PUD condemnation proceeding will result in protracted litigation taking years and millions of dollars to resolve.

There is no regulatory oversight for PUDs by the Oregon Public Utility Commission with regard to operational expenditures, rates, customer service standards and reliability. It would be left to the politics of an elected PUD board to "regulate" the utility.

Government utilities can charge ratepayers 100 percent of their costs for the acquisition of the utility – privately owned utilities can only recover book value plus operating costs in rates.

In summary, the process of condemning PGE and Pacific Power and breaking up the companies is bad for ALL customers, a distraction for the public, and inherently divisive. Therefore, the AeA opposes the condemnation and forced government takeover of the assets of PGE's and Pacific Power's electrical distribution systems in Multnomah County.

If you wish to contact us, you can do so at 503-624-6050.

Sincerely,



Jennifer Bosze
Executive Director
Oregon Council, AeA

cc: County Chair Diane Linn
Commissioner Maria Rojo de Steffey
Commissioner Serena Cruz
Commissioner Lisa Naito
Commissioner Lonnie Roberts

SALEM AREA
CHAMBER OF
COMMERCE

RECEIVED MAY 12 2003

BCCV

Commissioner Serena Cruz
Multnomah County Board of Commissioners
501 SE Hawthorne Blvd., Suite 600
Portland, Oregon 97214

Dear Mrs. Cruz,

As Executive Director of the Salem Chamber, one of the largest chambers in the state, I am submitting this letter as part of the public hearing process you will be holding on the petition to form a People's Utility District in Multnomah County. My name is Mike McLaran, representing the Salem Chamber and its Board of Directors and I wish to be placed on any mailing list pertaining to Multnomah County activities on the PUD petition.

For the record, the Salem Area Chamber of Commerce Board of Directors voted unanimously to oppose the PUD and the proponent's efforts to condemn Portland General Electric assets in Multnomah County. Although Marion County is not part of the current PUD proposal, the petitioners have stated they will begin the same process in Marion, Yamhill, Polk, Clackamas and Washington Counties in the coming months. Here are some reasons why this initiative is poor public policy for PGE customers: The PUD breaks up the PGE service territory, severing up to 32% of the current PGE electric load from the company causing a possible cost burden on the remaining customers outside of Multnomah County.

A PUD would add uncertainty to an economy that is already severely strained and further promotes the view that the Metro area is "anti-business." It sends the wrong message to businesses considering the Willamette Valley area as a place to locate or expand, at a time when the Oregon economy is struggling.

Creating a new government utility could cost the Portland area thousands of private sector jobs and create a negative impact on the overall economy; and, The condemnation of these two private businesses through establishment of an entirely new government entity with independent taxing powers is a distraction the community does not need as it struggles to deal with maintaining existing businesses and government services.

State law does not allow condemnation of PGE's coal and gas-fired generating facilities – and there are significant legal questions about the PUD's ability to condemn hydro plants. This begs the question: Where will the PUD get power and how will that effect the PGE customer rates that are outside Multnomah County?

SALEM AREA
CHAMBER OF
COMMERCE

PGE has a demonstrated record for superior customer service satisfaction and exceptional reliability and safety performance. What exactly is the PUD trying to "fix" here? There is no regulatory oversight by the Oregon Public Utility Commission with regard to rates, customer service standards and reliability of a PUD.

The PUD's ability to access low-cost federal power is questionable. The Bonneville Power Administration's director has admitted the agency is oversubscribed and would need to buy power on the market to accommodate such a large new load. In addition, BPA power is not cheap. Rates for BPA power have increased 45 percent since Sept. 2001 and another 15 percent surcharge to its rates is anticipated later this year. A start-up government utility would need to go deeply into debt to acquire the facilities of the two companies and such debt would have to be repaid either through rates or through additional taxes. Our citizens do not need to bear that kind of financial risk.

In summary, the process of condemning PGE and breaking up the Company is bad for ALL customers, a distraction for the public, and inherently divisive. Therefore, the Salem Area Chamber opposes the condemnation and forced government takeover of the assets of PGE's electrical distribution systems in Multnomah County. For the record, I can be reached at 503- 581-1466, or mike@salemchamber.org.

Sincerely,



Mike McLaren, Executive Director
Salem Area Chamber of Commerce

BCC✓

RESOLUTION NO. 4106-03

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF TUALATIN OPPOSING
THE PROPOSED MULTNOMAH COUNTY PEOPLE'S UTILITY DISTRICT

WHEREAS the proposed initiative to form a people's utility district in Multnomah County fails to take into account the interest and well being of PGE and PacifiCorp customers in other counties; and

WHEREAS a process is underway to sell PGE and there is strong interest by utility customers, community leaders and state and local officials to see the utility retained in its current form, including its valuable generating and transmission assets; and

WHEREAS separating a utility service district from generating assets deprives customers, who have paid for those assets through their rates, from the benefits of those assets; and

WHEREAS a newly formed people's utility district would qualify under federal law for preference power from the Bonneville Power Administration (BPA) but inadequate power is available from BPA for current preference customers, which could result in further electricity price increases for customers, both inside and outside Multnomah County; and

WHEREAS the piecemeal acquisition of PGE service territory could thwart credible attempts by state and local officials to explore a regional, consumer-owned utility that provides demonstrable economic benefits to customers and communities; and

WHEREAS the petition to create the people's utility district excludes areas served by other PUDs, even though they are not electric utilities, which raises questions about what entity will supply their electricity service; and

WHEREAS under Oregon election law, if a majority of residents of cities within Multnomah County oppose formation of the people's utility district, they also will be excluded from its service territory.

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF TUALATIN, OREGON
that:

The Tualatin City Council opposes the formation of a people's utility district in Multnomah County because it will have negative economic consequences for PGE and PacifiCorp customers and there are better ways to retain PGE as a complete utility, providing benefits to its customers and the communities it serves.

INTRODUCED AND ADOPTED this 12th day of May, 2003.

CITY OF TUALATIN, OREGON

BY 

Mayor

ATTEST:

BY 

City Recorder



POLK COUNTY

POLK COUNTY COURTHOUSE ★ DALLAS, OREGON 97338 ★ (503) 623-8173 ★ FAX (503) 623-0896

COUNTY COUNSEL

DAVID DOYLE

05.13.03
BCL ✓

May 6, 2003

Deb Bogstad
Multnomah County Board Clerk
501 SE Hawthorne Blvd. #600
Portland, OR 97214

Re: Proposed PUD

Dear Ms. Bogstad:

In response to the May 2, 2003, letter from Acting County Attorney Agnes Sowle, Polk County wishes to submit the enclosed Resolution for your Board's consideration.
Thank you.

Respectfully,

A handwritten signature in black ink, appearing to be "D. Doyle", written over a horizontal line.

David Doyle
County Counsel

Enclosure

DHD/s

1
2
3
4 **BEFORE THE BOARD OF COMMISSIONERS FOR**
5 **POLK COUNTY, OREGON**
6

7 In the Matter of Expressing)
8 Support for PGE to Remain)
9 In Private Ownership)

10
11 **RESOLUTION NO. 03-09**
12

13 **WHEREAS**, Portland General Electric (PGE) is a privately-owned power utility servicing much
14 of northwest Oregon including portions of Polk County; and
15

16 **WHEREAS**, PGE is presently owned by Enron Corporation which is in bankruptcy and a
17 defendant in numerous civil lawsuits and government enforcement actions; and
18

19 **WHEREAS**, the continued viability of PGE is uncertain as a result of the financial and legal
20 problems currently befalling Enron Corporation; and
21

22 **WHEREAS**, Enron Corp. has authorized the sale of PGE via a competitive auction process; and
23

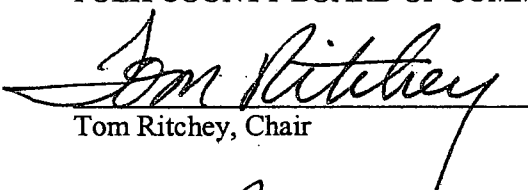
24 **WHEREAS**, private entities, public entities, and a proposed public utility district have expressed
25 a desire to acquire PGE; now, therefore,
26

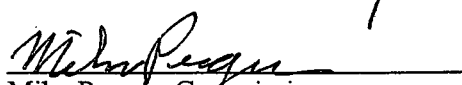
27 **IT IS HEREBY RESOLVED** by the Polk County Board of Commissioners:
28

- 29 1. That the Polk County Board of Commissioners opposes the formation of a public
30 utility district and further opposes its expressed intent to thereafter condemn PGE;
31
32 2. That the Polk County Board of Commissioners support the continued ownership and
33 operation of PGE by a qualified and responsible private entity;
34
35 3. That should ownership of PGE be acquired by a public entity the most desirable
36 option is the one that includes joint ownership and operation by all impacted
37 counties, including Polk County.
38

39 Dated: April 23, 2003, at Dallas, Oregon.
40

41 **POLK COUNTY BOARD OF COMMISSIONERS**
42

43
44 
45 Tom Ritchey, Chair
46

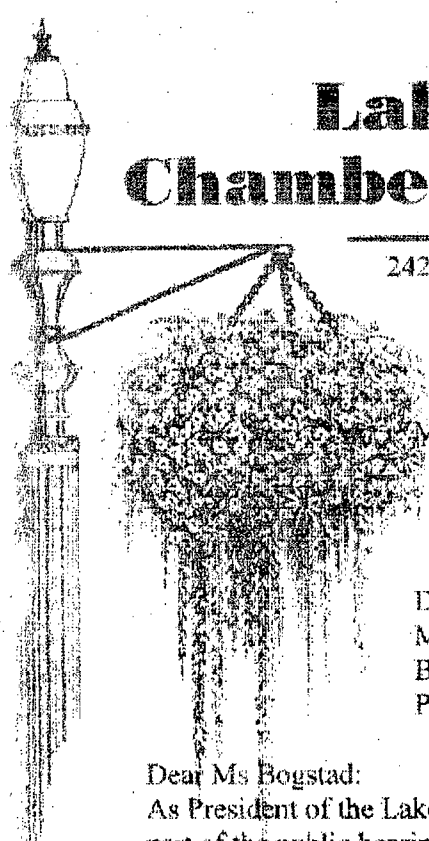
47
48 
49 Mike Propes, Commissioner
50

51 Approved as to Form:
52 
53 David Doyle
54 County Counsel

55 
56 Ron Dodge, Commissioner
57
58 060223

05.13.03

BCC ✓



Lake Oswego Chamber of Commerce

242 B Avenue • P.O. Box 368 • Lake Oswego, Oregon • 97034
(503) 636-3634 • Fax (503) 636-7427
www.lake-oswego.com

May 13, 2003

Deborah Bogstad
Multnomah County
Board Clerk
Portland, OR 97201

Dear Ms Bogstad:

As President of the Lake Oswego Chamber of Commerce, I am submitting this letter as part of the public hearing process you are holding on the petition to form a People's Utility District (PUD) in Multnomah County. For the record, the Lake Oswego Chamber of Commerce opposes the PUD and the proponents' efforts to condemn Portland General Electric and PacificCorp's assets in Multnomah County. Although Clackamas County is not part of the current PUD proposal, the petitioners have stated they will begin the same process in Clackamas, Washington, Marion, Yamhill and Polk counties in the coming months. More importantly, the Multnomah County boundary line cuts through portions of the City of Lake Oswego and we believe it will have an impact on our residents.

Here are some reasons why this initiative is poor public policy for PGE customers:

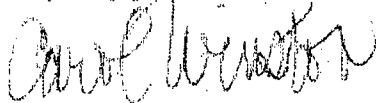
1. The PUD breaks up the PGE service territory, severing up to 32% of the current electric load from PGE causing a potential cost burden to the remaining customers outside Multnomah County
2. Lake Oswego is one of many cities the Multnomah County line cuts through
3. As a business organization we are concerned that the PUD would add uncertainty to an economy that is already severely strained, and that a move away from a tax paying service provider sends an anti-business message
4. The process of the PUD's attempts to condemn PGE and PacificCorp assets would be lengthy and painful. It is a distraction our community does not need as it struggles with school funding, maintaining existing business and changing levels of governmental services.

5. Since significant legal and valuation issues bring into question the PUD's ability to condemn generating and distribution assets of PGE and PacifiCorp, it is not clear how such a new entity could effectively and efficiently provide power to existing customers.
6. According to the Department of Energy's April 11th report, it could be difficult for a new PUD to gain immediate access to the cheap power it will need to service customers. Under a new rate agreement proposed between BPA and the region's utilities, it seems questionable after 2006 whether a new PUD would be allocated sufficient power at cheaper rates. Existing entities and systems could fare better.

In summary, the process of condemning PGE and PacifiCorp and breaking up the Companies is bad for all customers, a distraction for the public and inherently divisive. Therefore, the Lake Oswego Chamber of Commerce opposes the condemnation and forced government takeover of the assets of the electrical distribution systems in Multnomah County.

Please forward to all of the Multnomah County Commissioners, inclusive of the Chair.

Very truly yours,



Carol Winston, President



RECEIVED
MAY 13 2003

BCC✓

DIANE LINN
MULTNOMAH COUNTY CHAIR
JB/BCC

Multnomah County Commission
501 SE Hawthorne St., Suite 600
Portland, Or 97214

May 12, 2003

Re: Opposition to the formation of the Multnomah County PUD and proponents efforts to condemn PGE and PacifiCorp

Dear Commissioners:

The Government Affairs Committee of the Wilsonville Chamber of Commerce is opposed to the condemnation and takeover of Pacific Power's and Portland General Electric's service areas in Multnomah County.

The proposal to form a PUD in Multnomah County will increase uncertainty and risk for electric customers of PGE and PacifiCorp, whether in Multnomah County or any of the six counties targeted for a PUD. We oppose the formation of the PUD and the subsequent condemnation and forced government takeover of the assets of PacifiCorp and Portland General Electric distribution system for the following reasons:

- As a Chamber we cannot support the condemnation of a private company.
- The PUD's energy supply appears anything but certain given the demands of federal hydropower sources.
- Breaking up PGE's and PacifiCorp's service areas raises questions of how service will be delivered to utility customers outside of Multnomah County.
- Acquisition by condemnation will probably result in litigation, which introduces further uncertainty into the formation process.
- The PUD cannot reliably offer rate predictability.

In summary, Chambers of Commerce believe in private enterprise. The greater Metro area cannot afford to send an "anti-business" message to businesses considering the Willamette Valley as a place to locate or expand, particularly during these times of a struggling economy.

These two companies have served Oregon well for decades and are a part of our communities. They should be allowed to continue to do so.

Sincerely,

Grant Marsh, Chairman
Government Affairs Committee

cc: Clackamas County Commissioners

BCCV



CITY OF
PORTLAND, OREGON
OFFICE OF PUBLIC UTILITIES

Jim Francesconi, Commissioner
1221 S.W. Fourth Avenue
Portland, Oregon 97204-1994
(503) 823-3008
FAX: (503) 823-3017

Tuesday, May 13, 2003

Multnomah County Commission
501 SE Hawthorne
Portland, OR 97214

Dear Chair and Board of County Commissioners:

I regret that I am unable to testify Thursday at the hearing on the formation of a publicly owned utility in Multnomah County. I am hoping that this letter can be added to the record.

Public power can be a great benefit to the local community. Public power can make it easier for local residents to find jobs and help the poor and those on fixed incomes by lowering utility rates. To make sure Portland residents and businesses actually benefit from public power, the City has approved a set of principles that must be met before we would acquire Portland General Electric.

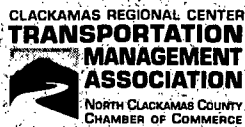
The Utility Reform Project's proposal to create a utility district in Multnomah County fails to meet the City's principles. Residents and businesses would be at risk without access to power generation facilities. The proposal would not succeed in creating a regional governance structure. It would break apart assets of the utilities.

In summary, this proposal would provide serious risks to Portland residents and businesses without guaranteeing a rate reduction. Therefore, I cannot support it.

Sincerely,

Jim Francesconi
Commissioner
City of Portland

JLF/dld
The following is a copy of the letterhead memorandum (LHM) dated May 13, 2003, from the Office of Public Utilities to the City of Portland, Oregon, regarding the Utility Reform Project's proposal to create a utility district in Multnomah County. The LHM is being provided to you for your information and for your use in the hearing on Thursday, May 15, 2003.



North Clackamas County Chamber of Commerce

Mission Statement: "Provide responsible leadership and innovative resources for business and community."

FAX
05.14.03 BCCV
01:21

May 14, 2003

RECEIVED

MAY 19 2003

DIANE LINN
MULTNOMAH COUNTY CHAIR

Multnomah County Board of Commissioners
Att: Chair Diane Linn
501 SE Hawthorne Blvd
Portland OR 97214

Dear Chair Linn:

Please accept this letter as part of the public hearing process you will be holding on the petition to form a People's Utility District in Multnomah County.

The North Clackamas County Chamber of Commerce Board of Directors is opposed to the PUD and the proponent's efforts to condemn Portland General Electric's and Pacific Power's assets in Multnomah County. We believe the proposal to form this PUD increases economic uncertainty and has many risks for all customers of PGE.

The following are some of the points we ask that you consider that show this to be poor public policy:

1. Creating a new government utility agency would eliminate private sector jobs, reduce local tax revenues, and create an adverse impact on the overall economy without lowering prices or improving electric service and reliability to businesses and residential customers in Multnomah County.
2. A PUD would add uncertainty to an economy that is already severely strained. The condemnation of two long-time companies with corporate headquarters in Multnomah County promotes the view that the Portland area is "anti-business." It sends the wrong message to businesses considering the metropolitan area as a place to locate or expand.
3. A start-up government utility would almost certainly begin operations with no power generation and would be dependent on the volatile wholesale market for nearly all power supply. It would sever Multnomah County from the integrated generating, transmission and distribution systems of PGE. Clackamas County residents on the borders of Multnomah County risk being taken into the PUD.
4. Start-up utilities will not have access to lower-price BPA preference power in the foreseeable future. Even when it becomes available, BPA power is not cheap. Rates for BPA power have increased 45 percent in the last two years and are due to increase another 15 percent this year alone.

Serving the needs of Business and the Community in: Milwaukie, Gladstone, Happy Valley, Johnson City, Clackamas, Sunnyside, Oak Grove, Damascus, Barton & Boring.

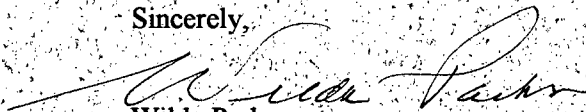
7740 SE Harmony Road ♦ Milwaukie, Oregon 97222-1269 ♦ 503.654.7777 ♦ Fax 503.653.9515
E-mail: info@yourchamber.com ♦ Website: www.yourchamber.com

5. A PUD condemnation proceeding will result in protracted litigation taking years and millions of dollars to resolve.
6. There is no regulatory oversight by the Oregon Public Utility Commission with regard to operational expenditures, rates, customer service standards and reliability. It would be left to the elected PUD board to "regulate" themselves.
7. Government utilities can charge ratepayers 100 percent of their costs for the acquisition of the utility – privately owned utilities can only recover book value plus operating costs in rates.
8. PGE has a demonstrated record for superior customer service satisfaction and exceptional reliability and safety performance.
9. PGE and Pacific Power are locally managed with corporate headquarters in Portland. They employ thousands of jobs and support an annual payroll of several hundred million dollars, and have a high impact on the local economy.

By vote, the North Clackamas Chamber of Commerce opposes the formation of the People's Utility District in Multnomah County.

As president of the North Clackamas County Chamber of Commerce, I wish to be placed on any mailing list pertaining to the county's activities on the PUD petition. You may contact me at the Chamber phone or address listed, or by email at ceo@yourchamber.com

Sincerely,



Wilda Parks,
President/CEO

Cc: Clackamas County Board of Commissioners
Portland Business Alliance
Portland General Electric

BCC ✓

BOGSTAD Deborah L

From: Mark Peery [mark_peery@yahoo.com]
Sent: Thursday, May 15, 2003 6:51 AM
To: deborah.l.bogstad@co.multnomah.or.us
Subject: Written Testimony-Boundaries Proposed Multnomah County PUD

Just a short note for consideration of the employees.

Thanks for nothing (literally), or to put it bluntly
thanks for attempting to complete the "screwjob
trifecta".

1. Congress has raped social security funds for years
for general fund spending (they left an IOU!) so that
there is not enough money for programs for future
retires'.
2. Enron took "care" of our 401K.
3. YOU will take care of our pension by making sure we
won't have anything from PGE as it probably won't
exist and even if it did, we would no longer be
employees. Hence no pension for years of work.

Do I want to work as a contractor? NO.

Thanks for nothing!

Mark Peery

Do you Yahoo!?
The New Yahoo! Search - Faster. Easier. Bingo.
<http://search.yahoo.com>

BOGSTAD Deborah L

From: nereus [nereus@crpud.net]
Sent: Thursday, May 15, 2003 11:36 AM
To: BOGSTAD Deborah L
Subject: Proposed Boundary of Multnomah County PUD
To the Board of Commissioners,

The proposed boundary for the Multnomah County PUD includes areas currently served by the Columbia River PUD in Columbia County. These areas are in North Multnomah County. They are: Rocky Point Marina, Rocky Point Road, Watson Road and Gilkison Road. The Columbia River PUD electric service being provided is satisfactory and there is no need to change or add service to these areas. These areas should not be included in the proposed boundary.

Thank you,

Kathleen

5/15/2003

BCC

MAY 15, 2003

HONORABLE MULTNOMAH COMMISSIONERS,

BCCV

As a lifetime resident of Multnomah County, it never dawned on me that the people in our area would ever have an open opportunity to vote for Public Power.

I have known personnel at public utilities at all levels. They have a common commitment, to provide reliable service to their customers at the lowest reasonable cost.

Private utilities claim they pay taxes, ~~while PUD's do not~~. We rate payers pay their taxes in our monthly electric bills. Plus, investor dividends, executive bonuses and a host of other non-redeeming expenditures affect the bottom-line for the rate payers.

You all are well aware of the many successful PUD's in Oregon. Cities such as Eugene, West Salem, McMinnville, Forest Grove and Tillamook have benefited from public power since the late 1930's.

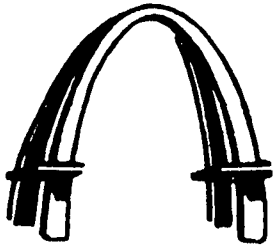
It has been almost 70 years since the voters of our County have had the real opportunity to vote for public power without their request ~~endangering~~ being tangled up in court proceedings.

I feel confident that you all will help us concerned citizens have the chance to vote for or against Public Power.

Sincerely,

Paul J. Foley

PAUL FOLEY
4229 NE 41 AVE
PORTLAND, OR 97211
503-287-0094



GATEWAY AREA BUSINESS ASSOCIATION

11124 NE Halsey, PMB 478 • **Mill Square** • Portland, OR 97220

May 14, 2003

BCC ✓
RCD 05.20.03

Multnomah County Board of Commissioners
Ms. Deborah Bogstad, Board Clerk
501 SE Hawthorne Blvd., Suite 600
Portland, OR 97214

Dear Commissioners:

RE: Peoples Electric Utility District Proposal

Gateway Area Business Association Board of Directors has unanimously voted to oppose the current initiative proposal to form a peoples electric utility district. The Gateway area is presently served by Portland General Electric and PacifiCorp.

GABA believes that the initiative is poor public policy because:

- A change from a tax paying service provider to a non tax paying service provider sends an anti-business message.
- The PUD would add uncertainty to an already strained Oregon economy.
- Attempts to condemn PGE and PacifiCorp assets would be expensive and lengthy, unsure and distracting to our community.
- The transition from an established service provider to a new system will be disruptive to users and could be costly to business.
- GABA businesses are satisfied with PGE and PacifiCorp services and do not wish to make such a significant change.
- It is possible and even likely that the proposed PUD would not have the negotiating power of the present companies in purchasing power.

Please consider our opposition to the formation of the Multnomah County PUD. Thank you.

Cordially yours,


Fred Sanchez
President

BCCV

From the desk of

Ms Margaret G Chamberlain

A vote for publicly owned
Utility : Keep it under
local control !

Margaret G. Chamberlain

RECEIVED

MAY 20 2003

DIANE LINN
MULTNOMAH COUNTY CHAIR

Council Of Indian Nations

BCC ✓
05.27.03

BOGSTAD Deborah L

From: CRSinPDX [curtsommer@yahoo.com]
Sent: Sunday, May 25, 2003 8:30 AM
To: deborah.l.bogstad@co.multnomah.or.us
Subject: PUD

Power to the People

PGE customers in the Portland area have an excellent opportunity before them, with the electric utility up for sale by the parent company Enron. Buying the electric utility would be a very wise decision for the citizens of the Metro Portland area. Enron has swindled pensions from the employees, increased rates to the consumer by almost 50%, and then collected millions of dollars in taxes while stiffing the state.

To add insult to injury, Enron has now awarded 'retention' bonuses to the top executives of PGE. Enron's contempt for the consumers, as well as the average employee is really quite obvious.

The Oregon Public Power Coalition (OPPC) is attempting to put an initiative on the ballot in each of the counties of the PGE service area, to allow the citizens to decide if they want to form a People's Utility District (PUD) and buy out PGE. With a PUD the assets of electric utility can be purchased through eminent domain, which is much less expensive than the open market. The main advantage of a PUD is obviously lower rates, but there are many others as well. By taking control of our utility, we can take control of our future electric rates. For more information please go to www.oppc.net. At the web site you can find out how to sign the petition and begin to bring our outrageous electric rates under control.

But PGE and Enron will spend a tremendous amount of the rate-payers money to convince them that fleecing is good for them. They will use scare tactics to mislead and distract people from all the swindling and mismanagement that has gone on since Enron purchased PGE in 1997. What Enron won't tell you is that Washington state residents receive 80% of their electricity through PUD's. They also won't tell you that cities such as Los Angeles, Sacramento and Eugene just to name a few, also have PUD's. Ralph Nader recently said this is a 'golden opportunity' for the Portland area. The question is who do we trust more, Enron executives or the most prominent citizen advocate in the country?

Curt Sommer is a resident of West Linn and a member of OPPC.

Curt Sommer
3038 Clubhouse Ct.
West Linn

Do you Yahoo!?
The New Yahoo! Search - Faster. Easier. Bingo
<http://search.yahoo.com>

Received 05.27.03
BCC ✓

05/10/03

A blueprint for PGE control

Should the city of Portland, or Metro, or some government agency buy Portland General Electric? Would they be competent to run it?

Clark County, Wash., has had a public utility district for more than 70 years. We all have our minor complaints, but it works out pretty well. There is an elected board that oversees operations.

This local model could be a blueprint for converting PGE to a public utility district. Low-interest bonds could be issued to purchase the assets of PGE. Ratepayers could retire the bonds.

A combination of PGE supervision, with a sprinkling of Clark PUD management, could get it up and running.

BUD HARRIS Washougal, Wash.

BCLV

RESOLUTION NO. 370-2003

A RESOLUTION OPPOSING PROPOSED MULTNOMAH COUNTY PEOPLE'S UTILITY DISTRICT

WHEREAS, the proposed initiative to form a people's utility district in Multnomah County fails to take into account the interest and well-being of PGE and PacifiCorp customers in other counties; and

WHEREAS, a process is under way to sell PGE and there is strong interest by utility customers, community leaders and state and local officials to see the utility retained in its current form, including its valuable generating and transmission assets; and

WHEREAS, condemnation of PGE and PacifiCorp assets eliminates private-sector jobs and sends the wrong messages to businesses looking to invest in the community; and

WHEREAS, separating a utility service district from generating assets deprives customers, who have paid for those assets through their rates, from the benefits of those assets; and

WHEREAS, a newly formed people's utility district would qualify under federal law for preference power from the Bonneville Power Administration, but inadequate power is available from BPA for current preference customers, which could result in further electricity price increases for customers, both inside and outside Multnomah County; and

WHEREAS, the piecemeal acquisition of PGE service territory could thwart credible attempts by state and local officials to explore a regional, consumer-owned utility that may provide economic benefits to customers and communities; and

WHEREAS, the petition to create the people's utility district excludes areas served by other PUDs, even though they are not electric utilities, which raises questions about what entity will supply their electricity service; and

WHEREAS, under Oregon law, if a majority of residents of cities within Multnomah County oppose formation of the people's utility district, they also will be excluded from its service territory; and

NOW, THEREFORE BE IT RESOLVED, that the Hubbard City Council oppose the formation of the people's utility district in Multnomah County because it will have negative economic consequences for PGE and PacifiCorp customers and there are better ways to retain PGE as a complete utility, providing benefits to its customers and the communities it serves.

INTRODUCED AND ADOPTED this 13th day of May 2003

BY: Don Husting

MAYOR

ATTEST:

BY: Vickie Nozle

CITY RECORDER

APPROVED AS TO FORM:

BY: [Signature]

CITY ATTORNEY

503 988-3013

PGE

Karen Lee

BCCV

ORDINANCE 267-2003

AN ORDINANCE IMPOSING A TAX FOR THE PRIVILEGE OF ERECTING, CONSTRUCTING, MAINTAINING AND OPERATING AN ELECTRIC LIGHT AND POWER SYSTEM WITHIN THE CITY LIMITS OF THE CITY OF HUBBARD.

THE CITY OF HUBBARD ORDAINS AS FOLLOWS:

Section 1 - Authority.

The privilege tax for every person, firm, or corporation engaged in or carrying on the business of furnishing and/or selling electricity is enacted pursuant to the authority of the city of Hubbard under Oregon law.

Section 2 - Tax imposed.

A tax for the privilege of erecting, constructing, maintaining and operating an electric light and power system within the corporate limits of the city of Hubbard of 1.5 percent is hereby imposed on the total gross revenue received by the electric public utility.

Section 3 - Methodology for calculation.

Gross revenue shall be deemed to include all revenue earned within the city from the sale of and/or distribution of electric energy, after adjustment for the net write-offs of uncollectible accounts, and excluding sales of electric energy to large industrial customers with nominal demands of 5,000 kw or greater and also exclude sales of electric energy sold to any public utility, when the public utility purchasing such electric energy is not the ultimate customer.

Section 4 - Tax collection.

On or before the first day of March the person, firm, or corporation described in section 1 herein, shall file with the city recorder a statement, under oath, showing the amount of gross revenue so received for the calendar year immediately preceding the year in which the statement is filed. The annual privilege tax for the year in which the statement is filed shall be computed on the gross revenue so reported. Such privilege tax shall be payable annually on or before the first day of April following the end of the calendar year for which the tax is due.

Section 5 - Classification of tax.

The City Council determines that the tax imposed by this chapter is not a tax subject to the property tax limitations of Article XI, Section 11 (b) of the Oregon Constitution.

Section 6 - Effective date.

The tax imposed by this chapter shall become effective as of August 1, 2003, for gross revenues from energy consumption within the city on and after that date.

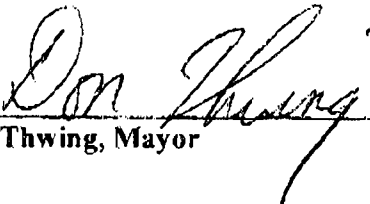
503 988 3013
PGE
Karin Lee

The foregoing ordinance was passed by the Hubbard City Council this 13th day of May 2003, by the following vote.

AYES:	<u>5</u>
NAYS:	<u>0</u>
ABSENT:	<u>0</u>

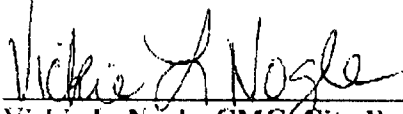
WHEREUPON, the Mayor declared the motion to be carried and the ordinance adopted.

Passed and approved by the City Council of the City of Hubbard this 13th day of May 2003.



Don Thwing, Mayor

ATTEST:



Vickie L. Nogle, CMC, City Recorder

APPROVED BY City ATTORNEY:



Robert L. Engle, City Attorney

F A C S I M I L E

Fax: 503-981-8743



Pages: 1, including this cover sheet

Comments: _____

RESOLUTION NO. 370-2003**A RESOLUTION OPPOSING PROPOSED MULTNOMAH COUNTY PEOPLE'S UTILITY DISTRICT**

WHEREAS, the proposed initiative to form a people's utility district in Multnomah County fails to take into account the interest and well-being of PGE and PacifiCorp customers in other counties; and

WHEREAS, a process is under way to sell PGE and there is strong interest by utility customers, community leaders and state and local officials to see the utility retained in its current form, including its valuable generating and transmission assets; and

WHEREAS, condemnation of PGE and PacifiCorp assets eliminates private-sector jobs and sends the wrong messages to businesses looking to invest in the community; and

WHEREAS, separating a utility service district from generating assets deprives customers, who have paid for those assets through their rates, from the benefits of those assets; and

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WHEREAS, the petition to create the people's utility district excludes areas served by other PUDs, even though they are not electric utilities, which raises questions about what entity will supply their electricity service; and

WHEREAS, under Oregon law, if a majority of residents of cities within Multnomah County oppose formation of the people's utility district, they also will be excluded from its service territory; and

NOW, THEREFORE BE IT RESOLVED, that the Hubbard City Council oppose the formation of the people's utility district in Multnomah County because it will have negative economic consequences for PGE and PacifiCorp customers and there are better ways to retain PGE as a complete utility, providing benefits to its customers and the communities it serves.

INTRODUCED AND ADOPTED this 13th day of May 2003

BY: Don H. Heston

MAYOR

ATTEST:

BY: Vickie A. Nozle

CITY RECORDER

APPROVED AS TO FORM:

BY: [Signature]

CITY ATTORNEY



BCC ✓

RECEIVED
MAY 28 2003
Ed Clark
DIANE LINN
MULTNOMAH COUNTY CHAIR
cc DL, JB

May 23, 2003

Multnomah County Board of Commissioners
501 SW Hawthorne Blvd.
Portland, OR 97214

Re: Proposal to form People's Utility District

Dear Commissioners:

I am writing on my own behalf to oppose the current initiative proposal to form a People's Utility District in Multnomah County.

There currently is a troubling lack of analysis and information about the impacts of the proposal. Questions remain as to the effect of the transition upon electricity users both inside and outside of the proposed district. There also is uncertainty as to what access the proposed PUD would have to BPA power, how much BPA rates might increase in the near future, and whether the new entity would have authority to condemn power-generating resources.

Most importantly, serious questions exist as to the effect of the PUD upon the residents of those municipalities, such as Lake Oswego, that lie partly inside and outside of the proposed district.

Until such time as these questions can be thoroughly answered, and until we can be certain that formation of the proposed district will benefit electricity users throughout the region, I cannot support the PUD proposal.

Sincerely,

Judie Hammerstad
Judie Hammerstad, Mayor

RECEIVED 05-28-03

BCC ✓

Robin Bee
POBox 3991
Portland, Oregon 97208
503-778-8228

Oregon Public Power Coalition [OPPC] is a grassroots group of citizens who gathered thousands of signatures to put a petition to create a Multnomah County People's Utility District (PUD) on the Fall 2003 ballot. OUR campaign is NOT part of the City of Portland's effort to buy PGE/Enron assets. The City plans to buy the assets at full price in the bankruptcy process and farm out the management of the new company to another corporation. The City's effort would technically create a public utility, but only in the sense that the assets would be owned by a public entity. It would then be a Municipal Utility (a Muni).

OPPC's campaign is about creating a PUD by relieving Enron of PGE's assets in an equitable manner. The P.U.D. would buy the assets for the lowest cost using the threat of eminent domain. Legally, PUD can condemn the assets of an Investor Owned Utility (IOU) if it feels that ratepayers would be better served by a public utility. Ratepayers have already paid more than 1.7 billion dollars for those assets over the years. Because of this fact, the PUD expects to pay considerably less for PGE's assets than what Enron has stated is the lowest offer it will except. The city has said that it will not use the threat of eminent domain, and therefore may have to pay many millions more for those same assets. The P.U.D. would be owned by the citizens of the service area, run by an elected Board of Directors and would solicit and receive public input into all decisions effecting how the utility is run. Imagine trying to have some input into the way PGE is run! Forget it!

Most states have laws to create P.U.Ds when it's in the public interest to do so. Oregon has had one since 1932, when the Oregon State Grange passed it by initiative petition. It's time we utilized that law.

OPPC believes it's essential to have local control of basic services, such as utilities. We've seen what can happen when these services are in the hands of IOUs: prices skyrocket, people are laid off as companies need to cut costs, new companies shy away from the area because prices are high & unstable, local taxes - charged to the ratepayers & paid by them - are siphoned off into unknown coffers, while better sources of energy go unexplored & under-funded.

Competent management of the P.U.D. would come from already existing employees and from the same labor pool that is available to PGE now. This is NOT rocket science, it has all been done before, and can be done again in Oregon. There are 28 P.U.Ds, out of a total of approximately 58 public utilities in Oregon and Washington. Over 40 million U.S. citizens are served by some form of public power.

FACTS: PGE/Enron is for sale for the third time since Enron purchased it in 1997. Enron is in bankruptcy proceedings. PGE is owned 100% by Enron now, and will eventually be owned by someone else, possibly out-of-state Enron creditors. It does not now, nor will it ever again, control its own destiny (as PGE) no matter how many times CEO Peggy Fowler says it does. Public control is all about local ownership and control, and a "what-works" approach to electricity service. And because public power is not driven by profit maximization, it focuses on only one mission - providing reliable, quality service at reasonable, stable rates. PGE/Enron's focus is on making money for shareholders, CEO's, and executives. If that means raiding retirement funds from hard working employees, that is what they do.

Naturally, the IOUs fight the formation of new public utilities because profits will be lost to them, pure and simple. They use whatever misrepresentations and misleading arguments they can, spending almost unlimited amounts of ratepayer money to convince you and I that they are concerned for our welfare and that they are fighting for our own good. Don't buy it! They say that it is too complicated for us to do properly and too expensive for us to undertake. OPPC says, "Nonsense!" There are 2,000 public power entities throughout the US. In each of these areas the lights come on when you flip the switch. Are these people SMARTER than Oregonians? Probably not. But they aren't paying through the nose for their power company to go bankrupt, either. To learn more about the arguments all IOUs have historically used in these Public Utility fights, Please see our handout "Straight Answers to False Charges about Public Power".

OPPC believes the PUD should strongly promote diversified AND sustainable renewable generation of power - rather than continue to rely heavily on coal and the ever more expensive Federal dams - to maintain stability of

service and costs, and natural resources for the benefit of all. For instance, installing instant water heaters, and low-wattage energy efficient light bulbs in every fixture in every home and business in the county as soon as possible, perhaps on a rent to own basis, would immediately reduce the need for large amounts of power, freeing up the PUD to figure out new "green" generation for the long term. Large businesses of course, would have larger needs that could be dealt with accordingly, such as arrays of solar panels to augment power supply, and solar water heating systems. Homes and small businesses could also benefit greatly from these same technologies on a rent-to-own basis. Buying large quantities of these appliances would allow the PUD to pass the savings on to the consumer-owners. Part of this program should also be education about the values to the environment an local community of using these energy saving devices, and continuing low-income weatherization and related programs that all utilities offer, as well as instigating substantial rebate programs on new energy efficient large appliances such as washer/dryers and refrigeration equipment, which many Public Utilities due offer. Multnomah County People's Utility District (MCPUD) COULD lead the country in providing green power, with lower rates than any other public utility in the NW. Or, we can close our eyes and hope that it all works out for us after the bankruptcy sale. It all depends on what we choose to do! We CAN choose to take control of our energy future!

The PUD campaign is on the Multnomah County Ballot this fall. A 5-member Board of Directors will be elected at the same time. This Board will direct policy based on what the voters demand of them. It is very important to elect people with vision and a commitment to what's best for the consumer/ratepayers. OPPC continues to gather ballot signatures in the other 5 counties within the PGE/Enron service territory, as well. We hope to eventually bring every PGE ratepayer into the PUD community. Please contact us for petitions, information, to volunteer, and about running for the Board.

LOCAL PUD EXAMPLE: Columbia River People's Utility District (CRPUD) in Oregon was created in 1984. There were a number of "island cities" within the area who for lack of motivation, continued with PGE/Enron. In 1999 PGE got greedy and decided that they could make more money managing, rather than owning the service territory of the "island cities", and they cut a deal with West Oregon Electric Co-Op to buy those customers. These people knew that West Oregon had the highest electric rates in the state (Not a well-run public utility). When the island cities customers found out about this, they came unglued. Within a short period of time they gathered the required signatures and in 2000 passed a measure to annex to CRPUD by a 2-1 margin! Those ratepayers were finally motivated by a common threat. PGE's greedy scheme failed miserably, and, because they got busy and took action, those ratepayers did not suffer the huge rate increases that we, served by Investor Owned Utilities, did in 2001/2002.

One more point: PGE says that they should remain our energy supplier because of all the money they give to charities, all the volunteer work their employees do, and the taxes the company pays into the economy. Well, PGE HAS given to many local charities through The PGE Foundation. The PGE Foundation is a separate organization from PGE. According to its own website it was funded with \$10 million in 1997, as part of the PUC requirements when Enron came to Oregon. Its funding is not dependent on your power bills. Public power entities have long supported their local charities. And please remember, it is NOT the Utility that is doing the volunteering, it is the people who work for the utility, and they will STILL be working there and volunteering after PGE/Enron is history. As for taxes, we think you already know how much in taxes they have paid to help our economy. If not, **please see our handout from the Oregonian dated 4-11-03, "PGE paid \$10 in tax to Oregon for 2002"**. This is actually MORE than Enron has ever paid since they took over the company in 1997!

Thank you.

A handwritten signature in black ink, appearing to read "Rosi" followed by a stylized flourish.

PGE paid \$10 in tax to Oregon for 2002, The Oregonian 04/11/03

Enron-owned Portland General Electric paid state income taxes of \$10 in 2002, an amount certain to deepen controversies about the tax obligations of Oregon's largest utility. Typically, PGE's state income tax bill reaches into the millions. In the tax years 1997 through 2001, the utility paid anywhere from \$9.3 million to \$13.6 million in state income taxes annually.

Even those payments have proved controversial because they apparently ended up in Houston as part of Enron's consolidated tax returns and never reached state coffers. For the 2002 tax year, Enron dropped PGE from its consolidated tax group, and PGE paid its taxes directly to the Oregon Department of Revenue. The check totaled just \$10, the minimum bill possible for a corporation. PGE's tax return underscores the steep drop in corporate income tax collections that has contributed to the state's budget problems since the economic recession hit in early 2001.

Enron, now bankrupt, gained notoriety for manipulating corporate profits and losses. PGE attributed the paltry tax payment to a faltering economy and declines in electricity use by business and residential customers. "We didn't have a very good year from an earnings perspective," said Jim Piro, PGE's chief financial officer. "You've got to have income to pay taxes."

PGE reported earnings of \$66 million in 2002, better than 2001 earnings of \$34 million but a considerable decrease from 2000, 1999 and 1998, when PGE made more than \$100 million annually. Piro said PGE paid more taxes in 2001 than 2002, despite lower income, because of differences in deferrals and other adjustments claimed on the tax returns each year. The calculations used in a corporate income statement can differ significantly from those that yield the annual tax bill under U.S. accounting standards. PGE included in its 2002 earnings statement, for example, \$42 million in deferred power costs, even though the revenue has yet to be collected. For tax purposes, PGE excluded the deferral.

Don Jones, a supervisor with the Revenue Department's corporate section, wouldn't comment directly on PGE's taxes or how they are calculated. He said, however, that "book reporting," which shows up on income statements, and tax reporting "are two different things."

PGE's explanation doesn't appease critics, who strenuously object to the way PGE pays its taxes. Since Enron bought PGE in 1997, PGE has paid its corporate parent \$406.7 million in federal income taxes and \$56.7 million in state income taxes. During those five years -- 1997 through 2001 -- Enron reportedly paid little, if any, taxes to either the Internal Revenue Service or the Oregon Revenue Department. Until the middle of 2001, PGE was part of Enron's consolidated tax group. Consolidation, common among large corporations with multiple holdings, allows the parent corporation to lump the finances of subsidiaries together to produce the most favorable tax results. Oregon income taxes are based on federal tax liabilities. If there's no federal tax, there's likely no state tax.

Enron "sucks money out of ratepayers in Oregon, offsets it against losses elsewhere and pockets the money," said Dan Meek, an attorney and utility reform activist.

At the end of 2002, Enron decided to reconsolidate PGE into its other holdings for tax purposes. The Revenue Department does not release information on individual tax accounts. PGE said it made its payments to Enron until May 2001 and doesn't know what its parent did with the money.

PGE, along with other investor-owned utilities, files some tax information with state and federal regulators, however. A report submitted on Thursday disclosed the \$10 state income tax payment. PGE confirmed that the check went directly to the Revenue Department. The 2001 payment, most of which went to Enron, totaled \$9.3 million.

PGE's federal income tax payment for 2002 was \$210,508, according to the regulatory filing. In 2001, it was \$22.7 million.

PGE customers foot the bill for taxes because state regulators allow the utility to recover the expense in its rates. Currently, ratepayers contribute \$15.6 million annually for state income taxes and \$77 million annually for federal income taxes. Those payments, part of the utility's rate formula, are based on projected earnings.

Jason Eisdorfer, an attorney with the Citizens' Utility Board, the consumer watchdog group, was surprised by such a small 2002 tax bill. "Ten dollars? That sounds amazingly low," he said. "On the one hand, it was a rough year for PGE. On the other hand, it's not like they lost money. "It would behoove the Department of Revenue to, in the very least, take a close look at the filing," he said.

Audits of corporate income tax returns are not automatic, said Jones, with the Revenue Department. "Just like the IRS, it's a matter of resources," he said. "You can't touch every taxpayer, individual or corporate."

Meek recently filed a petition with the Oregon Public Utility Commission, demanding an investigation into PGE's tax payments and seeking ratepayer refunds for any taxes that had failed to reach the appropriate taxing authorities. The PUC ruled that it lacked the authority to launch such an investigation. Commissioner Joan Smith said again Thursday that the PUC couldn't force the utility to disclose more information about its taxes, including precisely how much was paid to the state since 1997. But she suggested PGE release details anyway. "I think they have an extra burden here to assure people they're good corporate citizens," Smith said.

Gail Kinsey Hill: 503-221-8590, gailhill@news.oregonian.com

Straight Answers to False Charges About Public Power

Excerpted from a booklet published in 2002 by the American Public Power Association (with comments by OPPC in brackets).

What is Public Power?

About 2000 communities, serving over 40 million Americans across the country have created public Power utilities - not-for-profit electric utilities that are operated by the people they serve. All public power utilities have a common purpose: to provide necessary, reliable, not-for-profit electricity at a reasonable price with proper protection of the environment. **For more information on public power go to www.APPAnet.org and click on "About Public Power," or contact Deborah Penn at the APPA, 202-467-2956.**

The state of electricity restructuring, most notably the California electricity debacle and the collapse of Enron, has citizens concerned about a pattern of corporate greed and indifference and its effect on their local services. Public Power is all about local ownership and control, and a pragmatic, "what works" approach to electricity service. In most states, electricity deregulation has brought little real choice, higher and more volatile prices, greedy manipulation of markets, merger mania and holding company shell games, and a general loss of societal control.

Investor Owned Utilities (IOUs) generally oppose the formation of new public power systems. New public utilities provide high-profile examples of what citizens can do for themselves, which encourages more public systems to form, providing more non-profit benchmarks against which to compare the IOUs rates and service. IOUs employ an array of tactics to fight the formation of new public power utilities. The most common is to try to discredit public power, and to create doubt and fear about alternatives to maintaining the status quo. Another hurdle is the IOU's use of its considerable economic and political clout by enclosing negative brochures in billing statements; negative ads, Op-Ed pieces and editorials from company officials in newspapers, television and other media; overwhelming public hearings with dozens of paid proponents; and controlling access to employee labor unions. The strategy is to delay until the citizens' will is broken. (Remember the Trojan Nuclear Power Plant battles? PGE closed the plant within months after killing the initiative to protect ratepayers from paying the decommissioning costs of the failed plant. In 1988, PGE and PP&L spent approximately \$40 per voter to defeat the last Public Power initiative in Oregon. This time, PGE Executive Vice President Fred Miller says, "We'll spend whatever it takes to win." We must prove him wrong.)

These False Charges statements are from IOUs, Public Relations Firms and other vested interests.

False Charge: The past 30 years have seen few successful municipalization efforts. More than 50 efforts have failed in that time.

The Truth: This statement is false. During the past 20 years, 48 new public power utilities began operating, according to the U.S. Dept of Energy's data. Over the past 30 years, over 70 systems were formed. **Hermiston, Oregon, is the most recent.** The formation of the Long Island Power Authority converted over one million customers to public power. When IOUs spend huge sums of money to defeat public initiatives, consumers see that their local electric market is a prize of great value and they are less likely to be taken advantage of in future franchise negotiations. Therefore, many communities do end up choosing not to form a public utility because the IOU improves service in response to the competitive pressure of a public power initiative.

False Charge: Experience indicates that local residents actually have less - not more - control over their utility after a [municipal] takeover.

The Truth: Public power utilities are regulated by their consumer-owners through locally elected or appointed officials. This form of governance takes place at the ballot box and by participation in city council and utility board meetings, public hearings, task forces and other public forums.

False Charge: Customer control through political oversight can make it difficult or impossible to make sound business decisions in a competitive market.

The Truth: Public power utilities make good business decisions each and every day, as demonstrated by their lower rates, reliable service and solid credit ratings from Wall Street. (PGE recently had a Junk bond rating.) Contrast this with current news stories of energy corporations' mismanagement and you might well question the decision-making and oversight of private corporate executives. Most importantly, those decisions are made with the stockholders in mind, not the consumers.

False Charge: Investor-owned utility tax payments - which contribute significantly to the community with no effort or risk on the city's part - are wiped out by municipalization (or PUD formation).

The Truth: Public utilities make financial contributions just as IOUs do. In fact, when all taxes, (in lieu, franchise fees,) tax equivalents and contributions to state and local government are considered, the median amount contributed by public power systems in the most current data year of 2000 was 14 percent higher than IOUs (5.7% vs. 5.0% of revenues).

False Charge: Public power systems will have to develop a market culture while competing with IOUs that are years ahead of them in that regard.

The Truth: Public power utilities get high marks for customer satisfaction - no matter what their size - because their focus is always on service, rather than profits. They use the same technology and hire from the same pool of labor talent as the IOUs.

False Charge: If tax-exempt government-owned utilities take sales away from tax-paying IOUs, the income tax that shareholder-owned utilities would have paid on the lost sales are not recovered. Revenues not collected must be made up by charging all other taxpayers more by increasing property, income and business taxes.

The Truth: At the state level, public utilities contribute more to state and local govt. than do IOUs. Regarding federal taxes, the IOUs criticize public power's not-for-profit status while artfully neglecting to mention that they enjoy HUGE tax breaks in the use of accelerated depreciation, investment tax credits, and even their own tax-exempt financing. A 2001 report by MSB Energy Associates, found that the cumulative loss to the U.S. Treasury from 1954 to 1996 was more than \$300 billion because of these tax breaks. Public systems receive the same tax treatment as other local govt. service operations. (PGE/Enron has paid no Oregon income taxes since 1997, except for \$10. last year.)

False Charge: Show me an example of when government has taken over a private company and become more efficient. -- *Fred Miller, Portland General Electric*

The Truth: Gladly, here are four of them: * Clyde, Ohio formed in 1989 and immediately set its rates 25% below the incumbent IOU's rates. Five years later, in head-to-head competition, most homes and businesses had switched to the public utility. In 2000 Clyde's residential rates were 36% below the IOU's. * Massena, NY, Electric Department formed in 1981 and dropped its rates 28%. Total savings to customers from 1981 to 1998 have exceeded \$90 million. In 2000 Massena's residential rates were 68% below the IOU's. * Long Island Power Authority (LIPA) was formed in 1998. LIPA reduced rates across the board by an average of 20% after purchasing the IOU's transmission and distribution system. LIPA has saved consumers nearly \$2 billion. * Hermiston, Oregon, just began operations in October 2001, serving 4,700 customers. The system's rates are now slightly lower than the IOU's. The utility is designed to run at cost. After paying back the line of credit, they expect to lower rates or invest in system upgrades. Hermiston residents can now pay bills at a local customer service center, which had been closed by the IOU. PacifiCorp had said its system was worth \$19 million, but agreed to less than half of that after a judge approved the city's request to go through the condemnation process.

False Charge: The costs of buying out an IOU alone usually require taking on considerable new debt, and much of it is in the form of more costly taxable bonds. The risk and expense of paying off that debt fall on the city taxpayers, and it isn't trivial.

The Truth: A local govt. typically issues revenue bonds rather than general obligation bonds when it buys or builds an electric distribution system. The debt is paid back from future electricity revenues and is not an obligation of the city or its tax base. The debt for a major capital project is substantial, but that does not mean it is not a good investment, especially if the asset will provide net benefits for generations to come. Also, issuing such debt has official requirements for fully credited feasibility studies, bond rating and legal evaluations.

False Charge: Does the city have a supply of low cost federal power, or own its own power plant? Buying into a power plant is an expensive option for securing power supply.

The Truth: While a federal hydropower allocation can be a benefit, it is not necessary for a new municipal to be cost effective. (Some BPA power IS available to a new public power system at this time, but may not be, in future.) To obtain benefits for their customers, some public systems work in partnerships with each other through more than 60 joint action agencies. Through these organizations, public utilities have banded together to jointly build, own or purchase power supplies.

False Charge: In a deregulated environment, the city's largest customers will be targeted by new energy providers in the state. If the city loses these customers, it will still have the fixed costs associated with running the system. These costs will be borne by the remaining customers, primarily residential.

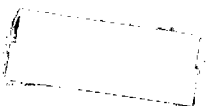
The Truth: The financial impact of losing large customers should be put in perspective. In the new environment, the electricity still has to be delivered over the distribution "wires" of the new public power entity. Even if a customer chooses another supplier, it will have to pay the municipal utility for use of the distribution network. This network is a stable platform for earnings, as described by one IOU executive as "as nearly a sure thing as having an annuity." Public power systems commonly pass the cost of wholesale power (about 75% of the total cost of electric service) directly to their customers without any markup. As they shop for less expensive wholesale power, they pass the savings along to their retail customers.) Many public power communities, especially those in deregulated states, have learned that they can attract business from other parts of the state that are experiencing higher rates and power shortages. Moreover, some public communities have worked with their large customers to help them find alternative sources of power in an effort to keep the company and its jobs in the community.

Public Power is a "Bright" Idea!

Oregon Public Power Coalition

818 SW 3rd Ave, PMB #1335; Portland, OR 97204-2405 – <http://www.oppc.net>

Call 503-970-2069 or email liz@oppc.net, bill@oppc.net or joan@oppc.net



BCC✓

BOGSTAD Deborah L

From: Liz Copeland [lizland@teleport.com]
Sent: Wednesday, May 28, 2003 7:46 PM
To: deborah.l.bogstad@co.multnomah.or.us
Cc: joan@oppc.net
Subject: public power for Multnomah County

Dear Officer of the Commission:

It is my understanding that I can submit to you testimony in favor of public takeover of PGE electric company serving Multnomah County.

I have long-standing interest in good energy policy. I worked for almost five years with Portland Energy Conservation, Inc., and helped manage two multi-family weatherization energy conservation programs in partnership with Pacific Power and PGE. Presently I work part time as a sales person marketing the Green Mountain Energy renewable energy options now available, per Oregon law, through PGE and Pacific Power (aka Enron and Scottish Power).

Speaking on the record as a private citizen, I can think of no more proactive, long-range maneuver at present than public ownership of PGE. Enron's sorry record of taking tax dollars from consumers and then not passing them onto the appropriate state and federal agencies is appalling. So is the \$10 corporate income tax PGE recently paid. A major argument in favor of private ownership is the taxes that will accrue to the state. This \$10 payment makes that argument for private ownership completely null and void.

In addition, the fact that Kenneth Lay HAS NOT YET BEEN INDICTED FOR ANY CRIMINAL WRONGDOING makes it very clear to me that the more we can create structures that are responsive to the needs -- and positive aspirations for a clear environment and a just marketplace -- of local citizens, the more we will be acting on behalf of future generations.

Public meetings; community accountability; reasonable salary structures -- these are ALL benefits public ownership offers. I urge you to act to facilitate the potential "yes" vote of Multnomah County citizens for public takeover of PGE.

Sincerely,

Liz Copeland
Multnomah County resident
1137 NE Beech #2
Portland, OR 97212

5/29/2003



900 S.W. Fifth Avenue, Suite 2600
Portland, Oregon 97204
phone 503.224.3380
fax 503.220.2480
www.stoel.com

To:	Name:	Fax No.	Company/Firm:	Office No.
	Deborah Bogstad	503-988-3093	Multnomah County Board Clerk	
	Katie Gaetjens	503-988-3377	Deputy Multnomah County Counsel	

Name:	Sender's Direct Dial:	Sender's Direct Email:
FROM: Robert D. Van Brocklin	(503) 294-9660	rdvanbrocklin@stoel.com

Client:	Matter:
---------	---------

DATE: May 28, 2003

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COMMENTS:

CORRECTED VERSION - TYPED



BCC ✓

900 S.W. Fifth Avenue, Suite 2600
Portland, Oregon 97204
main 503.224.3380
fax 503.220.2480
www.stoel.com

May 29, 2003

ROBERT D. VAN BROCKLIN
Letterhead Title
Direct (503) 294-9660
rdvanbrocklin@stoel.com

Multnomah County Board of Commissioners
c/o Deborah Bogstad
Board Clerk
501 SE Hawthorne Blvd., Ste. 600
Portland, OR 97214

Re: Multnomah County People's Utility District Formation Proposal

Dear Members of the Board:

On behalf of our client, PacifiCorp, I am writing about the proposed Multnomah People's Utility District ("Multnomah PUD") formation proposal. ORS 261.161(2) requires the Board of Commissioners to "determine the boundaries of the proposed [people's utility] district" based on the record of the hearing and the report of the Office of Energy. Further, ORS 261.161(3) provides that the people's utility district boundary is "fixed by the [county] governing body." (Emphasis added.) As the Board of Commissioners ("Board") determines the boundaries of the proposed Multnomah PUD, as is required in ORS 261.161(2), we ask that the Board consider the following questions.

First, with respect to fixing the boundary, ORS 261.110(6) provides:

"No entire township, except when needed for location of plant or impounding purposes, or both, shall be included in formation of any [people's utility] district, unless the township contains not less than 10 electors. No portion of any township in excess of six sections shall be included, unless the portion contains a proportionate number of electors." (Emphasis added.)

We believe that there may be one or more townships in Multnomah County which have not been shown to be needed for plant location or impoundment purposes and which contain less than 10 electors. The township(s) in Multnomah County that we suspect may contain less than 10 electors are located in the eastern part of the County on land owned by the United States. Any such townships that contain less than 10 electors may not be included in the boundary pursuant to ORS 261.110(6). Further, it is unclear how the proportionality provision in ORS 261.110(6) would affect the proposed Multnomah PUD boundary. We are currently researching these questions, as is Portland General Electric ("PGE"), and both PGE and our office will provide the

Oregon
Washington
California
Utah
Idaho



Multnomah County Board of Commissioners
May 28, 2003
Page 2

Board with additional information on this question prior to the closing of the hearing record on this matter.

Second, ORS 261.110(5) provides:

"No municipality that owns and operates or owns or operates a publicly owned utility for development or distribution, or both, of electric energy or the territory it serves within or without the boundaries of such municipality at the time of a proposed formation of a people's utility district shall be included in any election for such formation unless the inclusion is agreed to at an election by the electors of such municipality."
(Emphasis added.)

The City of Portland owns two dams adjacent to Bull Run Lake that generate hydroelectric energy. The City of Portland also owns and operates a fuel cell power plant at its Columbia Boulevard Wastewater Treatment Plant that generates electric energy. For purposes of ORS chapter 261, a "utility" is defined at ORS 261.010((6) to mean "a plant, works, or other property used for development, generation, storage, distribution or transmission of electric energy produced from resources including, **but not limited to, hydroelectric,** pump storage, wave, tidal, wind, solid waste, wood, straw or other fiber, coal or other thermal generation, geothermal or solar resources, or development or transmission of water for domestic or municipal purposes, waterpower or electric energy," (Emphasis added.) The City's Bull Run hydroelectric facilities and fuel cell power plant are, therefore, utilities for purposes of ORS 261.110(5). They are also publicly owned because they are owned by the City of Portland.

Pursuant to ORS 261.110(5), it appears that the City of Portland may not be included in "any election" to form a people's utility district "**unless the inclusion is agreed to** at an election by the electors of such municipality." (Emphasis added). Under this provision, it appears that voters in the City of Portland must vote on the question of whether Portland should be included within the proposed boundary of the Multnomah PUD **prior to** Portland being included in the proposed boundary of the Multnomah PUD submitted to the voters. There is not sufficient time for the City to hold such an election prior to June 12, 2003, the date by which the County intends to determine the boundaries of the proposed Multnomah PUD pursuant to ORS 261.161. Accordingly, the statute appears to require that the City of Portland be excluded from the proposed Multnomah PUD boundary.



Multnomah County Board of Commissioners

May 28, 2003

Page 3

We may provide further information concerning ORS 261.110(5) prior to the time the Board closes the hearing record on this matter.

Thank you for your consideration of these comments.

Very truly yours,

Robert D. Van Brocklin

RVB:mlb



PORTLAND HYDRO PROJECTS

(Owned by the City of Portland - Contract with PGE to 2017)

Portland General Electric

- *PHP 1 (Bull Run River) ----->*
- *24 MW with 100% to PGE*
- *Both Powerhouses Installed 1982 on Existing Dams*



<--- PHP 2 (Downstream)

- *13.5 MW with 100% to PGE*
- *All O&M Provided by PGE*
- *Both Plants Operated Remotely from Faraday Control Center*



IPS2-17 116 ppt

19

July 23, 1999

The City of Portland's Bureau of Environmental Services unveiled its new, state-of-the-art fuel cell power plant at a private dedication ceremony on July 22, 1999 at the Columbia Boulevard Wastewater Treatment Plant (CBWTP) in North Portland. The event was held to recognize the work of Environmental Services staff and project contractors, and the financial support from business and government agencies. The fuel cell converts methane gas, a natural by-product of the sewage treatment process, into clean, renewable electricity that will help provide uninterrupted power to one of the treatment plant's buildings. The unit operates like a battery, but never needs recharging. The fuel cell is capable of producing over 200 kilowatts of electricity per hour, generating as much as 1.25 million kilowatts per year. The unit is now producing over 175 kilowatts per hour, generating enough electricity to power about 125 homes. On hand for the ceremony were Portland City Commissioner Dan Saltzman, who oversees the Bureau of Environmental Services; Dean Marriott, director of Environmental Services; and Steve Behrndt, director of Wastewater Management. Also in attendance were John Trocciola, marketing manager for ONSI Corporation, makers of the fuel cell; and energy program manager David Tooze of Portland's Energy Office.

Representing the project's financial supporters were Dr. Wayne Lei, director of Environmental Affairs for Portland General Electric; U.S. Army Commander Garry Kostek, representing the United States Department of Defense, and energy analyst Evan Elias of the Oregon Office of Energy. "At Environmental Services, we think energy and the environment go hand-in-hand," said Dean Marriott. "Since 1990, energy efficiency projects have saved our Bureau about \$615,000 per year. We prevent 621 tons a year of carbon dioxide from being released into the air by not flaring off the gas now used by the fuel cell. This technology doesn't pollute or kill fish."

Although fuel cell technology has been around for decades, fuel cells are still quite expensive. Funding for the \$1.3 million project was made possible through federal and state grants, including a \$200,000 grant from the U.S. Department of Defense. The City also entered into an agreement with PGE to promote renewable resources or "green power." Environmental Services will receive a rebate of \$247,000 from PGE.

The Oregon Office of Energy also provided a tax credit worth \$224,000. Additional financing was provided by Western Bank, a subsidiary of Washington Mutual Saving Bank.

Treatment plant staff helped install the fuel cell with the assistance of several contractors. Project managers were senior engineer Garry Ott, principal engineer Gene Appel, construction manager Hollie Berry, and electrical maintenance manager Duane Sanger.

The Columbia Boulevard Wastewater Treatment Plant processes an average of 80 million gallons of Portland's sewage per day. Of the roughly one million cubic feet of gas produced daily by the digestion of organic compounds in various treatment processes, more than five percent will be used for the fuel cell. Most of the gas is still going to good use. Environmental Services sells 16 percent of the biogas to Malarkey Roofing Company, a shingle manufacturer located a mile east of the treatment plant. More than 54 percent of the remaining digester gas is used in the treatment process to fire boilers and heat digester sludge. The remaining gas is flared off at the plant.

Received 05-29-03

BCC✓

Linda Kadas
1721 SE 33rd Ave
Portland, Oregon 97214-5024

May 26, 2003

County Commissioners
501 Hawthorne Boulevard
Portland, Oregon 97214

RE: I am writing to urge the creation of a public utility to take over PGI

Since the Oregon Public Utility Commission has apparently forgotten the "public" part of its role, I believe a locally owned and controlled utility would be more responsive and accountable to the public.

I don't believe that there should be an opportunity to make profit from utilities since they are necessary for life. With Oregonians in control, focus on profit won't exist and decisions can be made based on best environmental practices including the development of renewable resources.

A People's Utility District would be better for our local economy. There would be better and more stable jobs; the workers union contracts would be honored. There would be no CEO's to drain off moneys. We need to keep our money at home, and not sent off to some distant corporation to increase their profits.

I am told that we would get PGE assets at the lowest price by using eminent domain which sounds good. PUDs do not pay Federal income taxes...in the honest method instead of how the current PGE is sending our taxes to Enbridge without paying the government taxes.

This would be good business for Oregonians...and it is about time we insist on good business with all that bad business going on all around us. This is a grand opportunity and we should not pass it up.

Sincerely,
Linda Kadas 

May 28th 2003

Received 0530.03

BCC ✓

Deb Bogstad, Board Clerk

501 SE Hawthorne Boulevard, Suite 600

Portland, Oregon 97214-3587

I want to step forward and state my interest in forming a Public Utility District (PUD) and urge you to listen the public comments presented at the hearings and sent in by mail. If you listen to the testimony, I think you will also come to the conclusion that a PUD is best for the rate payers, both commercial and private, and the local the economy. PUDs in the area have been shown to have consistently lower rates than Investor Owned Utilities (IOU) When first I heard the idea of a PUD discussed the 70s, the argument against the was the timer for PUDs has passed. Of course PUDs have since been formed which have successfully produced electricity at cheaper rates than PGE.

The power crisis of 2001 where PUDs avoided brown outs and the punishing rate increases that were suffered by rate payers of IOUs should be a lesson to be remembered. The rate rate payers served by the Investor Owned Utilities (IOUs) were ripped off by there own power companies. PGE customers did not suffer from the near extortion rates experienced by California but their employees were bilked out the money they had put in their 401 Ks. Free market competition sounds so benevolent until one realizes that the competition is for maximization of profits for the IOUs and not for providing cheap electricity to the rare payers.

Local control of a PUD through a locally elected board of directors is another lesson we can learn from California: In 1944, a holding company, made up of General Motors, Chevron Oil and Firestone Rubber, bought the Pacific Electric interurban transit company that served the Los Angeles Area. Because the members of the holding company would make more profit if the transportation system were pushed in the direction of buses and cars, the

interurban rail line was eventually dismantled. Local control is vital if we are to have a power distribution system that strives to serve human needs rather than IOU profits. In the case of PGE, local control can only be guaranteed if we move to form a Public Utility District.

Herschel Soles
Herschel Soles

6126 NE 31st Ave.
Portland, OR 97211

MAY 30 2003 MM



City of Molalla



BCCV

PO Box 248, Molalla, OR. 97038

Telephone: 503-829-6855

Fax: 503-829-3676

1 of 2 PAGES

TO:

Delmah Bogstad

PHONE:

FAX: 503-988-3013

FROM:

^{MM}
Melanie Maben, City Clerk/City Recorder

PHONE: 503-829-6855

FAX: 503-829-3676

NOTES:

City of Molalla

May 30, 2003

Multnomah County Board of Commissioners
501 SW Hawthorne Blvd
Portland OR 97214

RE: Multnomah County People's Utility District Proposal

Dear Board of Commissioners:

I am writing to oppose the current proposal of forming a People's Utility District in Multnomah County.

There is currently a lack of information of the proposal. What will be the effects of the transfer of power both inside and outside of the proposed district? Will the proposed PUD have to BPA power? how much? Will there be a rate increase in the future, and whether the new entity will be generating power.

It is crucial that the residents of these municipalities be informed of the proposed district.

Until we can have a public hearing on the proposal to transfer electricity users throughout the region, I cannot support the PUD proposal.

Sincerely,


Mike Clarke, Mayor

Since 1913

Cc: Annette Mattson, PGE
Members of City Council

P.O. Box 248, Molalla, Oregon 97038
Telephone 503-829-6855 • FAX No. 503-829-3676
E-Mail: city@molalla.net

May 30, 2003

Multnomah County Board of Commissioners
501 SW Hawthorne Blvd
Portland OR 97214

RE: Multnomah County People's Utility District Proposal

Dear Board of Commissioners:

I am writing to oppose the current proposal of forming a People's Utility District in Multnomah County.

There is currently a lack of information about the impacts of the proposal. What will be the effects of the transition upon electricity users both inside and outside of the proposed district? What accesses will the proposed PUD have to BPA power, how much BPA rates might increase in the near future, and whether the new entity would have authority to condemn power-generating resources?

It is crucial to know the effect that the PUD will have upon the residents of these municipalities, such as Molalla, that lie outside of the proposed district.

Until we can know that formation of the proposed district will benefit electricity users throughout the region, I cannot support the PUD proposal.

Sincerely,

Mike Clarke, Mayor

Cc: Annette Mattson, PGE
Members of City Council

RECEIVED 06.04.03

(FAXED EARLIER)

BCC ✓

City of Molalla

May 30, 2003

Multnomah County Board of Commissioners
501 SW Hawthorne Blvd
Portland OR 97214

RE: Multnomah County People's Utility District Proposal

Dear Board of Commissioners:

I am writing to oppose the current proposal of forming a People's Utility District in Multnomah County.


There is currently a lack of information about the impacts of the proposal. What will be the effects of the transition upon electricity users both inside and outside of the proposed district? What accesses will the proposed PUD have to BPA power, how much BPA rates might increase in the near future, and whether the new entity would have authority to condemn power-generating resources?

It is crucial to know the effect that the PUD will have upon the residents of these municipalities, such as Molalla, that lie outside of the proposed district.

Until we can know that formation of the proposed district will benefit electricity users throughout the region, I cannot support the PUD proposal.

Sincerely,

Since 1913


Mike Clarke, Mayor

Cc: Annette Mattson, PGE
Members of City Council

P.O. Box 248, Molalla, Oregon 97038

Telephone 503-829-6855 • FAX No. 503-829-3676

E-Mail: city@molalla.net

CINEMAGIC THEATRES
6712 S. E. Milwaukie Ave.
Portland, Oregon 97202

RECEIVED
05.30.03
BCC ✓

May 28, 2003

Multnomah County Commission
501 S. E. Hawthorne
Portland, Oregon 97214

RE: Peoples Utility District

I am a retired school administrator. Currently, I own extensive commercial and residential real estate in three Oregon counties, and I have had the experience of working with the Peoples Utility District. I have found the Peoples Utility District to provide superior service and economic savings, for both commercial and residential properties.

The Peoples Utility District should seriously be evaluated as potential deliverers of electric service. However, it is my conviction that it would take a committee with an intelligent, dynamic and creative leader and sufficient financial resources to launch a Peoples Utility District and make it a success.

We are aware of ENRON's dishonesty and corruption. Because of the success of Peoples Utility Districts, they are somewhat reluctant to share information to large municipalities. They believe this may negatively affect their operation.

High electric rates and other negative conditions will force the public to search for the best provider of electrical service.

Charles F. Nakvasil

Charles F. Nakvasil



NEWBERG AREA CHAMBER OF COMMERCE

115 N. Washington • Newberg, OR 97132 • (503) 538-2014 • FAX (503) 538-2463

Received
06.02.03
BCC ✓

www.newberg.org
email: info@newberg.org

May 29, 2003

Multnomah County Board of Commissioners
Deborah Bogstad, Board Clerk
501 SE Hawthorne Blvd., Suite 600
Portland, OR 97214

Dear Commissioners:

The Newberg Area Chamber of Commerce Board of Directors desires to go on record as opposed to the condemnation of Portland General Electric and Pacific Power's service area and the proposed formation of a People's Utility District in Multnomah County.

The Chamber's Economic Development Committee expressed their position in one statement: "We support keeping Portland General Electric and Pacific Power, its successors and assigns, as private companies in their entirety." The Chamber Executive Committee and Board of Directors later supported this proclamation.

Our Chamber feels that disabling a viable, competent private corporation, in favor of a dubious public organization is philosophically contrary to our core belief in the free enterprise system. Approval of the dismantling of PGE and Pacific Power will be additional evidence to the nation that Oregon is "unfriendly" to private enterprise.

Sincerely yours,

Jim Hirte
2003 President

cc: Newberg Area Chamber of Commerce Board of Directors
Karen Lee, PGE



RECEIVED
06.03.03
BCC ✓

May 30, 2003

Multnomah County Board of Commissioners
c/o Deborah Bogstad, Board Clerk
501 SE Hawthorne BL, Suite 600
Portland OR 97214

Subject: Resolution in Opposition to Formation of Electric PUD

At its May 20, 2003, the Milwaukie City Council unanimously approved a resolution opposing the formation of an Electric People's District (PUD) in Multnomah County. A copy of Resolution No. 20-2003 is attached.

Sincerely,

Pat DuVal

Pat DuVal
City Recorder

2003 MAY 30 PM 5:00
MILWAUKIE CITY HALL

MILWAUKIE CITY HALL
501 SE HAWTHORNE BL, SUITE 600
PORTLAND, OR 97214
(503) 786-7555 • FAX (503) 652-4433

MILWAUKIE CITY HALL
10722 S.E. Main Street, Milwaukie, Oregon 97222
Phone: (503) 786-7555 • Fax: (503) 652-4433 • Web Site: www.cityofmilwaukie.org
Celebrating 100 years of service to the citizens of Milwaukie!

RESOLUTION NO. 20-2003

**A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF MILWAUKIE,
OREGON IN OPPOSITION TO THE FORMATION OF AN ELECTRIC
PEOPLE'S UTILITY DISTRICT (PUD) IN MULTNOMAH COUNTY**

WHEREAS, a petition to form a Multnomah County Electric PUD has been filed with Multnomah County; and

WHEREAS, the PUD petitioners have stated that they intend to provide electric energy within the proposed Multnomah County PUD in part with assets currently owned by Portland General Electric (PGE); and

WHEREAS, partitioning the current PGE system into smaller units will cause increased costs to remaining customers outside of Multnomah County; and

WHEREAS, a PUD will create uncertainty in an economy that is already strained, promoting the view that the Metro area is "anti-business," thus sending a negative message to businesses considering the Willamette Valley area a place to locate or expand at a time when the Oregon economy is struggling; and

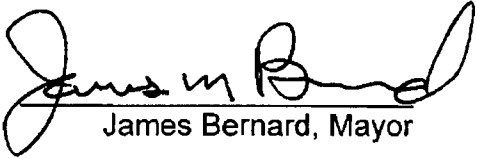
WHEREAS, local governments face the loss of millions of dollars annually in property taxes paid by PGE and Pacific Power; and

WHEREAS, the new proposed PUD will not have access to lower-priced BPA preference power in the foreseeable future, and, even when available, BPA rates have increased forty-five (45) percent in the last two years and are due to increase another fifteen (15) percent this year; and

WHEREAS, a start-up government utility would almost certainly commence operations with no power generation and would be dependent on the volatile wholesale market for nearly all power supply. It would sever Multnomah County from the integrated generating, transmission and distribution systems of PGE and Pacific Power;

NOW, THEREFORE, BE IT RESOLVED, that the Milwaukie City Council opposes formation of the Multnomah County PUD.

Introduced and adopted by the City Council of the City of Milwaukie on the
20th day of May 2003.


James Bernard, Mayor

ATTEST:

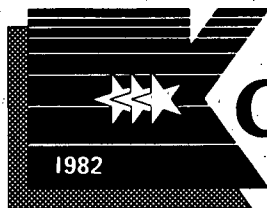


Pat DuVal, City Recorder

APPROVED AS TO FORM:



Ramis, Crew, Corrigan & Bachrach, LLP



City of Keizer

RECEIVED
060303
BCC✓

Phone: (503) 390-3700 • Fax: (503) 393-9437
930 Chemawa Rd. N.E. • P.O. Box 21000 • Keizer, Oregon 97307-1000

Administration • Public Works • Community Development • Municipal Court • Police (business only) Phone 503.390.3713 Fax 503.390.8295

May 30, 2003

Multnomah County Board of Commissioners
Attn: Deborah Bogstad, Board Clerk
501 SE Hawthorne Blvd. Suite 600
Portland, Oregon 97214

Re: City of Keizer Resolution No. R2003-1410
Opposing Proposed Multnomah County People's Utility District

Dear Ms. Bogstad:

Please be advised that on May 19, 2003 the Keizer City Council adopted Resolution R2003-1410 – In the Matter of Opposing Proposed Multnomah County People's Utility District, a copy of which is attached. Please submit this as testimony in the matter pending before the Multnomah County Commissioners.

If you have any questions about this Council action or need further information, please do not hesitate to contact me at (503) 390-3700, extension 108.

Sincerely,

Tracy L. Davis, CMC
City Recorder
City of Keizer

Enc.

1 CITY COUNCIL, CITY OF KEIZER, STATE OF OREGON

2 Resolution R2003- 1410

3 IN THE MATTER OF OPPOSING PROPOSED MULTNOMAH
4 COUNTY PEOPLE'S UTILITY DISTRICT

5 WHEREAS, the proposed initiative to form a people's utility district in
6 Multnomah County fails to take into account the interest and well-being of PGE and
7 PacifiCorp customers in other counties;

8 WHEREAS, a process is under way to sell PGE and there is strong interest by
9 utility customers, community leaders and state and local officials to see the utility
10 retained in its current form, including its valuable generating and transmission assets;

11 WHEREAS, condemnation of PGE and PacifiCorp assets eliminates private-
12 sector jobs and sends the wrong messages to businesses looking to invest in the
13 community;

14 WHEREAS, separating a utility service district from generating assets deprives
15 customers, who have paid for those assets through their rates, from the benefits of those
16 assets;

17 WHEREAS, a newly formed people's utility district would qualify under federal
18 law for preference power from the Bonneville Power Administration, but inadequate
19 power is available from BPA for current preference customers, which could result in
20 further electricity price increases for customers, both inside and outside Multnomah
21 County;

1 WHEREAS, the piecemeal acquisition of PGE service territory could thwart
2 credible attempts by state and local officials to explore a regional, consumer-owned
3 utility that may provide economic benefits to customers and communities;

4 WHEREAS, the petition to create the people's utility district excludes areas
5 served by other PUDs, even though they are not electric utilities, which raises questions
6 about what entity will supply their electricity service;

7 WHEREAS, under Oregon law, if a majority of residents of cities within
8 Multnomah County oppose formation of the people's utility district, they also will be
9 excluded from its service territory;

10 NOW, THEREFORE,

11 BE IT RESOLVED by the City Council of the City of Keizer that the City
12 Council of the City of Keizer oppose the formation of a people's utility district in
13 Multnomah County because it will have negative economic consequences for PGE and
14 PacifiCorp customers and there are better ways to retain PGE as a complete utility,
15 providing benefits to its customers and the communities it serves.

16 PASSED this 19th day of May, 2003.

17 SIGNED this 19th day of May, 2003.

18

19

Mayor

20

21

City Recorder

Submitted 06.03.03

BCCV

To: Multnomah County Commissioners.

I am writing in regards to ^{an} exclusion from a proposed PUD for all of Multnomah county. There are residents in north Multnomah County that have a Scappoose address and are served by Columbia River P.U.D. It would be beneficial for all of these residents to remain customers of this P.U.D. The response time we currently have for any problems is excellent! I don't know if the boundary is Rocky Point Road or not; but the number of households that would be affected is probably less than 50. Please consider excluding any resident of Multnomah County that is currently served by Columbia River P.U.D.

Thank You



Paul Wright

21560 N.W. Gilkison Road
Scappoose, OR 97056



CLACKAMAS COUNTY

Board of Commissioners

FACSIMILE TRANSMISSION

BILL KENNEMER
CHAIRLARRY SOWA
COMMISSIONERMICHAEL J. JORDAN
COMMISSIONER

COVER SHEET

DATE:

June 2, 2003

TO:

PGE - Annette Mattson
Mult. Co.

FAX #:

FROM:

BOARD OF COUNTY COMMISSIONERS
FAX # 503-650-8944

TOTAL PAGES, INCLUDING THIS COVER SHEET:

3

COMMENTS:

CLACKAMAS COUNTY RESOLUTION**OPPOSING THE FORMATION OF AN****ELECTRIC PEOPLE'S UTILITY DISTRICT****RESOLUTION NO. 2003-111****(PUD) IN MULTNOMAH COUNTY**

WHEREAS, Portland General Electric (PGE) has been serving the Portland area for over 100 years and Pacific Power has been serving the Portland area for nearly 100 years; and,

WHEREAS, the proposed initiative to form a people's utility district in Multnomah County fails to take into account the interest and well-being of PGE and Pacific Power customers in other counties; and,

WHEREAS, the PUD breaks up the PGE service territory, severing up to 32% of the current PGE electric load from the company causing a possible cost burden on the remaining customers outside of Multnomah County; and,

WHEREAS, creation of the PUD would add uncertainty to an economy that is already severely strained; and,

WHEREAS, a process is under way to sell PGE and there is strong interest by utility customers, community leaders, and state and local officials to see the utility retained in its current form, including its generating and transmission assets; and,

WHEREAS, condemnation of PGE and Pacific Power could cost the Portland area thousands of private sector jobs and create a negative impact on the overall economy; and,

WHEREAS, using the state's limited federally tax-exempt bonds to purchase PGE and Pacific Power's distribution system in Multnomah County would harm the state's low-income housing and economic development programs and local efforts; and,

WHEREAS, PGE and Pacific Power have a demonstrated record for superior performance and a PUD requires no regulatory oversight by the Oregon Public Utility Commission with regard to rates, customer service standards and reliability; and,

WHEREAS, the newly formed people's utility district would qualify under federal law for preference power from the Bonneville Power Administration (BPA), but inadequate power is available from BPA for current preference customers, which could result in further electricity price increases for customers both inside and outside Multnomah County; and,

**CLACKAMAS COUNTY RESOLUTION
OPPOSING THE FORMATION OF AN
ELECTRIC PEOPLE'S UTILITY DISTRICT
(PUD) IN MULTNOMAH COUNTY**

RESOLUTION NO. 2003-111

Page 2

WHEREAS, the new utility will not have access to lower-price BPA preference power until at least 2006 and if the PUD eventually accesses BPA power, those rates have increased 45 percent in the last two years and are due to increase up to another 15 percent this year; and,

WHEREAS, a start-up government utility would almost certainly begin operations with no power generation and would be dependent on the volatile wholesale market for nearly all power supply; and,


WHEREAS, the piecemeal acquisition of PGE and Pacific Power service territory could thwart credible attempts by state and local officials to explore a regional, consumer-owned utility or purchase by a private company;


NOW, THEREFORE BE IT RESOLVED, that the Clackamas County Board of Commissioners

1. Oppose the formation of a people's utility district in Multnomah County and the subsequent condemnation and forced takeover of the assets of Portland General Electric and Pacific Power distribution systems in Multnomah County;
2. Support the continued ownership and operation of PGE by a qualified and responsible private entity;
3. Should ownership of PGE be acquired by a public entity, the most desirable option is one that includes joint ownership and operation by all impacted counties, including Clackamas County.

Dated at Oregon City, Oregon, this 29th day of May 2003

CLACKAMAS COUNTY BOARD OF COMMISSIONERS


Chair


Commissioner


Commissioner

Written Testimony in Favor of Formation
Of
Multnomah County Peoples Utility District
Presented June 3, 2003

By: Richard Lovely
Position: General Manager
Representing: Grays Harbor County Public Utility District
Located: Grays Harbor County, Washington

Address: PUD #1 of Grays Harbor County
2720 Sumner Avenue
Aberdeen, WA 98520-0109

Phone: 1-800-562-7726 x 6234
E-mail: rlovely@ghpud.org
Web page: www.ghpud.org

About Grays Harbor:

1. Sixth Largest PUD in Washington by customer base having 35,343 with a population of 67,194.
2. The eight largest in total KWH sales at 1,305,261.
3. The seventh largest in revenue from retail energy sales at \$62,207,649
4. 1,474 Miles of power lines at 34.5kV and below
5. 213 Miles of power lines at greater than 34.5kV
6. 42 electrical power substations
7. 228,424 peak KW demand
8. The District receives 123,000 KW from the Bonneville Power Administration
9. Generation owned:
 - a. 10,000 KW of Diesel
 - b. 22,000 KW of Single Cycle Gas Combustion Turbines
 - c. 8,000 KW of Wind at the Nine Mile Canyon Energy NW project in Kennewick
 - d. 45,000 KW of Combined Cycle Gas
 - e. Plus additional contracted power as needed

The Grays Harbor PUD faces all of the challenges that any PUD would face, maybe more since we are not totally dependent on the Bonneville Power Administration for all of our power resources; it is just a matter of scale.

Witness Background:

Graduate of:

Parkrose High School, Portland OR,.....1968

Portland State University, BS Applied Science and Engineering.....1978

Emphasis in Electrical Engineering

Pacific Lutheran University, MBA in Business Administration.....1989

Licensed Professional Engineer in Both Oregon (#12120), and Washington (#22029)

Military Service:

Oregon Navy Veteran Having served from 1970-74, had the rank of Aviation Electronics Technician 3rd Class upon receiving Honorable Discharge.

I have worked in the electric power business since February of 1978 upon being hired as an engineering intern by Pacific Power and Light Co (PP&L). I continued work with PP&L after graduation. My career included three years as an assistant area engineer working in Yakima, County WA. I was transferred to Portland to work in the Distribution Standards department where I worked until March of 1984. I left PP&L to go to work for Grays Harbor PUD in March of 1984.

I was hired to be the Substation Engineer for Grays Harbor PUD, but through the years, both at PP&L and GHPUD I have done about every job function an engineer could do for an electrical utility, and am intimately aware of how and why these systems operate as they do. This includes generation, transmission, and distribution down to the secondaries providing power to the houses.

In 1989 I received my MBA degree in business administration from Pacific Lutheran University located in Puyallup, WA. My goal was to move beyond engineering to a management position. In September of 1999, my goal was realized and Grays Harbor PUD commissioners promoted me to General Manager. As manager for almost four years I have now become fully involved with the total operation of a large electric utility.

Since my actual in-person testimony on Tuesday, June 3, 2003 was limited to only 3 minutes I felt it important to clarify my verbal testimony and add this additional written testimony.

Myth: Consumer owned utilities are not capable of providing low cost power as well as a for profit company.

Fact: Consumer owned utilities have until recently, been lower cost providers of electricity than for profit companies. This is still true in Oregon with regards to PGE. I see no reason that this would change with the formation of the Multnomah PUD.

Myth: Consumer owned utilities are not capable of hiring the quality caliber of employee required to operate an electric utility.

Fact: Consumer owned utilities have no trouble hiring and maintaining the caliber of employee required to operate a utility. In fact many utilities have been able to hire employees from for profit utilities because of the poor way they operate and low employee moral. PSE laid off all of its line personnel and now uses contractors to perform the work employees used to do. Response time has deteriorated markedly. Grays Harbor PUD has 165 employees with a payroll of about \$10 Million annually. The General Managers wage compensation is under \$125,000. The top 25 employees of PGE probably make more than \$10 Million between them. They probably have golden parachutes that are very generous if they leave. This benefit will not trickle down to the employees most of whom have lost their retirement security outside of Social Security. Consumer owned utility employees benefits don't ebb and flow with the management personality. In PGE's March 17, 2003 (pg 14 of 38) statement of financial condition they indicate that their retirement program is \$120 Million under funded if terminated as is, but the bankruptcy court has claims on the funds that are there. How many regular employees are aware that they have this situation?

Myth: Investor owned utilities are better at maintaining reliable systems than consumer owned utilities.

Fact: Consumer owned utilities own the assets in their service territories. The revenues generated are used to maintain, operate and upgrade the system. Employees of consumer owned utilities represent their friends, neighbors and relatives and have just as much if not more ownership in the system. Consumer owned utilities exist to serve their customer owners, not distant and obscure stock shareholders. The community reinvests in itself for the betterment of itself. System maintenance is one of the first things normally sacrificed by investor owned utilities that are trying to maintain stock value. Most consumer owned utilities are state of the art in new and upgraded substations and facilities.

Myth: Investor owned utilities have better credit ratings and access to capital markets than consumer owned utilities.

Fact: A large number of investor owned utilities have had their credit ratings on senior secured debt slashed this past year by Standard and Poor's, Moody's and Fitch, while the credit outlook for consumer owned power utilities will continue to be stable. Both Moody's and S&P in reports released during the past week attribute this success of consumer owned utilities to local control, including legal authority over rate decisions and the willingness to raise rates to protect financial soundness; and to risk-averse utility management that seeks system reliability and low power-supply cost rather than financial return to utility owners. At a time when interest rates are at values not seen since the 1950's, many investor owned utilities are paying large interest premiums to finance capital expenditures or even refinance existing debt. In fact PGE itself admits on its

financial documents posted on March 17, 2003 (pg 9 of 38), that their ratings from Fitch are below investment grade for senior secured and unsecured debt.

Myth: Access to tax-exempt financing is an unfair advantage to consumer owned utilities.

Fact: Investor owned utilities write off their interest expense making this issue a non-issue.

Myth: Consumer owned utilities don't pay their share of taxes.

Fact: Investor owned utilities get an incredible tax break in writing off deferred income taxes. In fact in most cases their total tax bill is less than many comparable consumer owned utilities, which dutifully collect the taxes owed and send them to the respective agencies with the authority to set taxes. Hasn't PGE sent about \$594 Million or some such number in deferred but collected income taxes from Oregon residents to the coffers of Enron because of consolidated balance sheets? According to PGE's March 17, 2003 (pg 17 of 38) financial statements they make income tax payments to Enron. Fortunately, for Oregon, the OPUC had the foresight to prevent Enron from acquiring PGE's assets during the merger in 1997 (pg 18 of 38).

Myth: The Public Utility Commissions exist to protect the ratepayer.

Fact: The Public Utility Commissions were the brainchild of Sam Insull. As consumer owned utilities began having great success winning over the general public in portions of the country due to the incredibly, greedy excesses of the pyramidal holding companies (history has an amazing way of repeating itself when the sheep let the wolves in i.e.; the California meltdown and supposed deregulation) during the 20's and 30's, it became apparent that the shareholder or privately held companies needed an entity to show that they had learned the errors of their ways. The Public Utility Commissions would regulate the private utilities guaranteeing a type of lower cost power by guaranteeing them a return on their investments. That is the tradeoff, rate stability at some tolerable consumer level, for a guaranteed return to shareholders. This is why consumer owned utilities oppose congressional elimination of the Public Utility Holding Company Act (PUHCA) and the private investor owned utilities favor its elimination.

Consumer owned utilities have local control and are directly accessible by the consumer. They are elected by and responsible to the ratepayers for their decisions.

Myth: Elected officials are incapable of running an electric utility

Fact: This should be an insult to all elected officials everywhere. It is what makes our country strong. Local control at the city, county and state levels makes our states function. The public almost never notices how much is done right, how reliable the sewer, water and garbage systems are 99.9% of the time, but they'll sure let you know about that 0.1% when it doesn't. Most of us have it so well even in times like this, that

we just never stop to think about or thank those who make it happen. Does the Multnomah County Commission believe that they are inept in running the county government? Every institution, both public and private can have bad managers of business's or departments. The last two years are littered with the failure and corruption of many Investor owned companies like Enron, WorldCom, Global Crossing, Pacific Gas and Electric to name a few. Those companies took not millions but billions of dollars faithfully invested by honest people wanting to just get a fair return on their dollar. Cities, Counties, PUD's and State governments operate in tight financial controls and every elected official knows that their success only lasts till the next election. The damage that can be done in local government is limited by the checks and balances of the system and the quality of people it hires to carry out its mission.

Myth: If Multnomah County were to take over the PGE assets all of the little electrons would run away and hide. The little electrons wouldn't cross any arbitrary political boundaries. Everything would be chaos.

Fact: Through out recent history there have been repeated takeovers or transfers of power facilities. All electric utilities in WA that have powers of Eminent Domain have an obligation to serve. The old entity has the obligation to continue electrical service until the assets, what ever they are, get transferred to the new serving entity. The new serving entity must have contractually obligated itself to a power supply or supplies, and have made arrangements for access to those resources so that they can be available for the entities it is now obligated to serve. If certain portions of a service territory are isolated pockets within another area, agreements are obtained to wheel energy through those areas to the isolated pockets so that no one is turned off. I would not want to be the head of a utility that intentionally denied power to customers. The political and legal ramifications could be rather extreme. So in the end the electrons always find their way to all the customers irrespective of artificial man-made boundaries.

Myth: If Multnomah County were to take over PGE's facilities it would require 10's of Millions of dollars to put in all of the additional facilities required to isolate it from other entities facilities.

Fact: This too is done all of the time by that I mean creating real physical boundaries not artificial ones. In fact, within Multnomah County, PGE and Pacific Corps (Scottish Power) facilities have been isolated this way for decades. PGE and PP&L used to compete for customers in Multnomah and I believe Washington Counties. They decided this was not in their collective best interests and set service territory boundaries where the two systems already exist distinct from each other (I don't know if OPUC had to approve these or not). There would be no material requirements necessary to separate these two systems. As for changes in county or city boundaries, this too can be solved relatively inexpensively; it just needs to be well planned. PGE will probably follow the typical pattern they and PP&L have demonstrated in the past, should they lose the election and the PUD is formed and funded. This pattern is to fight and force a condemnation of their assets to delay the transfer of those facilities. The newly elected board of commissioners will probably have to exercise their new power of eminent domain immediately and

condemn PGE's assets. The two entities will work independently to assess the value of those assets and a court will probably end up deciding what that price is. Meanwhile, the utility can start hiring the employees necessary to produce the planning and engineering studies necessary to determine how to efficiently and effectively slice and dice the boundaries. They (the commissioners) will authorize and start selling tax-exempt bonds to finance all of this. The assets that the PUD has by election agreed to acquire will back those bonds. The whole time this is going on customers still send their bills to PGE. **If it operates like the other transfers, when all is said and done the only difference the customers will see at the end of that process is that one month the bill is from PGE and the next it will be from the *Multnomah County Peoples Utility District* and it will more than likely come at a lower cost.**

BOGSTAD Deborah L

From: Andrew Butz [anbunz@yahoo.com]
Sent: Tuesday, June 03, 2003 7:33 PM
To: deborah.l.bogstad@co.multnomah.or.us
Cc: joan@occp.net
Subject: Please support P.U.D.

To the Multnomah County Commission:

Please consider as part of your official record my comments in support of establishing a People's Utility District. In the wake of the corruption and ratepayer abuses by Enron/PGE and other major utility & accounting companies, we need a P.U.D. to defend the interests of average ratepaying citizens.

Furthermore, a P.U.D. would help ensure locally-based, accountable, affordable and responsive utilities services. Please support this proposal, as voters consider passing such a measure in this year's election. Thanks for your consideration.

Sincerely,
Andrew Butz
3735 SE 9th
Portland, OR 97202

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The New Yahoo! Search - Faster. Easier. Bingo.
<http://search.yahoo.com>

RECEIVED 06.04.03
5:32pm

WRITTEN TESTIMONY IN FAVOR OF FORMING
A Multnomah County Peoples Utility District
June 4, 2003

From: Judith Barnes
Title: Chief Petitioner for a Multnomah County People's Utility District
Member of the Oregon Public Power Coalition www.oppc.net
Address: 1425 SE 37th Avenue, Portland, OR 97214
Phone: 503-232-1911
E-mail: judybarnes@earthlink.net

INTRODUCTION:

When I moved to Portland in October 2001, it was from California, where I had lived through the so-called energy crisis. We now know that what we then believed to be a genuine energy shortage, was actually an artificial supply shortage caused by a deliberate and illegal manipulation of energy markets on the West Coast by Enron and several other market manipulators. Before the spring of 2001 I had not thought a great deal about the issue of energy ownership and regulation, feeling it to be a rather complex subject. About the only thing I really felt about energy was that it is essential as a society that we break our dependence on fossil fuels.

But it was during the spring and summer of 2001, amidst the "energy crisis" that I became a convert to public power.

During that time, I lived in a small town just south of San Francisco, called Mountain View, CA. I lived on the edge of the town, on the very street that forms its border with neighboring Palo Alto, CA. As a resident of Mountain View, I was a customer of Pacific Gas & Electric (PG&E), a private investor-owned utility. Over the months when the crisis was growing, rates for PG&E customers rose and eventually supplies became so short that rolling blackouts were needed all over California to share the seemingly low supplies of energy fairly. However, what became clear to me was how different things were literally

across the street from me in Palo Alto, where they had enough supplies to meet their customer needs and so had no need to raise rates or impose blackouts. It was then that I discovered Palo Alto residents owned their own utility and lived in something called a Public Utility District.

I soon discovered that stable rates and adequate energy supplies weren't the only differences about Palo Alto's energy picture. They had in place and were actively promoting loan programs and tax incentives to encourage both local businesses and homeowners to install solar panels; a net metering program that gave credits for energy generated by the solar panels and fed back into the grid, thus creating extra energy for the grid that everyone could use; coupons for free CFL bulbs, as a method of energy conservation which creates an additional source of energy and reduces overall demand and the need to seek energy supplies from the volatile spot market.

I met Larry and Eric, father and son, owners of Palo Alto Hardware (650-327-7222) and winners of the first Palo Alto Green Business Award, who told me what they had done to win the award and how beneficial it had been for their bottom line. By installing some solar panels, hooking up to the grid and using net metering and doing some energy conservation measures, they had reduced their annual electric bill for their 6,000 square foot retail store from \$8000.00 to \$800.00.

And then I moved to Portland. Imagine my surprise (and dismay) to find that I was paying my electric bill to a wholly-owned subsidiary of Enron, here in what I thought of as one of the most forward thinking cities in the nation. And what bills they were! I was paying fully as much for electricity as I had in Northern California, known for having the highest cost of living in the entire U.S.

And as the Enron bankruptcy unfolded and the negative consequences to Portland of Enron's ownership of PGE began to be clearly revealed, that's when I realized I had seen the solution to the PGE/Enron mess in person in Palo Alto and I felt I had to share that knowledge and be part of creating something better for this place I now call my home. As I became more and more involved, I began learning some very disturbing things.

WHAT I DISCOVERED

Since Enron's takeover of PGE in 1997, PGE has collected from ratepayers over \$453 million to cover the alleged cost of its "federal income taxes" and over \$93 million to cover the cost of alleged "state income taxes," for a total of over \$546 million. But there is no evidence that any of this money ever reached either the U.S. or Oregon Treasuries, except that PGE paid \$221,000 in federal income taxes in 2002 and a grand total of \$10 in state income taxes.

This is not just a corporation avoiding its fair share of taxes. It is a state-granted monopoly corporation collecting "income tax" money from Oregon ratepayer under fraudulent premises and then keeping the money--more than enough to pay PGE's enormous bonuses for the executives. PGE president Peggy Fowler was paid \$979,000 in 2002, with a phalanx of other officers being paid over \$500,000 each.

All the while PGE has continued to raise rates to the highest in the Pacific Northwest, helping throw people out of work and our local economy into a tailspin. Among the industrial plants which have cited high electricity costs as reasons for shutting down are Fujitsu in Gresham and Oregon Steel Mills in Portland.

And PGE's sterling record of civic responsibility continues into 2003. PGE has now reconsolidated its tax filing with parent Enron. The \$92.6 million PGE will collect from ratepayers in 2003 will never be paid to any government. Enron has stated in its reports to the SEC that it has such huge losses that it will not be paying any income taxes in any year. Thus, the scam is continuing right now and is costing us \$1.8 million per week! In the opinion of many this is by far the biggest tax fraud in Oregon history.

The Oregon Public Utility Commission, supposed protector of ratepayer interests, refuses to address the issue in any way, despite requests from the public.

If it had ever reached Oregon's treasury, a portion of the \$93 million in state taxes collected from ratepayers, would have come back to Multnomah County in funding for services. One need only do the math to calculate how many teachers, police, firefighters and elderly services our county has been deprived of due to PGE's tax-avoidance schemes. PGE has also managed to avoid paying income taxes to Multnomah County or the City of Portland – another \$20 million or so – although these too come out of ratepayer pockets every month.

Multnomah County ratepayers need accountable public ownership.

If we'd had a publicly owned utility in Multnomah County for the past six years, that half billion dollars – which went into Enron's Cayman Island bank accounts – would have remained in ratepayers' pockets, circulating in our local economy and into the hands of honest local businesses who DO pay their state taxes. That's because a publicly owned utility – such as a People's Utility 'District (PUD) – does not demand profits from its ratepayers and doesn't add federal or state income taxes to our rates.

So some local citizens got together in June 2002 to provide MC residents with a real public ownership alternative to continued ownership by now-bankrupt Enron, its Wall Street creditors or sale of PGE to another out-of-state owner. We call ourselves the Oregon Public Power Coalition and we are an all-volunteer citizen group dedicated to doing what had to be done to put PUD measures on the ballot before all the residents of PGE's service territory.

On February 12, 2003 OPPC submitted the signatures of 9,312 Multnomah voters to the Multnomah County Office of Elections requesting that a ballot measure to form a MC People's Utility District be put before the voters.

Similar petitions are still circulating in the counties of Clackamas, Washington, Yamhill, Marion and Polk.

OPPC views this as an issue of economic and social justice – the right of local citizens to have control over energy agendas that affect our lives and futures.

We are no longer willing to suffer silently while vital energy decisions are made for us by corporate criminals such as Enron.

Let's examine the merits of the PUD solution:

What is a PUD and how is it formed?

A People's Utility District (PUD) is a not-for-profit electric utility operated by the people it serves. In Oregon, ARTICLE 11, SECTION 12 of our constitution authorizes voters to form PUDs for the purpose of providing their communities basic services such as electricity. PUDs are formed by vote of the public, which also elects a five-member governing Board of Directors. The elected board of directors hires managers, sets energy policies and oversees management performance. Nationwide, about 2000 communities have created public power utilities, meeting the needs of 40 million Americans. In Oregon there are currently 58 publicly owned power utilities, 22 of them PUDs, all of them successfully providing reliable electrical energy to their local communities at lower rates than PGE/Enron.

How would a Multnomah PUD operate?

It would provide electrical service to its customers, make repairs and search out reliable energy generation at the lowest prices. A Multnomah PUD would be run by the excellent front line employees who handle the day-to-day functions of PGE right now. What's different? The huge money top management has been getting. A PUD's Board of Directors would hire new managers – experienced professionals – at reasonable salaries.

Why is a Multnomah County PUD a good idea?

LOWER RATES: A 2002 comparison of rates between PGE and consumer-owned utilities in the Northwest, shows rate savings ranging from 13–42% for residential and 16–40% commercial customers. Currently, PGE's rates are higher than the rates charged by any of the 22 largest publicly owned utilities in Oregon. PGE rates are much higher than the rates charged even by very

small publicly owned utilities, like McMinnville, Forest Grove, and Canby. A study commissioned by Portland's City Council estimates minimum savings in the range of 10%–30%. A not-for-profit Multnomah County PUD would lower rates by lowering costs. It would eliminate from our rates the charges for enormous executive salaries, federal income taxes and stockholder profits and provide access to low-cost, tax-exempt financing for capital improvements and priority access to BPA hydropower. Long-term BPA power will be available, starting October 1, 2006. A new Multnomah County PUD would have the same rights to federal preference power as any existing publicly owned utility in the region. If we do not form a publicly owned utility by then, we could be locked out of most BPA power for a decade or longer.

LOCALLY CONTROLLED MEANS LOCALLY ACCUNTABLE: With its open books, open records and open meetings a PUD offers the community transparent accountability. With a PUD, the community has its hands on the controls. PUDs are well known for reflecting the long-term values of their communities. You can meet with, talk to and persuade the elected directors of a consumer owned utility. You can attend its board meetings, speak your mind and be heard, and affect the way the utility is operated. Freed of the focus on stockholders, publicly owned utilities are more accountable to customers. Just try expressing your views to Enron's or PGE's Boards. Under the current system, local tax-paying citizens have no standing with PGE/Enron and must stand silently by while they make vital decisions about our energy future for us.

A SINGLE JOB, A SINGLE FOCUS: One distinct advantage of the PUD model of public ownership is its singularity of focus. Unlike utilities run by municipal governments, whose elected officials have multiple responsibilities, the sole responsibility of a PUD's elected board is to provide necessary, reliable, not-for-profit electricity at a reasonable price with proper protection of the environment.

LONG-TERM ENERGY PLANNING: With its emphasis on local input, a PUD provides a proven mechanism to begin long-term energy planning. PUDs are known for their emphasis on securing long-term energy supply, reducing price volatility. During the recent energy nightmare in California, the only ratepayers

who did not suffer rolling blackouts were those served by public power. In a region like ours, nationally known for its forward thinking land use planning, where is the corresponding planning being done on energy use? A Multnomah County delete PUD, in coordination with PUDs in surrounding counties, could begin development of a long-term plan for energy self-sufficiency in our region, in order to free our economy from the devastating effects of energy market volatility. High on the agenda should be a much greater emphasis on energy conservation, securing additional local generation and investment in renewables. These are arenas in which PUDs already excel nationally.

SUSTAINABILITY AND LIVABILITY: PUDs closely reflect the values of their communities because they are formed by and governed by local residents. In communities where sustainability is a value, PUDs foster those values. According to the American Public Power Association (APPA), the bulk of spending on renewables nationwide is done by consumer owned utilities, because their voters require it. Public power utilities in the Eugene area, for example, do more conservation and renewable resource development per capita than does PGE. A PUD, through formulation and implementation of sustainable energy goals, could contribute to local livability for our region. Just as the Portland area is known for sustainable land use, we could in time become known for sustainable energy use as well.

In this modern age, relying heavily on antiquated, dirty, unsustainable thermal generation plants and the vagaries of drought at the BPA dams is environmental and economic suicide. A smart PUD would look at the bigger picture of diversified and sustainable, renewable generation of power – to maintain stability of service, costs and natural resources for the benefit of all. There are now numerous large wind projects built or in process of development in our area. There is also a huge publicly owned photovoltaic installation under construction near Richland, and a number of biomass and biogas facilities sprouting up. Co-Generation is becoming more common at large mills and factories; geothermal installations, and other low-polluting or non-polluting technologies are coming on line. Micro-hydro is another upcoming technology that could generate energy using the strong currents of the Columbia River in the foreseeable future. Costs will continue to fall as demand grows. As

consumer-owners of a Multnomah County public utility we would decide which options to include in a diversified energy portfolio.

GOOD FOR LOCAL BUSINESS: Publicly owned power is good for local business and that's good for the economy. Public power's lower rates leave ratepayers with more money in their pockets to spend in our local economy, creating additional revenues for business, which in turn creates more local jobs.

Because People's Utility Districts are authorized by statute to invest in economic development, they offer the local community a new tool for stimulating business growth and job development. A PUD's locally elected board of directors increases the voice of small business in rate setting and is more likely to have local business interests at heart than a utility controlled by Enron. PUDs are known for their emphasis on securing long-term energy supply, reducing reliance on the spot market and the price volatility, which is so hard on business. A PUD would preserve the billions' worth of investment businesses have already made in PGE's assets through their rates, by purchasing those assets at book value. This retains them to be used for the benefit of the ratepayers, rather than having them sold out from under regulation, as Enron's bankruptcy settlement could do.

A PUD REFLECTS COMMUNITY VALUES: PUDs closely reflect the values of their communities because a PUD is formed by and governed by the residents of that community. In communities where sustainability is a value, PUDs foster those values. In a county whose voters have just shown we value our schools enough to impose a special county income tax on ourselves to help in the emergency, rates set by a consumer-owned PUD could also reflect those values. Other PUDs already offer special energy conservation programs and renewables programs to their school systems as a means of keeping energy costs low. By contrast, PGE's 2001 round of rate increases imposed additional \$600,000 a year on the already burdened Portland school budget. At the same time we learn PGE and Enron are pocketing \$2 million a week in taxes they collect but never pay and PGE's two top executives received retention bonuses adding up to exactly \$600,000. Is PGE/Enron reflecting the values of our community?

Answers to False charges being spread by PUD opponents:

THE TAX ISSUE: PUD opponents argue that a PUD would mean major losses in tax revenues. All PUDs pay local property and franchise taxes.

OPPC answers that since a PUD operates at cost and makes no profits, it pays no income taxes, federal or state. Unlike PGE/Enron, a Multnomah County PUD wouldn't charge ratepayers for federal or state income taxes it never pays. If PGE's ratepayers had been served by a publicly owned utility since 1997, the net loss to the Oregon state treasury would have been a whopping \$10.00. However, the gain from a PUD not charging ratepayers for those taxes in the first place would have meant an additional \$546 million dollars in ratepayer pockets and our local economy.

That reduction in our rates means more money to be used by business to create more jobs. How many jobs and how many goods and services could half a billion dollars have bought since 1997? And more money circulating locally means increased state tax revenues from the greater profits for local business owners who DO pay their income taxes.

SPENDING ON LOW INCOME ASSISTANCE, CONSERVATION & RENEWABLES: PUD opponents argue that the state-mandated minimum 3% public purposes fee, which Independently Operated Utilities (IOUs) are required to collect from ratepayers and spend on low income assistance, weatherization, energy conservation and investment in renewables, would be lost under a PUD.

OPPC answers that although PUDs are not required by state law to collect the 3% public purposes fee, the truth is public ownership would likely improve public purpose benefits, not eliminate them. Consumer owned utilities reflect the wishes of the voters, who elect the board of directors. According to the American Public Power Association (APPA), the bulk of spending on renewables nationwide is done by publicly owned utilities. In Oregon PUDs spend as much or more on public purposes, including low-income assistance and weatherization, because their local communities require them to. Public power utilities in the Eugene area, for example, do more conservation and renewable

resources development per capita than does PGE. Considering the electorate in the Portland area, we would expect public power entities here to devote considerable effort to these alternatives.

PGE'S CHARITABLE GIVING: PUD opponent argue that PGE's donations to charity would be lost under a PUD.

OPPC answers with the truth, which is that most of the charitable monies PGE gives to help local education programs, health initiatives, arts, cultural and environmental programs, come from the PGE Foundation, established in 1997 as a 501(c)(3) nonprofit organization with a PERMANENT endowment of \$25,000,000. The Foundation's giving is SEPARATE from the corporate giving of PGE, and will not "go away" if PGE goes away. How PGE can, with a straight face, continue to brazenly tout its charitable spending, when it is now clear that it amounts to but a small fraction of the \$93 million in unpaid Oregon taxes it has stolen from us since 1997, defies belief. Just how many health programs, environmental initiatives and cultural enrichment programs could those lost tax revenues have purchased? No wonder PGE can afford to pay million dollars retention bonuses.

THE ANTI-BUSINESS FALLACY: PUD opponents argue that public purchase would send the wrong message to prospective new businesses, the message that somehow they might be next.

OPPC answers that to the contrary, PUD formation sends a pro-business message. Citizens who vote to form consumer owned utilities are saying they care so much about keeping local businesses viable, and about attracting new business and new jobs to the community, that they choose the option which historically has provided the most stable supply and least volatile, lowest energy prices.

Though PGE paints itself as just like any other private competitive business, it is not. PGE has no competition. Unlike the local dry-cleaner, restaurant owner or shoe manufacturer, PGE is a state-granted monopoly, whose profits are guaranteed to it by its ratepayers. The only message that public ownership

could possibly send to business is a warning to other state-granted monopolies, like the phone or cable companies, that if they abuse their monopoly privilege, local citizens will revoke that privilege.

PGE EMPLOYEES WILL LOSE THEIR JOBS: PUD opponents are engaging in the most devilish fear mongering by putting it about that PUD formation would mean PGE employees losing their jobs.

OPPC answers that under state law, a new PUD must offer employment to any employee who works on a portion of the private utility system acquired by the PUD and honor union contracts for at least the first year. What a PUD would not have to do is hire PGE's million-dollar executives or pay their enormous bonuses and other compensation. And employees of a PUD would not have to fear losing their life savings as they have under Enron.

A PUD IS JUST BIG GOVERNMENT: PUDs are not run by government bureaucrats. Day-to-day operations are the business of professionally qualified and experienced utility managers hired by the PUD's board of directors at reasonable rates of compensation as well as PGE's hard-working linemen and salaried employees, whom the new PUD would retain. The elected board of directors hires managers, sets energy policies and oversees management performance.

A PUD LACKS PUBLIC OVERSIGHT: Opponents claim a PUD would not protect ratepayer interests because it is not subject to oversight by the Oregon Public Utilities Commission.

OPPC answers that the reason a PUD is not subject to OPUC. First of all, OPUC is the same body that approved PGE's sale to Enron, endorsed every rate increase and has refused, despite public requests, to even look into PGE's tax avoidance schemes, let alone seek a ratepayer refund or mount formal investigations into other allegations of wrong-doing, until very recently. By contrast, a PUD is overseen by an elected board of directors, accountable to the voters. PUD records and accounts, board meetings and directors are required to be open

and accessible to the public. PUDs are perhaps the most transparently accountable local bodies operating today.

BREAKUP OF PGE'S DISTRIBUTION SYSTEM: PUD opponents claim that a Multnomah County PUD would mean a breakup of PGE's current unified distribution system, which would endanger service delivery, and raise rates due to loss of efficiencies of scale.

OPPC answers that PGE could choose to sell its entire distribution system to the Multnomah County PUD or to a group of PUDs operating under an ORS Chapter 190 intergovernmental agreement, thereby keeping them as a single unit. Existing PUDs already operate their systems jointly. In addition, the logistics of separating out part of the distribution system is not difficult or expensive. In the early 1980s, Columbia River PUD went into operation, which required breaking off all of PGE's distribution system in Columbia County, except the cities of St. Helens, Scapoose, Columbia City, and Ranier. This separation reportedly cost less than \$100,000. This is far less than the \$250,000 we are paying every day in PGE's phony federal and state income tax collections. When the people of those cities later annexed themselves to the Columbia River PUD (or to Clatskanie PUD) in the late 1990s, the distribution system was restored to its previous state at virtually no cost. When it was a case of PP&L being granted territory in North Portland and small portions of NW Portland, the issue of clarifying boundaries between them and PGE doesn't seem to have created an insurmountable obstacle.

Efficiencies of scale are present at customer loads as low as 50,000. Furthermore, if the currents system is so efficient, why is it that very tiny publicly owned utilities right smack in the middle of PGE's service territory – like Canby, Forest Grove and McMinnville – have lower rates?

A MULTNOMAH PUD WILL NEGATIVELY AFFECT SURROUNDING COUNTIES: Counties now served by PGE will have choices once a Multnomah PUD is formed. They will be free to continue to purchase power from PGE as usual, to purchase power from the new PUD; vote to annex themselves to the Multnomah PUD (gaining the right to vote for PUD directors) or form their own PUDs and

work jointly with the new MC PUD under an ORS Chapter 190 agreement to share resources.

Once a PUD is formed, a process of transfer of assets will begin. This will include evaluating the value of PGE's assets, negotiating a purchase price and managing the transfer of those assets to the PUD. In the meantime, everyone will continue to receive power as usual and to pay their bills to PGE. The electricity does not stop flowing through the lines and is not turned off to your home, ever. The only thing that will change, once the transfer of assets is complete, is that customers served by the new PUD will no longer pay their bill to PGE/Enron. Hurray!

✓ **RECEIVED 06/05/03 - 3:39 a.m.**

Joan Horton
0234 SW Curry St.
Portland, OR 97239

Multnomah County Commissioners
501 SE Hawthorne St.
Portland, OR

Dear Commissioners,

These are some written comments regarding the Multnomah County People's Utility District. I've submitted written comments regarding the taxes and fees paid by a P.U.D. earlier, but I want to give a little background on how the PUD movement started. I also want to address some of the issues brought up by our opponents.

Monetary disclaimer:

I am a volunteer. I am not paid by anyone for my work on this campaign. I'm spending my own time gathering signatures, coming to hearings, writing e-mail and researching questions. I did get a \$25 POS rebate on my new hot water heater from PGE earlier this year. It was a general rebate they offered to everyone buying that water heater – nothing special just for me.

During Summer 2002, while working on a ballot initiative for Campaign Finance Reform, a group of us began discussing the situation with Enron and PGE. I was surprised to learn that areas that of California that had public ownership of their electricity hadn't been subjected to the huge rate increase and fluctuations in power that we all heard about in Fall 2001. We now know that fraud & manipulation by Enron caused those shortages, but last year this wasn't well known – just highly suspected.

After lots of discussion, we decided to create a People's Utility District to protect ourselves and the rest of the people in PGE's service area. Since Enron, which is in bankruptcy, wholly owns PGE we are all in a very dangerous position. We could lose access to the PGE assets that ratepayers have been paying for over the past decades. These assets are one reason why we've had relatively low rates in this area. Even by last summer the effects of PGE's 30%/50% rate hike of Fall 2001 were becoming apparent. It could only get worse if we didn't do something.

We learned about the State Power Authority as described in Section 11-D of the Oregon Constitution. We learned that despite the effects of Enron's ownership of PGE, our representatives in Salem had blown-off all requests to activate Section 11-D.

Clearly if something was going to be done to rescue us, we would have to do it ourselves. So we asked Dan Meek & Linda Williams to write the petitions needed to create P.U.D.'s and to provide counsel as needed. They have done this for free.

I'm a Chief Petitioner on the Multnomah County petition. I'm also one of the lead signature gatherers, having turned in over 1,500 signatures on the MCPUD petition. I gathered signatures every weekend from August 24, 2002 up to Thanksgiving & continued through December & January. As such I've talked to lots and lots and lots of people about this issue: probably 3,000 – 4,000 people. I'll bet that's considerably more than you've heard from during this process, both pro & con. Many of these people were unable to sign a petition because they didn't live in any of the counties covered by the petitions.

But they have a message: THEY ARE ANGRY!

They see a big corporation ripping off people in several states, they see no one going to jail, least not for any serious time, or paying any price whatsoever. They see themselves writing substantially larger checks to PGE and having to cut corners in their own budget. Pensioners are especially aware of this because they are being hit on both ends, losing value in their pensions, receiving less income AND writing bigger checks. This is true even if they aren't retired Enron or PGE workers, because so many pension funds were heavily invested in the larger corporations that collapsed.

They see people losing their jobs and businesses disappearing. They see the economy of Oregon on a downhill slide and they know that Enron has much to do with this disaster. They see no public officials stepping forward to say "ENOUGH!"

They see no one doing anything whatsoever about this situation – except us. I was able to get the signature of almost all every eligible person I spoke to.

OPPC turned in 9,321 signatures on the MCPUD petition. That's 9,321 Multnomah County voters who at least feel that the issue warrants serious enough discussion to be put on a ballot. Many of these signers were people who took our material & contacted us later to sign the petition. Some of them e-mailed us with questions, although the most common one was "How do I get a petition for my friend to sign?" Some of these people literally ran up to us to sign the petition upon seeing us on the street. People are hungry for action from someone.

These people aren't all just the "lefty-fringe" of Portland. Lots of people came up saying they'd heard about the P.U.D on Lars Larson's show. We heard the history of how the Grange put the P.U.D. law into the Oregon Constitution back in 1932 from numerous older people. They were proud that it hadn't been forgotten.

Talk about a "man-on-the-street" survey!

Personally I'd like to see some of these suited-up PGE folks out on a street corner with a petition the next time they want to raise rates. It's simple when all you have to do is convince a panel of 3 people appointed to their position by the governor. It's quite another thing to

convince 9,321 people to agree.

Hmmm: 3 vs 9,321

Now: on to those allegations & issues:

1.) Both PGE & Pacific Power claim that OPPC answers questions regarding creating the P.U.D. with "Trust us". This claim is echoed in the Cascade Policy Institute's article in their on-line newsletter. ["PGE: Portland General Electric?" by John A. Charles, Winter 2002]

This isn't the least bit true. We've never once said "Trust us". We've provided the facts of the situation with Enron & PGE as they've been reported in the press at large. We provided the facts regarding the creation of a P.U.D. based on our legal advice & based on the history of creating P.U.D.'s in this area. We provided the facts about public power and the operation of specific P.U.D.'s based on actual discussions with them, written documentation or material found on the Internet (such as the press release from Columbia River P.U.D. announcing the amount of property taxes & franchise fees they paid for 2002 that I submitted earlier).

In reality the "Trust us" line is coming from PGE & Pacific Power who tell us that all will be fine when Enron is gone. Evidently Enron's departure is happening any minute now, although they've been in bankruptcy for 18 months and show no signs of wrapping it up.

2.) "We're not Enron" claims PGE. This also isn't true. Enron owns 100% of PGE's stock. Enron has control of PGE's physical assets (which the ratepayers have been paying for over the decades). And in reality the federal bankruptcy court has control of our assets and we could lose them. All thanks to Enron's criminal behavior.

PGE can't make any major decisions on their own to get themselves, and us, out of this precarious situation.

It's tempting to believe that PGE is this local, homegrown company – but it isn't. It hasn't been for years and it won't be anytime soon.

3.) Enron's going to sell PGE and the problem will go away. No it won't. PGE won't be a stand-alone company again, with local stockholders. It will be owned by some other investor-owned utility and we'll still be vulnerable to all the same exploitation we've already experienced. And these other IOU's are seeing that we can be exploited with no repercussions. What do they have to fear by trying it again?

Answer: a P.U.D.

Furthermore, Enron is now suggesting that they will simply reorganize into an entirely new

company. It will then issue stock to its creditors to clear its debts. The creditors will be the shareholders, the only shareholders, in the new company.

NOW THERE'S AN IDEA: LET'S ALL BE CUSTOMERS OF A UTILITY OWNED BY ENRON'S CREDITORS. TALK ABOUT BEING WORKED OVER!

But not to worry. Even if they do this, a P.U.D. can still be formed and it can still take back the utility.

4.) Sneaky and deceitful tactics by PGE/Pacific Power:

Gresham City Councilor Shane Bemis stated on May 15th that he has never seen a detailed plan for running the P.U.D. from OPPC.

He's right – he hasn't.
Why is that?

PGE & Pacific Power went to Gresham City Council and talked them into putting a resolution opposing the Multnomah County P.U.D. on the Council's agenda. This resolution was not listed on the public agenda released the Friday prior to the Tuesday night meeting. It suddenly showed up on Tuesday as an "emergency resolution". An emergency resolution allows for no public testimony, although somehow PGE was allowed to speak to the Council.

One of our Chief Petitioners heard about it as he watched the Council meeting live on cable TV. He raced down to the Council meeting to address the issue. He was denied the chance to speak, being told that the public comment period was closed (leaving us to wonder when it had ever been open...)

After hearing from PGE, the Gresham City Council voted 5 to 1 to oppose the MCPUD.

Therefore Councilor Bemis is correct in stating that he's never seen "a plan" from OPPC. However his ignorance is his own fault since he participated in a process that was intended to shut OPPC out from the start. The Council could have contacted us for a presentation. Our contact data is easy to find. And certainly PGE knows what it is. There is no reason for Gresham to deny its citizens the right to speak about an important issue with an "emergency" resolution.

Karen Lee, PGE's government liaison, lists all the various City Councils and County Commissioner Boards throughout Oregon that have voted to support PGE. What she omits from the story is that only two of these bodies have bothered to hear our side of the argument: Keizer City Council & the Clackamas County Commissioners. When they did hear us, they postponed their decision to learn more about the issue.

This demonstrates how little confidence PGE has in their own position that they're so afraid for us to present our side. Clearly we are more right than we'd imagined.

The elected officials who participated in this shut-down of democracy should be embarrassed. They were elected to listen to the concerns of their constituents – ALL their constituents. Chicken feathers for all !

5.) “This is not the time for a P.U.D. It would have been ok earlier.”

I agree. We shouldn’t be in this position. We should have had a P.U.D. in Multnomah County all along. However this is at least the 5th P.U.D. campaign in PGE’s territory. Evidently none of those times were the right time either.

Anytime is the right time. The PGE ratepayers have been abused. Should we just wait for this to happen again, and again? Why? Haven’t we had enough stolen from us?

6.) “It’s stealing.”

This is a favorite objection of the Libertarians. But it’s also untrue.

You can’t steal what you already own. According to the rules for setting utility rates, the ratepayers, as a body, not individually, own a little bit of the assets with each payment. OPPC is proposing that a P.U.D. could BUY the assets using eminent domain, meaning that Enron is paid “adjusted book value” for the assets the P.U.D. wants.

OPPC estimates this amount to be between \$1.5 billion to \$1.9 billion. Enron itself has said that it won’t sell at the auction for less than \$3 billion. Basic math shows that our suggested price is a far better deal.

The P.U.D. doesn’t have to use eminent domain to acquire the assets. It could just offer its price and negotiate a sale. But eminent domain, a legal process available to protect the ratepayers, is an option.

7.) “Private businesses are more efficient”

This isn’t necessarily true. The major difference between a privately owned company and a publicly owned one is that all the errors, mistakes and missteps that the publicly owned one commits are reported in the newspaper for everyone to read – sometimes for weeks on end. And then they are resurrected when any public official connected to the problem(s) runs for office again.

Portland’s Water Bureau billing problems are a case in point. We read about this for months in the Oregonian. The total cost for this is around \$7 million. Numerous people have brought this up to me, as they signed the petition.

Private businesses make plenty of mistakes, but these are rarely reported in the news. And if they are the reporting doesn’t go on an on. And it usually isn’t rehashed when someone is promoted or transferred or fired.

The big difference is openness and transparency. Public entities have it, private ones don't.

Public power entities of all types have an excellent track record of providing low-cost power efficiently. They have a better track record of investing in sustainable and renewable power resources than IOU's. In fact it took SB 1149 to get IOU's to consistently promote "green" energy.

They have programs for appliance rebates, weatherization programs and programs to help low-income customers. These are not the exclusive bailiwick of IOU's.

As for the Water Bureau: everyone with a computer has ended up with some piece of junk software. This \$7 million is a pittance compared to the \$92.3 million that Enron is taking out of our pockets as income taxes, and keeping, this very minute.

It all boils down to this one thing: there are lots of big problems in life that an individual can't do anything about. But surprisingly the problem of PGE/Enron can be solved. We don't have to put up with this ripoff any more. We can stop the exploitation of our resources.

Check the information on our website: www.oppc.net

Check the information on the American Public Power Association's website: www.appanet.org

Check the information on the websites of other public power entities. There are links to them on the APPA's site. They all tout their civic involvement and "good deed doin' "

We can live in the past and in a state of fear. Or we can find the vision to secure our energy future.

Thank you.

Joan Horton
OPPC



900 SW Fifth Avenue, Suite 2800
Portland, Oregon 97204
phone 503.224.3380
fax 503.220.2400
www.stoel.com

To:	Name:	Fax No.	Company/Firm:	Office No.
	Deborah Bogstad	503-988-3013	Multnomah County Board Clerk	503-988-3277

Name:	Sender's Direct Dial:	Sender's Direct Email:
FROM: Robert D. Van Brocklin	(503) 294-9660	rdvanbrocklin@stoel.com

Client:	Matter:
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DATE: June 5, 2003

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VIA FACSIMILE (503-988-3013) AND MESSENGER

June 5, 2003

Multnomah County Board of Commissioners
c/o Deborah Bogstad
Board Clerk
501 SE Hawthorne Blvd., Ste. 600
Portland, OR 97214

Re: Multnomah County People's Utility District Formation Proposal

Dear Members of the Board:

On behalf of our client, PacifiCorp, I am writing to provide further information regarding the Multnomah People's Utility District ("Multnomah PUD") formation proposal.

A. Exclusion From Multnomah PUD Boundary of Townships Containing Fewer Than 10 Electors. First, as we have previously noted, ORS 261.110(6) requires that no township may be included in the formation of any people's utility district ("PUD") unless the township contains not less than 10 registered voters. Specifically, ORS 261.110(6) provides:

"No entire township, except when needed for location of plant or impounding purposes, or both, shall be included in formation of any [people's utility] district, unless the township contains not less than 10 electors. No portion of any township in excess of six sections shall be included, unless the portion contains a proportionate number of electors." (Emphasis added.)

Townships 1 North, 6 East; 1 South, 6 East; 1 North, 7 East; and 1 South, 7 East are located at the eastern end of Multnomah County on land that, for the most part, is owned by the United States and is federal forest land. I have enclosed a map that identifies the location of these townships, which we propose be excluded from the Multnomah PUD boundary.

These townships do not appear to contain any electors. A title search performed by First American Title Company shows that there are no structures or other land improvements within these townships, except for a \$20,670 improvement on Larch Mountain Road in Corbett that is

Oregon
Washington
California
Utah
Idaho



owned by the United States. The results of the First American title search are attached for your review.

The townships are located within Portland General Electric's ("PGE's") allocated service territory. PGE has reviewed its service map to determine whether it is providing electric power to any structure within these townships and has concluded that no electric service is being provided within these townships. Attached please find a copy of PGE's service map that encompasses these townships.

B. Prior Consent of Municipality That Owns or Operates a Publicly Owned Utility is Required Prior to Including Such Municipality in a PUD Boundary Proposal. Second, ORS 261.110(5) provides as follows:

"No municipality that owns and operates or owns or operates a publicly owned utility for development or distribution, or both, of electric energy or the territory it serves within or without the boundaries of such municipality at the time of a proposed formation of a people's utility district shall be included in any election for such formation unless the inclusion is agreed to at an election by the electors of such municipality."
(Emphasis added.)

As we previously noted, the City of Portland ("City") owns two dams on the Bull Run River that generate hydroelectric energy. The power generated by these dams is sold to PGE for public distribution pursuant to the attached Power Sales Agreement entered into by the City and PGE on April 12, 1979. The term of the Power Sales Agreement provides that the Agreement is in full force and effect from April 12, 1979 until August 31, 2017. The City of Portland also owns and operates a fuel cell power plant at its Columbia Boulevard Wastewater Treatment Plant that generates electric energy. "

1. Statutory Construction of ORS 261.110(5). ORS chapter 261 does not define the term "publicly owned utility. Because ORS 261.110(5) does not define "publicly owned utility," its meaning must be construed according to the statutory interpretation methodology required by the Oregon Supreme Court in *PGE v. Bureau of Labor and Industries*, 317 Or 606, 859 P2d 1143 (1993). Under the *PGE* analysis, to discern the legislature's intent, "the text of the statutory provision itself is the starting point for interpretation and is the best evidence of the legislature's intent." *PGE*, 859 P2d at 1146 (citations omitted).

a. Textual Analysis. The text of ORS chapter 261 defines a "utility," in pertinent part, as "a plant, works, or other property used for development, generation, storage, distribution or transmission of electric energy produced from resources including, but not limited to,



hydroelectric . . . resources, or development or transmission of water for . . . municipal purposes . . .” ORS 261.010(6). Therefore, the Portland hydroelectric dams and the fuel cell plant qualify as “utilities” because they are (i) plants, works or other property that (ii) are used for the development, generation, storage, distribution or transmission of (iii) electric energy (iv) that is produced from hydroelectric generation, development of water for municipal purposes, or methane gas.

Where the text itself does not define a term, courts look to the term’s “plain, natural, and ordinary meaning.” *Id.* (citations omitted). Oregon courts typically discern a word’s plain meaning by reference to *Webster’s Third New International Dictionary*. See, e.g., *Zidell Marine Corp. v. West Painting, Inc.*, 322 Or 347, 906 P2d 809, 812-13 (1995). In this case, the text itself does not define “publicly” or “owned.” Looking therefore to the dictionary, “publicly” means “by the public” or “by a government.” *Webster’s Third New International Dictionary*, 1836 (unabridged ed 1993). “Owned” means “held as one’s own possession.” *Id.* at 1612. Thus, under a plain language analysis, the Portland hydroelectric facilities and fuel cell plant are publicly owned because they are held in possession by Portland’s municipal government.

The Oregon Supreme Court’s interpretation of a statute forms part of the statute’s meaning and holds the full force of the statute itself. *S-W Floor Cover Shop v. Nat’l Council on Comp. Ins.*, 318 Or 614, 872 P2d 1, 5 (1994); *Stephens v. Bohlman*, 314 Or 344, 838 P2d 600, 603 n 6 (1992). The Oregon Supreme Court has applied the phrase “publicly owned utility” in ORS 261.110(5) only once, in *Ravlin v. Hood River Peoples’ Utility District*, 106 P2d 157. *Ravlin* held that ORS 261.110(5) did not apply to the City of Hood River, because “the record plainly discloses that the city was not operating a utility for the development of ‘electric energy’ for public distribution.” *Id.* The court, however, appeared to assume, without analysis, that the city owned and operated a “publicly owned utility” even though it was not the electric utility that served Hood River.

The legislature has arguably acquiesced to *Ravlin* because it has not altered ORS 261.110(5) or that statute’s definition of “publicly owned utility” in response to the *Ravlin* decision. Once the Oregon Supreme Court interprets a statute, the legislature is presumed to know of that interpretation, and if the legislature does not alter the statute to overrule the court, then courts assume that the legislature has acquiesced to the court’s interpretation. *State v. King*, 316 Or 437, 852 P2d 190, 195 (1993); *Dept. of Justice v. Spear*, 308 Or 594, 783 P2d 998, 999 (1989). In this case, because the Oregon legislature has not responded to *Ravlin* in the 63 years since the case was decided, it has arguably acquiesced to *Ravlin*’s interpretation.

In *Ravlin*, the court determined that the City of Hood River:

“ . . . was not operating a utility for the development of ‘electric energy’ for



public distribution. The city has never sold electricity. The plant merely supplies electricity for street lights and those used in the city hall . . . ”

ORS 261.110(5) does not appear to require that a municipality operate a utility for the development of electric energy for public distribution, or that it sell electricity. Nonetheless, the City of Portland satisfies both the provisions of ORS 261.110(5) and the test suggested in *Ravlin*.

ORS 261.110(5) simply requires that if a municipality (i) owns or operates (ii) a publicly owned utility (iii) for development or distribution, or both (iv) of electric energy (v) at the time of a proposed formation of a PUD (vi) that the municipality may not be included in any election to form the PUD (vii) unless the inclusion is first agreed to at an election by the registered voters of the municipality. The City of Portland (i) owns and/or operates (ii) the Portland hydroelectric facilities (iii) for the development and/or distribution (iv) of electric energy (v) as of the time of the proposed formation of the Multnomah PUD. The City also (i) owns and/or operates (ii) the fuel cell plant (iii) for the development and/or distribution (iv) of electric energy (v) as of the time of the proposed formation of the Multnomah PUD. Accordingly, it seems that the City of Portland's inclusion in the Multnomah PUD formation election may not occur unless the inclusion is first agreed to an election by City of Portland Voters.

In addition, unlike the City of Hood River in *Ravlin*, the City of Portland operates the Portland hydroelectric facilities for the development of 'electric energy' for public distribution, and sells such electricity to PGE who, in turn, transmits it for public distribution and use. In particular, the attached Power Sales Agreement provides, in part:

1. That the City is authorized under its Charter to enter into contracts with privately-owned utilities for the transmission and sale of the capacity of, and electric power generated by, hydroelectric power generating facilities owned by the City.
2. That PGE will purchase the power generated by Portland's hydroelectric facilities to "provide service to the general populace within its service area in Multnomah and Clackamas Counties."
3. That the City will sell the power and energy from the Portland hydroelectric facilities to PGE.

In summary, the text of ORS 261.110(5)—including the textual definition of "utility," the plain language meaning of "publicly owned," the *Ravlin* decision, and the legislature's acquiescence to *Ravlin*—seem to indicate that the Portland hydroelectric facilities are publicly owned utilities. The City's cell fuel plant also seems to fall within the ambit of ORS 261.110(5). Nothing at the textual level appears to refute these conclusions.



b. Contextual Analysis. After examining the text of a statute, Oregon courts next look to the statute's context, including "other provisions of the same statute and other related statutes." *PGE*, 859 P2d at 1146. The context of ORS 261.110 itself indicates that when the legislature intended to qualify the ability to form people's utility districts, it did so clearly within ORS 261.110.

1. Structure of ORS 261.110. ORS 261.110(1) provides a general grant of authority to form PUDs. Specifically, PUDs may "consist of territory, contiguous or otherwise, within one or more counties, and may consist of a municipality or municipalities, or a portion of a municipality, with or without unincorporated territory." In the same statute, however, the legislature qualified this general authority by requiring that the voters within a municipality that is proposed for inclusion within a PUD boundary approve such an inclusion at a prior election when the municipality owns or operates a publicly owned utility. The statute also prohibits the inclusion of sparsely populated townships, and territory already served by a PUD or an electric cooperative. ORS 261.110(5)-(7).

2. Inapplicability of Later Enacted Definitions of "Publicly Owned Utility." In addition, two statutes outside of ORS Chapter 261, ORS 469.649(9)¹ and ORS 469.860(3)(d)², define "publicly owned utility" and thus may be considered related statutes. These statutes, however, provide weak contextual evidence of the legislature's intent and do not undermine the conclusion that the Portland hydroelectric facilities and fuel cell plant are "publicly owned utilities." Both statutes were enacted after ORS 261.110(5), both statutes directly conflict with the meaning of ORS 261.110(5) as a whole, and the two statutes irreconcilably conflict with each other.

Because ORS 469.649(9) and ORS 469.860(3)(d) were enacted in 1981, an Oregon court would accord them very limited weight in interpreting ORS 261.110(5), which was enacted 50 years earlier, in 1931, and amended in 1933 and 1939. Or Laws 1981, ch 778 Section 10; ch 708 Section 13; Or Laws 1931, ch 279 Section 3; Or Laws 1933, ch 272 Section 2; Or Laws 1939, ch

¹ ORS 469.649(9) reads: "'Publicly owned utility' means a utility that: (a) Is owned or operated in whole or in part, by a municipality, cooperative association or people's utility district; and (b) Distributes electricity."

² ORS 469.860(3)(d) reads: "'Publicly owned utility' means an electric utility owned or operated, in whole or in part, by a municipality, cooperative association or people's utility district." "Electric utility" means "a public utility, as defined in ORS 757.005." ORS 469.860(1)(d). "Public utility" does not include "[a]ny plant owned or operated by a municipality." ORS 757.005(1)(b)(A).



387 Section 1. In *Holcomb v. Sunderland*, 321 Or 99, 894 P2d 457, 460 (1995), the court stated that the “proper inquiry” into the legislature’s intent “**focuses on what the legislature intended at the time of enactment and discounts later events.**” (Emphasis added).

Note that in *State v. Carr*, 319 Or 408, 877 P2d 1192, 1194-95 (1994), the Oregon Supreme Court interpreted a 1971 statute in part by looking to a 1983 statute as context. However, in *State v. Carr*, the court applied later-enacted statutes without reference to when they became law. One year later, however, when the court explicitly addressed the later-enacted statute question, it announced the rule that later-enacted statutes do not provide significant evidence of a prior legislature’s intent. *Holcomb*, 894 P2d at 460.

3. ORS Chapter 469 Definitions of “Publicly Owned Utility” Conflict With ORS 261.110(5). Even if ORS 469.649(9) and ORS 469.860(3)(d) could, as later-enacted statutes, offer evidence of the legislature’s intent, they do not bear on the meaning of “publicly owned utility” in ORS 261.110(5) because they conflict with the statute and confuse its meaning.

The definitions of “publicly owned utility” in both ORS 469.649(9) and ORS 469.860(3)(d) conflict with meaning of ORS 261.110(5) as a whole. For example, to qualify as a publicly owned utility under ORS 469.649(9), the utility must distribute electricity. This distribution requirement directly conflicts with ORS 261.110(5), which does not require that a publicly owned utility distribute electricity. Rather, ORS 261.110(5) applies to publicly owned utilities used for “development or distribution, or both, of electric energy” (Emphasis added). Had the legislature intended to exclude all utilities that did not distribute electricity from ORS 261.110(5), it could have done so by changing the text of ORS 261.110(5). It chose not to do so. Thus, applying the definition of “publicly owned utility” of ORS 469.649(9) would conflict with the legislature’s intent to apply the two-step election process in ORS 261.110(5) to publicly owned utilities that develop, but do not distribute, electricity. Such an application would not clarify the meaning of “publicly owned utility” in ORS 261.110(5), but instead would confuse the statute’s meaning.

The definition of “publicly owned utility” in ORS 469.860(3)(d) also conflicts with ORS 261.110(5). Under ORS 469.860(3)(d), a publicly owned utility does not include “[a]ny plant owned or operated by a municipality.” ORS 469.860(3)(d); ORS 469.860(1)(d); ORS 757.005(1)(b)(A). This construction, however, would effectively nullify ORS 261.110(5). ORS 261.010(6) defines “utility” to include a “plant,” an undefined term that appears broad enough to encompass facilities for both developing or distributing electricity. Therefore, excluding municipally-owned or -operated plants from the definition of publicly owned utility would completely negate ORS 261.110(5), which is predicated upon municipally-owned and/or



-operated plants. Had the legislature wanted to delete the statute in its entirety, it could have done so by legislative enactment. It chose not to do so. Therefore, because the definition of "publicly owned utility" in ORS 469.860(3)(d) would nullify ORS 261.110(5), it does not aid in ascertaining the legislature's intent in enacting ORS 261.110(5).

4. ORS Chapter 469 Definitions of "Publicly Owned Utility" Conflict With One Another. In addition to conflicting with ORS 261.110(5), the definitions of "publicly owned utility" in both ORS 469.649(9) and ORS 469.860(3)(d) conflict with each other. For example, assume that a municipality owned a utility that qualified as a "plant" and distributed electricity. Because the utility was "plant," that utility would not qualify as a publicly owned utility under ORS 469.860(3)(d), because it was a municipally-owned plant, and thus ORS 261.110(5) would not apply. Under ORS 469.649(9), however, the very same utility would qualify as a publicly owned utility because it distributed electricity. In that case, ORS 261.110(5) would apply. Therefore, applying the two statutes to ORS 261.110(5) yields irreconcilably conflicting results.

The legislature cannot be presumed to have intended to create such a contradictory system. Moreover, because the two definitions conflict and cannot be harmonized, a court would have to choose between the two, and a court would have no legally cognizable principle upon which to make such a choice. Therefore, because the definitions of "publicly owned utility" in ORS 469.649(9) and ORS 469.860(3)(d) irreconcilably conflict, they do not help in ascertaining the legislature's intent in enacting ORS 261.110(5).

In summary, it appears that the City of Portland may not be included in "any election" to form a people's utility district "unless the inclusion is agreed to at an election by the electors of such municipality." (Emphasis added). Under this provision, it appears that voters in the City of Portland must vote on the question of whether Portland should be included within the proposed boundary of the Multnomah PUD prior to Portland being included in the proposed boundary of the Multnomah PUD submitted to the voters.

C. Multnomah PUD Proposal Is Required To Include Permanent Tax Rate Question, but Fails To Do So.

1. Constitutional Requirement of Permanent Tax Rate for New Local Taxing District. Third, ORS 261.113 provides that a petition to form a PUD must include a "proposal for the authorization of a special levy of a certain amount to finance an engineer's report on revenue bonds for the acquisition or construction of the initial utility system" The petition to form the Multnomah PUD proposes a special levy of three mils, or \$0.003 per \$1,000 of assessed value of taxable property within Multnomah County. Article XI, Section 11(3)(c)(A) of the Oregon Constitution, however, appears to require that the petition for the Multnomah PUD



also request approval of a permanent property tax rate for the Multnomah PUD, and that the permanent rate must be approved before (or, perhaps, at the same time as) the special levy is voted on pursuant to ORS 261.113.

Article XI, Section 11(3)(c)(A) (“Subsection (3)(c)(A)”) of the Oregon Constitution, which was approved by Oregon voters in 1997 as part of Measure 50, states:

“A local taxing district that has not previously imposed ad valorem property taxes and that seeks to impose ad valorem property taxes shall establish a limit on the rate of ad valorem property tax to be imposed by the district. The rate limit established under this subparagraph shall be approved by a majority of voters voting on the question. The rate limit approved under this subparagraph shall serve as the district’s permanent rate limit under paragraph (b) of this subsection.” (Emphasis added.)

The election to establish a permanent rate limit pursuant to Subsection (3)(c)(A) is subject to the so-called “double majority” clause in Article XI, Section 11(8) of the Oregon Constitution.³

Under the plain language of Subsection (3)(c)(A), the Multnomah PUD seems to qualify as a “local taxing district that has not previously imposed ad valorem property taxes.” The Multnomah PUD “seeks to impose” property taxes in the form of the levy pursuant to ORS 261.113. Thus, the text of Subsection (3)(c)(A) seems to require that the measure to form the Multnomah PUD include a request for approval of the permanent rate limit for the Multnomah PUD.

The plain language of Subsection (3)(c)(A) also seems to require that the permanent rate be approved before the new Multnomah PUD may impose any property tax levy. The term “seeks to impose” in Subsection (3)(c)(A) implies that the permanent rate approval requirement applies to any new district that intends to impose a levy in the future.

The context of Subsection (3)(c)(A) supports the above interpretation. The main function of subsection (3) of Article XI, Section 11 is to direct the legislature to establish permanent limits

³ Under Article XI, Section 11(8), certain elections, including an election pursuant to subsection (3)(c)(A), are valid only if such elections occur at a general election held in an even-numbered year, or if at least 50 percent of the eligible registered voters cast a ballot at the election.



on the rate of tax for each taxing district, and to provide the basic method by which the permanent limits will be established in various situations. Those situations include:

- The application of the permanent rate limits to taxing districts that were in existence and imposing property taxes when Measure 50 was adopted. (*See Or Const Art XI, Section 11(3)(b).*)
- The formation of new taxing districts. (*See Subsection (3)(c)(A).*)
- The merger or division of existing taxing districts. (*See paragraphs Or Const Art XI, Section 11(3)(d), (e).*)

Under Measure 50, permanent rate limits were the mechanism selected to “distribute” among the various taxing districts the effect of the reductions in tax revenue caused by the “cut” and “cap” provisions elsewhere in Measure 50. *See Or Const Art XI, Section 11(1), Section 11(3)(a)(A).* A taxing district generally is allowed to exceed its permanent rate limit only by passage of a “local option levy,” which requires voter approval and is subject to the double majority voter turnout requirements. *See Or Const Art XI, Section 11(4)(a), Section 11(8).* Thus, permanent rate limits are an integral part of Measure 50’s approach to limiting property taxes. It is consistent with the remainder of Measure 50 to conclude that a taxing district must adopt a permanent rate limit before it is allowed to impose a tax levy.

2. Double Majority Requirement Applies to Permanent Rate Limit Election and May Apply to Special Levy Election. The proponents of the proposed Multnomah PUD have asserted that at least some of the provisions of Measure 50 would not apply to the Multnomah PUD. Specifically, it has been asserted that the double majority voter turnout requirements would not apply to the proposal for authorization of the special levy pursuant to ORS 261.113. Although it may be possible that the levy itself would not be subject to the double majority requirements in some circumstances, including if the special levy would fall within the Multnomah PUD’s permanent rate limit once it is established (*see Or Const Art XI, Section 11(8)*), as discussed above it seems clear that the proposal to establish the permanent rate limit for the Multnomah PUD would be subject to the double majority requirements, and that the permanent rate proposal must be approved before the levy may be imposed.

3. Special Levy Not Exempt From the Requirements of Article XI, Section 11. Proponents have suggested that the special levy they seek in the current PUD formation petition is exempt from the requirements of Measure 50 because the authority to levy property taxes is specifically granted to a PUD by Article XI, Section 12 of the Oregon Constitution and by ORS



261.113. This assertion appears to lack merit. Article XI, Section 12 of the Oregon Constitution contains one clause relating to taxation. That clause, adopted in 1930, simply states that a PUD is authorized to “levy taxes upon the taxable property” within the district.

There appears to be no inconsistency between that provision and Measure 50. Nothing in Article XI, Section 12, or in Measure 50, purports to exempt PUDs from the requirements of Measure 50. Under principles established by the Oregon Supreme Court, the voters who adopted Measure 50 in 1997 must be presumed to have been aware of Article XI, Section 12. *See Ester v. City of Monmouth*, 322 Or 1, 9-12, 903, P2d 344 (1995). The fact that Measure 50 prescribes no different requirements for taxes levied by a PUD strongly suggests that Measure 50 applies to PUDs to the same extent as to other taxing districts. Thus, a court reading Article XI, Section 12 and Measure 50 likely would conclude the PUDs are subject to Measure 50 in the same manner as other taxing districts.

4. Under the Oregon Constitution, Permanent Rate Limit of Multnomah PUD Would Effect All Other Local Governmental Units in Multnomah County. It is worth noting that any permanent rate limit established at an election to form the Multnomah PUD would be subject to the so-called “compression” requirements set forth in Article XI, Section 11b of the Oregon Constitution. The phrase “compression” is commonly used to describe the \$10 limitation in Article XI, Section 116, which were adopted in 1991 as part of Ballot Measure 5. That limitation generally require that taxes (other than for public schools) be limited to \$10 per \$1,000 of real market value of property. Thus, taxes imposed by the Multnomah PUD essentially would share the same general tax limitation with other non-school taxes – including taxes imposed by water districts, fire districts, the City of Portland, Multnomah County, and other local governments in Multnomah County.

D. Formation and Special Levy Proposals May Be Required to Be Included in a Single Question. Finally, ORS 261.171(1) provides, in pertinent part, that upon receipt of a PUD formation petition which the county governing body finds to be in compliance with ORS chapter 261, shall, at the earliest practical date, “submit the question of district formation . . . and the question of a special levy, to the electors within the affected territory at a special election” Proponents of the Multnomah PUD have asserted that this statute requires that the formation proposal and the special tax levy proposal must be presented to voters in two separate and distinct questions. ORS 261.171(1), however, may just as easily be read to require that the formation and special levy proposals be presented on the ballot in one question. Indeed, there are practical reasons for doing so, given that ORS 261.113 required that the proposal for the authorization of the PUD to impose a special levy is necessary in order to finance an engineer’s report on revenue bonds for the acquisition or construction of the initial utility system. If the PUD formation proposal and the special levy are presented to voters as distinct and separate



Multnomah County Board of Commissioners

June 5, 2003

Page 11

questions, the voters might approve the formation question and reject the special levy question (or vice versa), thus creating a PUD that could not impose a special levy to finance a report on revenue bonds to acquire or construct the initial utility system. There are practical advantages, therefore, in having the formation and the special levy proposal combined in a single question on the ballot, if the Multnomah PUD proposal is place on the ballot.

Thank you for your consideration of these comments.

Very truly yours,

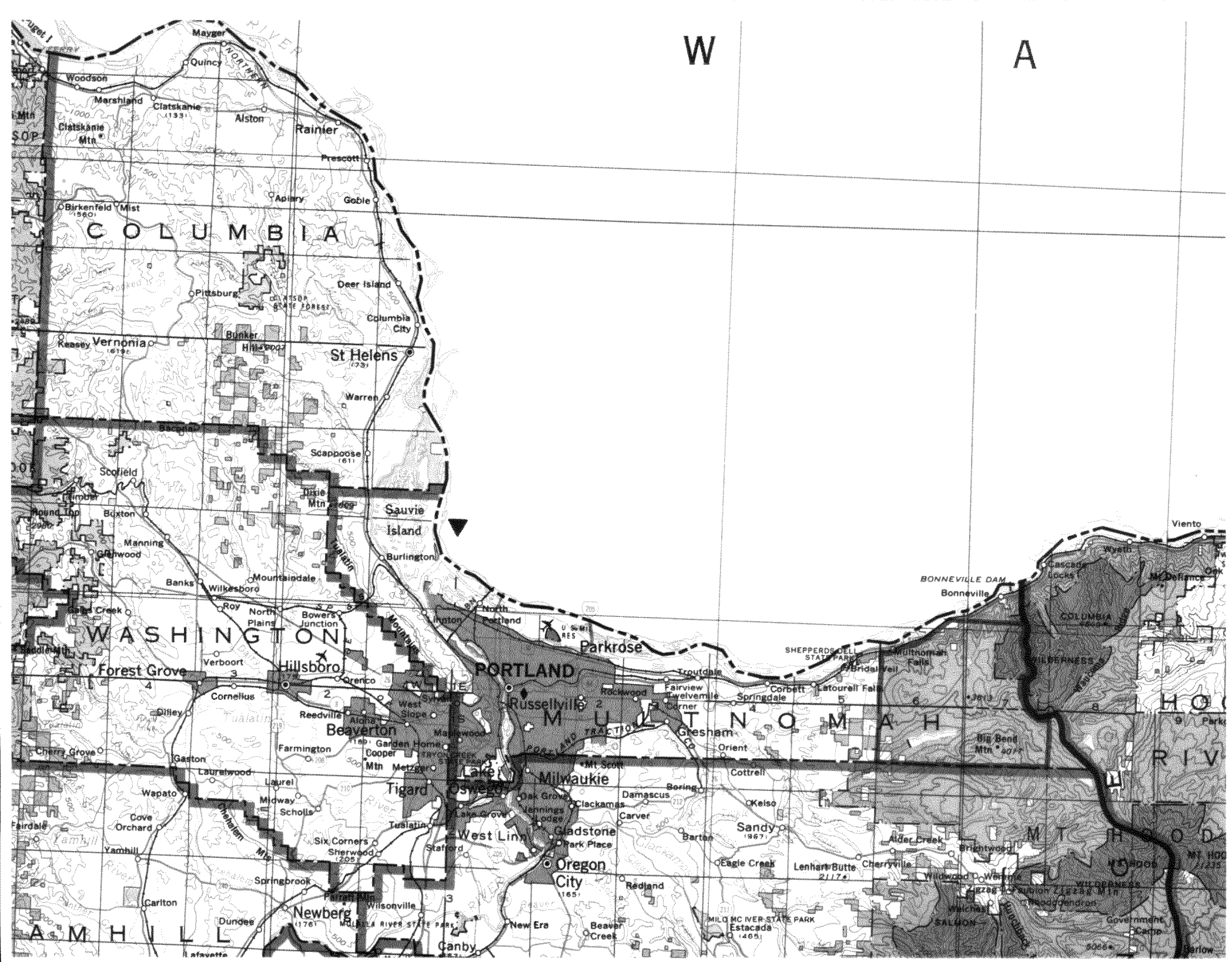
Robert D. Van Brocklin

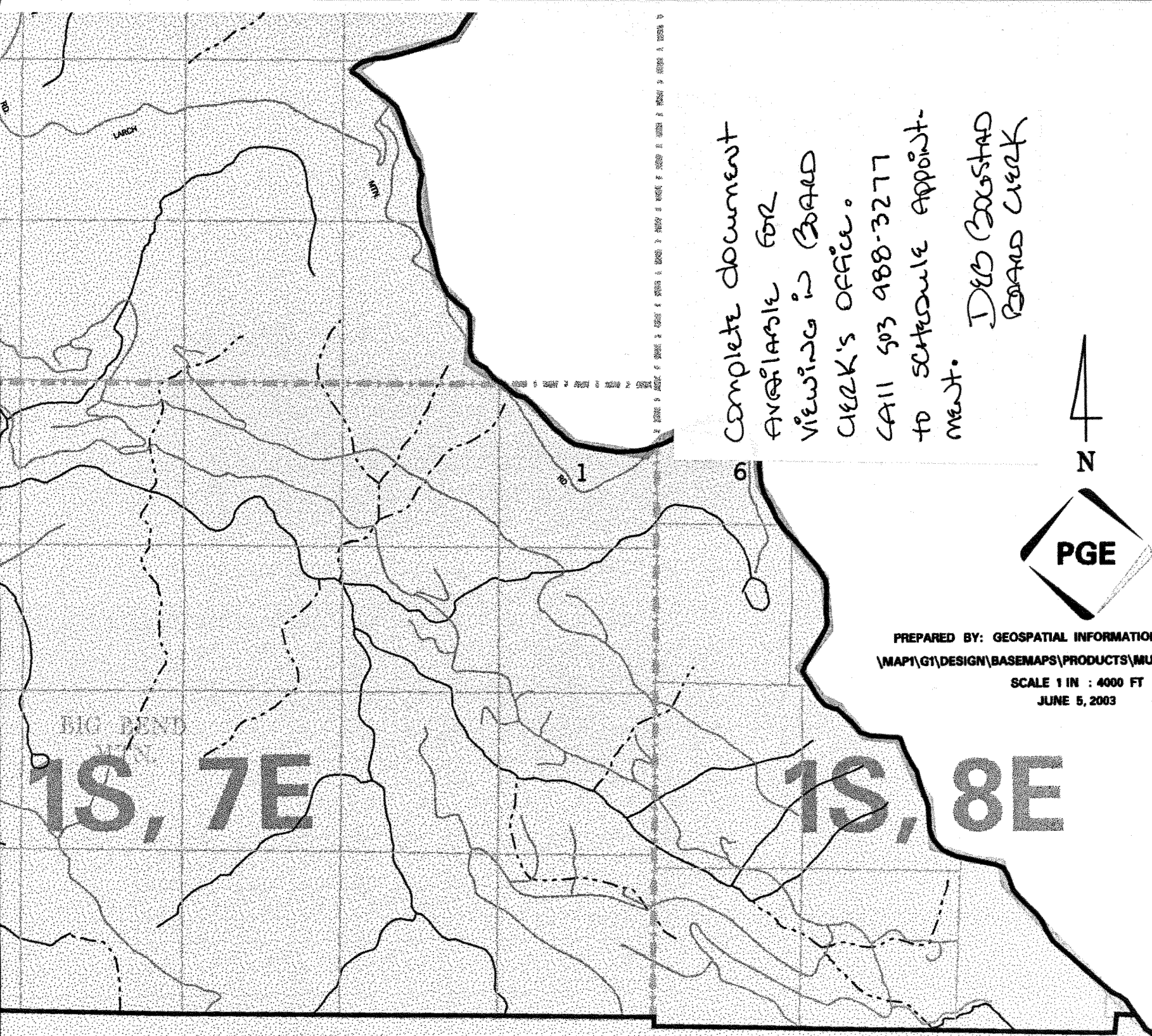
RVB:mlb

cc: (via fax) Katie Gaetjens

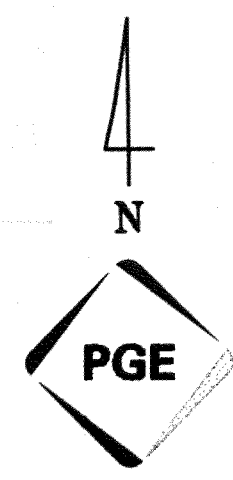
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Clerk's Office.
Call 503 988-3277
to schedule appoint-
ment.
Deb Boastad
Board Clerk



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SCALE 1 IN : 4000 FT
JUNE 5, 2003

= F I R S T A M E R I C A N T I T L E =

# 1	-----User Format / Multnomah (OR)-----*			
Parcel:R323205		RefPar# :1N6E	100	
Owner :United States Of America		Xfered:		
Site :*no Site Address* Portland		Price :		
Mail :902 Wasco St Hood River Or 97031		Land :\$830,280		
Use :470 Other,Agricultural,Unimproved		Imp :		
Census:Tract:	Block: 02-03	Taxes :		
Telephone:	Thomas Bros:	Doc # :		
Subdiv:				
Legal :SECTION 01 1N 6E; TL 100 160.00				
Bedrm: Bth: YB: Lot Sqft:	BldgSF:	Ac:		
# 2	-----User Format / Multnomah (OR)-----*			
Parcel:R323206		RefPar# :1N6E	200	
Owner :Oregon State Of (hwy Comm		Xfered:		
Site :*no Site Address* Portland		Price :		
Mail :9002 SE McLoughlin Blvd Milwaukie Or 97222		Land :\$830,280		
Use :470 Other,Agricultural,Unimproved		Imp :		
Census:Tract:	Block: 02-03	Taxes :		
Telephone:	Thomas Bros:	Doc # :911-1240		
Subdiv:				
Legal :SECTION 01 1N 6E; TL 200 160.00				
Bedrm: Bth: YB: Lot Sqft:	BldgSF:	Ac:		
# 3	-----User Format / Multnomah (OR)-----*			
Parcel:R323207		RefPar# :1N6E	300	
Owner :United States Of America		Xfered:		
Site :*no Site Address* Portland		Price :		
Mail :902 Wasco St Hood River Or 97031		Land :\$905,730		
Use :470 Other,Agricultural,Unimproved		Imp :		
Census:Tract:	Block: 02-03	Taxes :		
Telephone:	Thomas Bros:	Doc # :		
Subdiv:				
Legal :SECTION 01 1N 6E; TL 300 320.00				
Bedrm: Bth: YB: Lot Sqft:	BldgSF:	Ac:		
# 4	-----User Format / Multnomah (OR)-----*			
Parcel:R323247		RefPar# :1N6E	400	
Owner :United States Of America		Xfered:		
Site :*no Site Address* Portland		Price :		
Mail :902 Wasco St Hood River Or 97031		Land :\$2,264,320		
Use :470 Other,Agricultural,Unimproved		Imp :		
Census:Tract:	Block: 02-03	Taxes :		
Telephone:	Thomas Bros:	Doc # :833-0560		
Subdiv:				
Legal :SECTION 10 1N 6E; TL 400 480.00				
Bedrm: Bth: YB: Lot Sqft:	BldgSF:	Ac:		
# 5	-----User Format / Multnomah (OR)-----*			
Parcel:R323248		RefPar# :1N6E	500	
Owner :United States Of America		Xfered:		
Site :*no Site Address* Portland		Price :		
Mail :902 Wasco St Hood River Or 97031		Land :\$754,840		
Use :470 Other,Agricultural,Unimproved		Imp :		
Census:Tract:	Block: 02-03	Taxes :		
Telephone:	Thomas Bros:	Doc # :833-0560		
Subdiv:				
Legal :SECTION 10 1N 6E; TL 500 160.00				
Bedrm: Bth: YB: Lot Sqft:	BldgSF:	Ac:		

= F I R S T A M E R I C A N T I T L E =

6 *-----User Format / Multnomah (OR)-----*

Parcel:R323249 RefPar# :1N6E 600

Owner :United States Of America Xfered:

Site :*no Site Address* Portland Price :

Mail :902 Wasco St Hood River Or 97031 Land :\$3,019,050

Use :470 Other,Agricultural,Unimproved Imp :

Census:Tract: Block: 02-03 Taxes :

Telephone: Thomas Bros: Doc # :

Subdiv:

Legal :SECTION 11 1N 6E; TL 600 640.00

Bedrm: Bth: YB: Lot Sqft: BldgSF: Ac:

7 *-----User Format / Multnomah (OR)-----*

Parcel:R323250 RefPar# :1N6E 700

Owner :United States Of America Xfered:

Site :*no Site Address* Portland Price :

Mail :902 Wasco St Hood River Or 97031 Land :\$2,264,320

Use :470 Other,Agricultural,Unimproved Imp :

Census:Tract: Block: 02-03 Taxes :

Telephone: Thomas Bros: Doc # :

Subdiv:

Legal :SECTION 12 1N 6E; TL 700 480.00

Bedrm: Bth: YB: Lot Sqft: BldgSF: Ac:

8 *-----User Format / Multnomah (OR)-----*

Parcel:R323251 RefPar# :1N6E 800

Owner :United States Of America Xfered:11/16/1993

Site :*no Site Address* Portland Price :

Mail : Land :\$169,960

Use :470 Other,Agricultural,Unimproved Imp :

Census:Tract: Block: 02-03 Taxes :

Telephone: Thomas Bros: Doc # :2784-2615

Subdiv:

Legal :SECTION 12 1N 6E; TL 800 160.00

Bedrm: Bth: YB: Lot Sqft: BldgSF: Ac:

9 *-----User Format / Multnomah (OR)-----*

Parcel:R323252 RefPar# :1N6E 900

Owner :United States Of America Xfered:

Site :*no Site Address* Portland Price :

Mail :902 Wasco St Hood River Or 97031 Land :\$3,019,050

Use :470 Other,Agricultural,Unimproved Imp :

Census:Tract: Block: 02-03 Taxes :

Telephone: Thomas Bros: Doc # :

Subdiv:

Legal :SECTION 13 1N 6E; TL 900 640.00

Bedrm: Bth: YB: Lot Sqft: BldgSF: Ac:

10 *-----User Format / Multnomah (OR)-----*

Parcel:R323278 RefPar# :1N6E 1000

Owner :United States Of America Xfered:

Site :*no Site Address* Portland Price :

Mail :902 Wasco St Hood River Or 97031 Land :\$188,820

Use :470 Other,Agricultural,Unimproved Imp :

Census:Tract: Block: 02-03 Taxes :

Telephone: Thomas Bros: Doc # :1807-0395

Subdiv:

Legal :SECTION 16 1N 6E; TL 1000 40.00

Bedrm: Bth: YB: Lot Sqft: BldgSF: Ac:

= F I R S T A M E R I C A N T I T L E =

11 *-----User Format / Multnomah (OR)-----*

Parcel:R323279 RefPar# :1N6E 1200

Owner :United States Of America Xfered:

Site :*no Site Address* Portland Price :

Mail :902 Wasco St Hood River Or 97031 Land :\$1,132,160

Use :470 Other,Agricultural,Unimproved Imp :

Census:Tract: Block: 02-03 Taxes :

Telephone: Thomas Bros: Doc # :944-0332

Subdiv:

Legal :SECTION 16 1N 6E; TL 1200 240.00

Bedrm: Bth: YB: Lot Sqft: BldgSF: Ac:

12 *-----User Format / Multnomah (OR)-----*

Parcel:R323280 RefPar# :1N6E 1100

Owner :United States Of America Xfered:

Site :*no Site Address* Portland Price :

Mail :902 Wasco St Hood River Or 97031 Land :\$1,698,080

Use :470 Other,Agricultural,Unimproved Imp :

Census:Tract: Block: 02-03 Taxes :

Telephone: Thomas Bros: Doc # :736-0049

Subdiv:

Legal :SECTION 16 1N 6E; TL 1100 360.00

Bedrm: Bth: YB: Lot Sqft: BldgSF: Ac:

13 *-----User Format / Multnomah (OR)-----*

Parcel:R323287 RefPar# :1N6E 1400

Owner :United States Of America Xfered:

Site :*no Site Address* Portland Price :

Mail :902 Wasco St Hood River Or 97031 Land :\$2,169,910

Use :470 Other,Agricultural,Unimproved Imp :

Census:Tract: Block: 02-03 Taxes :

Telephone: Thomas Bros: Doc # :534-0423

Subdiv:

Legal :SECTION 18 1N 6E; TL 1400 460.00

Bedrm: Bth: YB: Lot Sqft: BldgSF: Ac:

14 *-----User Format / Multnomah (OR)-----*

Parcel:R323288 RefPar# :1N6E 1500

Owner :United States Of America Xfered:

Site :*no Site Address* Portland Price :

Mail :902 Wasco St #200 Hood River Or 97031 Land :\$94,300

Use :470 Other,Agricultural,Unimproved Imp :

Census:Tract: Block: 02-03 Taxes :

Telephone: Thomas Bros: Doc # :2733-2896

Subdiv:

Legal :SECTION 18 1N 6E; TL 1500 20.00

Bedrm: Bth: YB: Lot Sqft: BldgSF: Ac:

15 *-----User Format / Multnomah (OR)-----*

Parcel:R323289 RefPar# :1N6E 1300

Owner :United States Of America Xfered:

Site :*no Site Address* Portland Price :

Mail :902 Wasco St Hood River Or 97031 Land :\$754,840

Use :470 Other,Agricultural,Unimproved Imp :

Census:Tract: Block: 02-03 Taxes :

Telephone: Thomas Bros: Doc # :682-0032

Subdiv:

Legal :SECTION 18 1N 6E; TL 1300 160.00

Bedrm: Bth: YB: Lot Sqft: BldgSF: Ac:

= F I R S T A M E R I C A N T I T L E =

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# 16 *-----User Format / Multnomah (OR)-----*
Parcel:R323290                               RefPar# :1N6E      1600
Owner      :United States Of America          Xfered:
Site       :*no Site Address* Portland        Price   :
Mail       :902 Wasco St Hood River Or 97031  Land    :$3,019,050
Use        :470 Other,Agricultural,Unimproved Imp     :
Census:Tract:          Block:          02-03 Taxes :
Telephone:          Thomas Bros:          Doc #   :
Subdiv:
Legal      :SECTION 19 1N 6E; TL 1600 641.60
Bedrm:    Bth:      YB:      Lot Sqft:          BldgSF:          Ac:
# 17 *-----User Format / Multnomah (OR)-----*
Parcel:R323291                               RefPar# :1N6E      1700
Owner      :United States Of America          Xfered:
Site       :*no Site Address* Portland        Price   :
Mail       :902 Wasco St Hood River Or 97031  Land    :$2,996,440
Use        :470 Other,Agricultural,Unimproved Imp     :
Census:Tract:          Block:          02-03 Taxes :
Telephone:          Thomas Bros:          Doc #   :
Subdiv:
Legal      :SECTION 20 1N 6E; TL 1700 635.00
Bedrm:    Bth:      YB:      Lot Sqft:          BldgSF:          Ac:
# 18 *-----User Format / Multnomah (OR)-----*
Parcel:R323292                               RefPar# :1N6E      1900
Owner      :United States Of America          Xfered:
Site       :*no Site Address* Portland        Price   :
Mail       :902 Wasco St Hood River Or 97031  Land    :$754,840
Use        :470 Other,Agricultural,Unimproved Imp     :
Census:Tract:          Block:          02-03 Taxes :
Telephone:          Thomas Bros:          Doc #   :944-0332
Subdiv:
Legal      :SECTION 21 1N 6E; TL 1900 160.00
Bedrm:    Bth:      YB:      Lot Sqft:          BldgSF:          Ac:
# 19 *-----User Format / Multnomah (OR)-----*
Parcel:R323293                               RefPar# :1N6E      1800
Owner      :United States Of America          Xfered:
Site       :*no Site Address* Portland        Price   :
Mail       :902 Wasco St Hood River Or 97031  Land    :$2,264,320
Use        :470 Other,Agricultural,Unimproved Imp     :
Census:Tract:          Block:          02-03 Taxes :
Telephone:          Thomas Bros:          Doc #   :
Subdiv:
Legal      :SECTION 21 1N 6E; TL 1800 480.00
Bedrm:    Bth:      YB:      Lot Sqft:          BldgSF:          Ac:
# 20 *-----User Format / Multnomah (OR)-----*
Parcel:R323294                               RefPar# :1N6E      2000
Owner      :United States Of America          Xfered:
Site       :*no Site Address* Portland        Price   :
Mail       :620 SW Main St Portland Or 97205  Land    :$1,509,370
Use        :470 Other,Agricultural,Unimproved Imp     :
Census:Tract:          Block:          02-03 Taxes :
Telephone:          Thomas Bros:          Doc #   :
Subdiv:
Legal      :SECTION 22 1N 6E; TL 2000 320.00
Bedrm:    Bth:      YB:      Lot Sqft:          BldgSF:          Ac:

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= F I R S T A M E R I C A N T I T L E =

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# 21 *-----User Format / Multnomah (OR)-----*
Parcel:R323295                               RefPar# :1N6E      2100
Owner   :United States Of America           Xfered:
Site    :*no Site Address* Portland         Price   :
Mail    :620 SW Main St Portland Or 97205   Land    :$754,840
Use     :470 Other,Agricultural,Unimproved  Imp     :
Census:Tract:          Block:          02-03 Taxes :
Telephone:          Thomas Bros:          Doc #   :944-0332
Subdiv:
Legal   :SECTION 22 1N 6E; TL 2100 160.00
Bedrm:  Bth:  YB:  Lot Sqft:          BldgSF:          Ac:
# 22 *-----User Format / Multnomah (OR)-----*
Parcel:R323296                               RefPar# :1N6E      2200
Owner   :United States Of America           Xfered:
Site    :*no Site Address* Portland         Price   :
Mail    :620 SW Main St Portland Or 97205   Land    :$754,840
Use     :470 Other,Agricultural,Unimproved  Imp     :
Census:Tract:          Block:          02-03 Taxes :
Telephone:          Thomas Bros:          Doc #   :
Subdiv:
Legal   :SECTION 22 1N 6E; TL 2200 160.00
Bedrm:  Bth:  YB:  Lot Sqft:          BldgSF:          Ac:
# 23 *-----User Format / Multnomah (OR)-----*
Parcel:R323297                               RefPar# :1N6E      2400
Owner   :United States Of America           Xfered:
Site    :*no Site Address* Portland         Price   :
Mail    :902 Wasco St Hood River Or 97031   Land    :$754,840
Use     :470 Other,Agricultural,Unimproved  Imp     :
Census:Tract:          Block:          02-03 Taxes :
Telephone:          Thomas Bros:          Doc #   :
Subdiv:
Legal   :SECTION 23 1N 6E; TL 2400 160.00
Bedrm:  Bth:  YB:  Lot Sqft:          BldgSF:          Ac:
# 24 *-----User Format / Multnomah (OR)-----*
Parcel:R323298                               RefPar# :1N6E      2300
Owner   :United States Of America           Xfered:
Site    :*no Site Address* Portland         Price   :
Mail    :902 Wasco St Hood River Or 97031   Land    :$2,264,320
Use     :470 Other,Agricultural,Unimproved  Imp     :
Census:Tract:          Block:          02-03 Taxes :
Telephone:          Thomas Bros:          Doc #   :944-0332
Subdiv:
Legal   :SECTION 23 1N 6E; TL 2300 480.00
Bedrm:  Bth:  YB:  Lot Sqft:          BldgSF:          Ac:
# 25 *-----User Format / Multnomah (OR)-----*
Parcel:R323299                               RefPar# :1N6E      2600
Owner   :United States Of America           Xfered:
Site    :*no Site Address* Portland         Price   :
Mail    :902 Wasco St Hood River Or 97031   Land    :$754,840
Use     :470 Other,Agricultural,Unimproved  Imp     :
Census:Tract:          Block:          02-03 Taxes :
Telephone:          Thomas Bros:          Doc #   :
Subdiv:
Legal   :SECTION 24 1N 6E; TL 2600 160.00
Bedrm:  Bth:  YB:  Lot Sqft:          BldgSF:          Ac:

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= F I R S T A M E R I C A N T I T L E =

26 *-----User Format / Multnomah (OR)-----*

Parcel:R323300 RefPar# :1N6E 2700

Owner :United States Of America Xfered:

Site :*no Site Address* Portland Price :

Mail :902 Wasco St Hood River Or 97031 Land :\$188,820

Use :470 Other,Agricultural,Unimproved Imp :

Census:Tract: Block: 02-03 Taxes :

Telephone: Thomas Bros: Doc # :

Subdiv:

Legal :SECTION 24 1N 6E TL 2700 40.00

Bedrm: Bth: YB: Lot Sqft: BldgSF: Ac:

27 *-----User Format / Multnomah (OR)-----*

Parcel:R323301 RefPar# :1N6E 2500

Owner :United States Of America Xfered:

Site :*no Site Address* Portland Price :

Mail :902 Wasco St Hood River Or 97031 Land :\$2,075,500

Use :470 Other,Agricultural,Unimproved Imp :

Census:Tract: Block: 02-03 Taxes :

Telephone: Thomas Bros: Doc # :

Subdiv:

Legal :SECTION 24 1N 6E TL 2500 440.00

Bedrm: Bth: YB: Lot Sqft: BldgSF: Ac:

28 *-----User Format / Multnomah (OR)-----*

Parcel:R323302 RefPar# :1N6E 2800

Owner :United States Of America Xfered:

Site :*no Site Address* Portland Price :

Mail :902 Wasco St Hood River Or 97031 Land :\$3,019,050

Use :470 Other,Agricultural,Unimproved Imp :

Census:Tract: Block: 02-03 Taxes :

Telephone: Thomas Bros: Doc # :

Subdiv:

Legal :SECTION 25 1N 6E TL 2800 640.00

Bedrm: Bth: YB: Lot Sqft: BldgSF: Ac:

29 *-----User Format / Multnomah (OR)-----*

Parcel:R323303 RefPar# :1N6E 3000

Owner :United States Of America Xfered:

Site :*no Site Address* Portland Price :

Mail :902 Wasco St Hood River Or 97031 Land :\$452,860

Use :470 Other,Agricultural,Unimproved Imp :

Census:Tract: Block: 02-03 Taxes :

Telephone: Thomas Bros: Doc # :944-0332

Subdiv:

Legal :SECTION 26 1N 6E TL 3000 160.00

Bedrm: Bth: YB: Lot Sqft: BldgSF: Ac:

30 *-----User Format / Multnomah (OR)-----*

Parcel:R323304 RefPar# :1N6E 2900

Owner :United States Of America Xfered:

Site :*no Site Address* Portland Price :

Mail :902 Wasco St Hood River Or 97031 Land :\$1,358,590

Use :470 Other,Agricultural,Unimproved Imp :

Census:Tract: Block: 02-03 Taxes :

Telephone: Thomas Bros: Doc # :

Subdiv:

Legal :SECTION 26 1N 6E TL 2900 480.00

Bedrm: Bth: YB: Lot Sqft: BldgSF: Ac:

= F I R S T A M E R I C A N T I T L E =

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# 31 *-----User Format / Multnomah (OR)-----*
Parcel:R323305                               RefPar# :1N6E      3100
Owner   :United States Of America           Xfered:
Site    :*no Site Address* Portland         Price   :
Mail    :902 Wasco St Hood River Or 97031   Land    :$1,811,350
Use     :470 Other,Agricultural,Unimproved   Imp     :
Census:Tract:                Block:          02-03 Taxes :
Telephone:                Thomas Bros:        Doc #   :
Subdiv:
Legal   :SECTION 27 1N 6E; TL 3100 640.00
Bedrm:  Bth:    YB:    Lot Sqft:            BldgSF:            Ac:
# 32 *-----User Format / Multnomah (OR)-----*
Parcel:R323306                               RefPar# :1N6E      3200
Owner   :United States Of America           Xfered:
Site    :*no Site Address* Portland         Price   :
Mail    :902 Wasco St Hood River Or 97031   Land    :$377,420
Use     :470 Other,Agricultural,Unimproved   Imp     :
Census:Tract:                Block:          02-03 Taxes :
Telephone:                Thomas Bros:        Doc #   :944-0332
Subdiv:
Legal   :SECTION 28 1N 6E; TL 3200 80.00
Bedrm:  Bth:    YB:    Lot Sqft:            BldgSF:            Ac:
# 33 *-----User Format / Multnomah (OR)-----*
Parcel:R323307                               RefPar# :1N6E      3600
Owner   :United States Of America           Xfered:
Site    :*no Site Address* Portland         Price   :
Mail    :902 Wasco St Hood River Or 97031   Land    :$754,840
Use     :470 Other,Agricultural,Unimproved   Imp     :
Census:Tract:                Block:          02-03 Taxes :
Telephone:                Thomas Bros:        Doc #   :1490175
Subdiv:
Legal   :SECTION 28 1N 6E; TL 3600 160.00
Bedrm:  Bth:    YB:    Lot Sqft:            BldgSF:            Ac:
# 34 *-----User Format / Multnomah (OR)-----*
Parcel:R323308                               RefPar# :1N6E      3500
Owner   :United States Of America           Xfered:
Site    :*no Site Address* Portland         Price   :
Mail    :902 Wasco St Hood River Or 97031   Land    :$377,420
Use     :470 Other,Agricultural,Unimproved   Imp     :
Census:Tract:                Block:          02-03 Taxes :
Telephone:                Thomas Bros:        Doc #   :944-0332
Subdiv:
Legal   :SECTION 28 1N 6E; TL 3500 80.00
Bedrm:  Bth:    YB:    Lot Sqft:            BldgSF:            Ac:
# 35 *-----User Format / Multnomah (OR)-----*
Parcel:R323309                               RefPar# :1N6E      3400
Owner   :United States Of America           Xfered:
Site    :*no Site Address* Portland         Price   :
Mail    :902 Wasco St Hood River Or 97031   Land    :$754,840
Use     :470 Other,Agricultural,Unimproved   Imp     :
Census:Tract:                Block:          02-03 Taxes :
Telephone:                Thomas Bros:        Doc #   :
Subdiv:
Legal   :SECTION 28 1N 6E; TL 3400 160.00
Bedrm:  Bth:    YB:    Lot Sqft:            BldgSF:            Ac:

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= F I R S T A M E R I C A N T I T L E =

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# 36 *-----User Format / Multnomah (OR)-----*
Parcel:R323310                               RefPar# :1N6E      3300
Owner   :United States Of America           Xfered:
Site    :*no Site Address* Portland         Price   :
Mail    :902 Wasco St Hood River Or 97031   Land    :$754,840
Use     :470 Other,Agricultural,Unimproved   Imp     :
Census:Tract:                Block:          02-03 Taxes :
Telephone:                Thomas Bros:        Doc #   :944-0332
Subdiv:
Legal   :SECTION 28 1N 6E; TL 3300 160.00
Bedrm:  Bth:  YB:  Lot Sqft:                BldgSF:                Ac:
# 37 *-----User Format / Multnomah (OR)-----*
Parcel:R323311                               RefPar# :1N6E      3700
Owner   :United States Of America           Xfered:
Site    :*no Site Address* Portland         Price   :
Mail    :902 Wasco St Hood River Or 97031   Land    :$1,509,370
Use     :470 Other,Agricultural,Unimproved   Imp     :
Census:Tract:                Block:          02-03 Taxes :
Telephone:                Thomas Bros:        Doc #   :944-0332
Subdiv:
Legal   :SECTION 29 1N 6E; TL 3700 320.00
Bedrm:  Bth:  YB:  Lot Sqft:                BldgSF:                Ac:
# 38 *-----User Format / Multnomah (OR)-----*
Parcel:R323312                               RefPar# :1N6E      3800
Owner   :United States Of America           Xfered:
Site    :*no Site Address* Portland         Price   :
Mail    :902 Wasco St Hood River Or 97031   Land    :$1,462,210
Use     :470 Other,Agricultural,Unimproved   Imp     :
Census:Tract:                Block:          02-03 Taxes :
Telephone:                Thomas Bros:        Doc #   :
Subdiv:
Legal   :SECTION 29 1N 6E; TL 3800 310.00
Bedrm:  Bth:  YB:  Lot Sqft:                BldgSF:                Ac:
# 39 *-----User Format / Multnomah (OR)-----*
Parcel:R323313                               RefPar# :1N6E      3900
Owner   :United States Of America           Xfered:
Site    :*no Site Address* Portland         Price   :
Mail    :902 Wasco St Hood River Or 97031   Land    :$2,952,930
Use     :470 Other,Agricultural,Unimproved   Imp     :
Census:Tract:                Block:          02-03 Taxes :
Telephone:                Thomas Bros:        Doc #   :
Subdiv:
Legal   :SECTION 30 1N 6E; TL 3900 626.06
Bedrm:  Bth:  YB:  Lot Sqft:                BldgSF:                Ac:
# 40 *-----User Format / Multnomah (OR)-----*
Parcel:R323314                               RefPar# :1N6E      4000
Owner   :United States Of America           Xfered:
Site    :*no Site Address* Portland         Price   :
Mail    :902 Wasco St Hood River Or 97031   Land    :$2,971,900
Use     :470 Other,Agricultural,Unimproved   Imp     :
Census:Tract:                Block:          02-03 Taxes :
Telephone:                Thomas Bros:        Doc #   :
Subdiv:
Legal   :SECTION 31 1N 6E; TL 4000 629.73
Bedrm:  Bth:  YB:  Lot Sqft:                BldgSF:                Ac:

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= F I R S T A M E R I C A N T I T L E =

41 *-----User Format / Multnomah (OR)-----*

Parcel:R323315 RefPar# :1N6E 4100

Owner :United States Of America Xfered:

Site :Larch Mtn Rd Corbett 97019 Price :

Mail :902 Wasco St Hood River Or 97031 Land :\$399,590

Use :471 Other,Agricultural,Improved Imp :\$20,670

Census:Tract: Block: 02-03 Taxes :

Telephone: Thomas Bros: Doc # :

Subdiv:

Legal :SECTION 32 1N 6E; TL 4100 618.35

Bedrm: Bth: YB: Lot Sqft: BldgSF:396 Ac:

42 *-----User Format / Multnomah (OR)-----*

Parcel:R323316 RefPar# :1N6E 4200

Owner :United States Of America Xfered:

Site :*no Site Address* Portland Price :

Mail :902 Wasco St Hood River Or 97031 Land :\$1,811,350

Use :470 Other,Agricultural,Unimproved Imp :

Census:Tract: Block: 02-03 Taxes :

Telephone: Thomas Bros: Doc # :

Subdiv:

Legal :SECTION 33 1N 6E; TL 4200 632.36

Bedrm: Bth: YB: Lot Sqft: BldgSF: Ac:

43 *-----User Format / Multnomah (OR)-----*

Parcel:R323317 RefPar# :1N6E 4300

Owner :United States Of America Xfered:

Site :*no Site Address* Portland Price :

Mail :902 Wasco St Hood River Or 97031 Land :\$1,811,350

Use :470 Other,Agricultural,Unimproved Imp :

Census:Tract: Block: 02-03 Taxes :

Telephone: Thomas Bros: Doc # :

Subdiv:

Legal :SECTION 34 1N 6E; TL 4300 640.00

Bedrm: Bth: YB: Lot Sqft: BldgSF: Ac:

44 *-----User Format / Multnomah (OR)-----*

Parcel:R323318 RefPar# :1N6E 4400

Owner :United States Of America Xfered:

Site :*no Site Address* Portland Price :

Mail :902 Wasco St Hood River Or 97031 Land :\$1,811,350

Use :470 Other,Agricultural,Unimproved Imp :

Census:Tract: Block: 02-03 Taxes :

Telephone: Thomas Bros: Doc # :

Subdiv:

Legal :SECTION 35 1N 6E; TL 4400 640.00

Bedrm: Bth: YB: Lot Sqft: BldgSF: Ac:

45 *-----User Format / Multnomah (OR)-----*

Parcel:R323319 RefPar# :1N6E 4500

Owner :United States Of America Xfered:

Site :*no Site Address* Portland Price :

Mail :902 Wasco St Hood River Or 97031 Land :\$2,415,200

Use :470 Other,Agricultural,Unimproved Imp :

Census:Tract: Block: 02-03 Taxes :

Telephone: Thomas Bros: Doc # :

Subdiv:

Legal :SECTION 36 1N 6E; TL 4500 640.00

Bedrm: Bth: YB: Lot Sqft: BldgSF: Ac:

= F I R S T A M E R I C A N T I T L E =

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# 31 *-----User Format / Multnomah (OR)-----*
Parcel:R343034                               RefPar# 1S6E      100
Owner   :United States Of America           Xfered:
Site    :*no Site Address* Portland         Price   :
Mail    :620 SW Main St Portland Or 97205   Land    :$3,019,050
Use     :470 Other,Agricultural,Unimproved  Imp     :
Census:Tract:                               Block:      02-03 Taxes :
Telephone:                               Thomas Bros:      Doc #   :
Subdiv:
Legal   :SECTION 01 1S 5E; TL 100 597.00
Bedrm:  Bth:  YB:  Lot Sqft:                BldgSF:                Ac:
# 32 *-----User Format / Multnomah (OR)-----*
Parcel:R343035                               RefPar# 1S6E      200
Owner   :United States Of America           Xfered:
Site    :*no Site Address* Portland         Price   :
Mail    :620 SW Main St Portland Or 97205   Land    :$3,019,050
Use     :470 Other,Agricultural,Unimproved  Imp     :
Census:Tract:                               Block:      02-03 Taxes :
Telephone:                               Thomas Bros:      Doc #   :
Subdiv:
Legal   :SECTION 02 1S 6E; TL 200 598.20
Bedrm:  Bth:  YB:  Lot Sqft:                BldgSF:                Ac:
# 33 *-----User Format / Multnomah (OR)-----*
Parcel:R343036                               RefPar# 1S6E      300
Owner   :United States Of America           Xfered:
Site    :*no Site Address* Portland         Price   :
Mail    :902 Wasco St Hood River Or 97031   Land    :$2,632,200
Use     :470 Other,Agricultural,Unimproved  Imp     :
Census:Tract:                               Block:      02-03 Taxes :
Telephone:                               Thomas Bros:      Doc #   :
Subdiv:
Legal   :SECTION 03 1S 6E; TL 300 557.92
Bedrm:  Bth:  YB:  Lot Sqft:                BldgSF:                Ac:
# 34 *-----User Format / Multnomah (OR)-----*
Parcel:R343037                               RefPar# 1S6E      400
Owner   :United States Of America           Xfered:
Site    :*no Site Address* Portland         Price   :
Mail    :902 Wasco St Hood River Or 97031   Land    :$3,135,970
Use     :470 Other,Agricultural,Unimproved  Imp     :
Census:Tract:                               Block:      02-03 Taxes :
Telephone:                               Thomas Bros:      Doc #   :
Subdiv:
Legal   :SECTION 04 1S 6E; TL 400 664.70
Bedrm:  Bth:  YB:  Lot Sqft:                BldgSF:                Ac:
# 35 *-----User Format / Multnomah (OR)-----*
Parcel:R343038                               RefPar# 1S6E      500
Owner   :United States Of America (reserve  Xfered:
Site    :*no Site Address* Portland         Price   :
Mail    :902 Wasco St Hood River Or 97031   Land    :$3,132,320
Use     :470 Other,Agricultural,Unimproved  Imp     :
Census:Tract:                               Block:      02-03 Taxes :
Telephone:                               Thomas Bros:      Doc #   :
Subdiv:
Legal   :SECTION 05 1S 6E; TL 500 664.00
Bedrm:  Bth:  YB:  Lot Sqft:                BldgSF:                Ac:

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= F I R S T A M E R I C A N T I T L E =

36 *-----User Format / Multnomah (OR)-----*

Parcel:R343039 RefPar# :1S6E 600

Owner :United States Of America Xfered:

Site :*no Site Address* Portland Price :

Mail :902 Wasco St Hood River Or 97031 Land :\$3,122,680

Use :470 Other,Agricultural,Unimproved Imp :

Census:Tract: Block: 02-03 Taxes :

Telephone: Thomas Bros: Doc # :

Subdiv:

Legal :SECTION 06 1S 6E; TL 600 661.81

Bedrm: Bth: YB: Lot Sqft: BldgSF: Ac:

37 *-----User Format / Multnomah (OR)-----*

Parcel:R343040 RefPar# :1S6E 700

Owner :United States Of America (reserve Xfered:

Site :*no Site Address* Portland Price :

Mail :902 Wasco St Hood River Or 97031 Land :\$2,981,220

Use :470 Other,Agricultural,Unimproved Imp :

Census:Tract: Block: 02-03 Taxes :

Telephone: Thomas Bros: Doc # :

Subdiv:

Legal :SECTION 07 1S 6E; TL 700 631.89

Bedrm: Bth: YB: Lot Sqft: BldgSF: Ac:

38 *-----User Format / Multnomah (OR)-----*

Parcel:R343041 RefPar# :1S6E 800

Owner :United States Of America Xfered:

Site :*no Site Address* Portland Price :

Mail :902 Wasco St Hood River Or 97031 Land :\$3,019,050

Use :470 Other,Agricultural,Unimproved Imp :

Census:Tract: Block: 02-03 Taxes :

Telephone: Thomas Bros: Doc # :

Subdiv:

Legal :SECTION 08 1S 6E; TL 800 640.00

Bedrm: Bth: YB: Lot Sqft: BldgSF: Ac:

39 *-----User Format / Multnomah (OR)-----*

Parcel:R343042 RefPar# :1S6E 900

Owner :United States Of America Xfered:

Site :*no Site Address* Portland Price :

Mail :902 Wasco St Hood River Or 97031 Land :\$3,019,050

Use :470 Other,Agricultural,Unimproved Imp :

Census:Tract: Block: 02-03 Taxes :

Telephone: Thomas Bros: Doc # :

Subdiv:

Legal :SECTION 09 1S 6E; TL 900 640.00

Bedrm: Bth: YB: Lot Sqft: BldgSF: Ac:

40 *-----User Format / Multnomah (OR)-----*

Parcel:R343043 RefPar# :1S6E 1000

Owner :United States Of America Xfered:

Site :*no Site Address* Portland Price :

Mail :902 Wasco St Hood River Or 97031 Land :\$3,019,050

Use :470 Other,Agricultural,Unimproved Imp :

Census:Tract: Block: 02-03 Taxes :

Telephone: Thomas Bros: Doc # :

Subdiv:

Legal :SECTION 10 1S 6E; TL 1000 614.08

Bedrm: Bth: YB: Lot Sqft: BldgSF: Ac:

= F I R S T A M E R I C A N T I T L E =

41 *-----User Format / Multnomah (OR)-----*

Parcel:R343044 RefPar# :1S6E 1100

Owner :United States Of America Xfered:

Site :*no Site Address* Portland Price :

Mail :620 SW Main St Portland Or 97205 Land :\$3,019,050

Use :470 Other,Agricultural,Unimproved Imp :

Census:Tract: Block: 02-03 Taxes :

Telephone: Thomas Bros: Doc # :

Subdiv:

Legal :SECTION 11 1S 6E; TL 1100 640.00

Bedrm: Bth: YB: Lot Sqft:2,787,840 BldgSF: Ac:640.00

42 *-----User Format / Multnomah (OR)-----*

Parcel:R343045 RefPar# :1S6E 1200

Owner :United States Of America Xfered:

Site :*no Site Address* Portland Price :

Mail :620 SW Main St Portland Or 97205 Land :\$3,019,050

Use :470 Other,Agricultural,Unimproved Imp :

Census:Tract: Block: 02-03 Taxes :

Telephone: Thomas Bros: Doc # :

Subdiv:

Legal :SECTION 12 1S 6E; TL 1200 640.00

Bedrm: Bth: YB: Lot Sqft:2,787,840 BldgSF: Ac:640.00

43 *-----User Format / Multnomah (OR)-----*

Parcel:R343046 RefPar# :1S6E 1300

Owner :United States Of America Xfered:

Site :*no Site Address* Portland Price :

Mail :620 SW Main St Portland Or 97205 Land :\$3,019,050

Use :470 Other,Agricultural,Unimproved Imp :

Census:Tract: Block: 02-03 Taxes :

Telephone: Thomas Bros: Doc # :

Subdiv:

Legal :SECTION 13 1S 6E; TL 1300 640.00

Bedrm: Bth: YB: Lot Sqft:2,787,840 BldgSF: Ac:640.00

44 *-----User Format / Multnomah (OR)-----*

Parcel:R343047 RefPar# :1S6E 1400

Owner :United States Of America (reserve Xfered:

Site :*no Site Address* Portland Price :

Mail :620 SW Main St Portland Or 97205 Land :\$3,019,050

Use :470 Other,Agricultural,Unimproved Imp :

Census:Tract: Block: 02-03 Taxes :

Telephone: Thomas Bros: Doc # :

Subdiv:

Legal :SECTION 14 1S 6E; TL 1400 640.00

Bedrm: Bth: YB: Lot Sqft:2,787,840 BldgSF: Ac:640.00

45 *-----User Format / Multnomah (OR)-----*

Parcel:R343048 RefPar# :1S6E 1500

Owner :United States Of America (reserve Xfered:

Site :*no Site Address* Portland Price :

Mail :620 SW Main St Portland Or 97205 Land :\$4,905,840

Use :470 Other,Agricultural,Unimproved Imp :

Census:Tract: Block: 02-03 Taxes :

Telephone: Thomas Bros: Doc # :

Subdiv:

Legal :SECTION 15 1S 6E; TL 1500 640.00

Bedrm: Bth: YB: Lot Sqft:2,787,840 BldgSF: Ac:640.00

= F I R S T A M E R I C A N T I T L E =

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# 46 *-----User Format / Multnomah (OR)-----*
Parcel:R343049                               RefPar# :1S6E      1600
Owner   :United States Of America (reserve   Xfered:
Site    :*no Site Address* Portland          Price   :
Mail    :902 Wasco St Hood River Or 97031    Land    :$6,038,000
Use     :470 Other,Agricultural,Unimproved    Imp     :
Census:Tract:                               Block:      02-03 Taxes :
Telephone:                               Thomas Bros:      Doc #   :
Subdiv:
Legal   :SECTION 16 1S 6E; TL 1600 600.16
Bedrm:  Bth:  YB:  Lot Sqft:                BldgSF:                Ac:
# 47 *-----User Format / Multnomah (OR)-----*
Parcel:R343050                               RefPar# :1S6E      1700
Owner   :United States Of America (reserve   Xfered:
Site    :*no Site Address* Portland          Price   :
Mail    :902 Wasco St Hood River Or 97031    Land    :$3,019,050
Use     :470 Other,Agricultural,Unimproved    Imp     :
Census:Tract:                               Block:      02-03 Taxes :
Telephone:                               Thomas Bros:      Doc #   :
Subdiv:
Legal   :SECTION 17 1S 6E; TL 1700 640.00
Bedrm:  Bth:  YB:  Lot Sqft:                BldgSF:                Ac:
# 48 *-----User Format / Multnomah (OR)-----*
Parcel:R343051                               RefPar# :1S6E      1800
Owner   :Portland City Of                   Xfered:
Site    :*no Site Address* Portland          Price   :
Mail    :1120 SW 5th Ave #1302 Portland Or 97204 Land    :$754,840
Use     :470 Other,Agricultural,Unimproved    Imp     :
Census:Tract:                               Block:      02-03 Taxes :
Telephone:                               Thomas Bros:      Doc #   :
Subdiv:
Legal   :SECTION 18 1S 6E; TL 1800 160.00
Bedrm:  Bth:  YB:  Lot Sqft:                BldgSF:                Ac:
# 49 *-----User Format / Multnomah (OR)-----*
Parcel:R343052                               RefPar# :1S6E      1900
Owner   :United States Of America           Xfered:
Site    :*no Site Address* Portland          Price   :
Mail    :902 Wasco St Hood River Or 97031    Land    :$556,600
Use     :470 Other,Agricultural,Unimproved    Imp     :
Census:Tract:                               Block:      02-03 Taxes :
Telephone:                               Thomas Bros:      Doc #   :
Subdiv:
Legal   :SECTION 18 1S 6E; TL 1900 117.92
Bedrm:  Bth:  YB:  Lot Sqft:                BldgSF:                Ac:
# 50 *-----User Format / Multnomah (OR)-----*
Parcel:R343053                               RefPar# :1S6E      2000
Owner   :Portland City Of                   Xfered:
Site    :*no Site Address* Portland          Price   :
Mail    :1120 SW 5th Ave #1302 Portland Or 97204 Land    :$182,920
Use     :470 Other,Agricultural,Unimproved    Imp     :
Census:Tract:                               Block:      02-03 Taxes :
Telephone:                               Thomas Bros:      Doc #   :
Subdiv:
Legal   :SECTION 18 1S 6E; TL 2000 38.64
Bedrm:  Bth:  YB:  Lot Sqft:                BldgSF:                Ac:

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= F I R S T A M E R I C A N T I T L E =

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# 51 *-----User Format / Multnomah (OR)-----*
Parcel:R343054                               RefPar# :1S6E      2100
Owner   :United States Of America           Xfered:
Site    :*no Site Address* Portland         Price   :
Mail    :902 Wasco St Hood River Or 97031   Land    :$1,480,970
Use     :470 Other,Agricultural,Unimproved   Imp     :
Census:Tract:                               Block:      02-03 Taxes :
Telephone:                               Thomas Bros:      Doc #   :
Subdiv:
Legal   :SECTION 18 1S 6E; TL 2100 314.48
Bedrm:  Bth:      YB:      Lot Sqft:      BldgSF:      Ac:
# 52 *-----User Format / Multnomah (OR)-----*
Parcel:R343055                               RefPar# :1S6E      2200
Owner   :Portland City Of                   Xfered:
Site    :*no Site Address* Portland         Price   :
Mail    :1120 SW 5th Ave #1302 Portland Or 97204   Land    :$2,973,830
Use     :470 Other,Agricultural,Unimproved   Imp     :
Census:Tract:                               Block:      02-03 Taxes :
Telephone:                               Thomas Bros:      Doc #   :
Subdiv:
Legal   :SECTION 19 1S 6E; TL 2200 630.32
Bedrm:  Bth:      YB:      Lot Sqft:      BldgSF:      Ac:
# 53 *-----User Format / Multnomah (OR)-----*
Parcel:R343056                               RefPar# :1S6E      2400
Owner   :Portland City Of                   Xfered:
Site    :*no Site Address* Portland         Price   :
Mail    :1120 SW 5th Ave Portland Or 97204   Land    :$377,420
Use     :470 Other,Agricultural,Unimproved   Imp     :
Census:Tract:                               Block:      02-03 Taxes :
Telephone:503-760-4568      Thomas Bros:      Doc #   :
Subdiv:
Legal   :SECTION 20 1S 6E; TL 2400 80.00
Bedrm:  Bth:      YB:      Lot Sqft:      BldgSF:      Ac:
# 54 *-----User Format / Multnomah (OR)-----*
Parcel:R343057                               RefPar# :1S6E      2300
Owner   :United States Of America           Xfered:
Site    :*no Site Address* Portland         Price   :
Mail    :902 Wasco St Hood River Or 97031   Land    :$1,509,370
Use     :470 Other,Agricultural,Unimproved   Imp     :
Census:Tract:                               Block:      02-03 Taxes :
Telephone:                               Thomas Bros:      Doc #   :
Subdiv:
Legal   :SECTION 20 1S 6E; TL 2300 320.00
Bedrm:  Bth:      YB:      Lot Sqft:1,393,920   BldgSF:      Ac:320.00
# 55 *-----User Format / Multnomah (OR)-----*
Parcel:R343058                               RefPar# :1S6E      2500
Owner   :Portland City Of                   Xfered:
Site    :*no Site Address* Portland         Price   :
Mail    :1120 SW 5th Ave #1302 Portland Or 97204   Land    :$1,132,160
Use     :470 Other,Agricultural,Unimproved   Imp     :
Census:Tract:                               Block:      02-03 Taxes :
Telephone:                               Thomas Bros:      Doc #   :
Subdiv:
Legal   :SECTION 20 1S 6E; TL 2500 240.00
Bedrm:  Bth:      YB:      Lot Sqft:      BldgSF:      Ac:

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= F I R S T A M E R I C A N T I T L E =

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# 56 *-----User Format / Multnomah (OR)-----*
Parcel:R343059                               RefPar# :1S6E      2600
Owner   :United States Of America (reserve   Xfered:
Site    :*no Site Address* Portland          Price   :
Mail    :902 Wasco St Hood River Or 97031    Land    :$3,019,050
Use     :470 Other,Agricultural,Unimproved   Imp     :
Census:Tract:                Block:          02-03 Taxes :
Telephone:                Thomas Bros:        Doc #   :
Subdiv:
Legal   :SECTION 21 1S 6E; TL 2600 640.00
Bedrm:  Bth:  YB:  Lot Sqft:                BldgSF:                Ac:
# 57 *-----User Format / Multnomah (OR)-----*
Parcel:R343060                               RefPar# :1S6E      2700
Owner   :United States Of America            Xfered:
Site    :*no Site Address* Portland          Price   :
Mail    :620 SW Main St Portland Or 97205    Land    :$3,019,050
Use     :470 Other,Agricultural,Unimproved   Imp     :
Census:Tract:                Block:          02-03 Taxes :
Telephone:                Thomas Bros:        Doc #   :
Subdiv:
Legal   :SECTION 22 1S 6E; TL 2700 640.00
Bedrm:  Bth:  YB:  Lot Sqft:2,787,840    BldgSF:                Ac:640.00
# 58 *-----User Format / Multnomah (OR)-----*
Parcel:R343061                               RefPar# :1S6E      2800
Owner   :United States Of America (reserve   Xfered:
Site    :*no Site Address* Portland          Price   :
Mail    :620 SW Main St Portland Or 97205    Land    :$3,019,050
Use     :470 Other,Agricultural,Unimproved   Imp     :
Census:Tract:                Block:          02-03 Taxes :
Telephone:                Thomas Bros:        Doc #   :
Subdiv:
Legal   :SECTION 23 1S 6E; TL 2800 640.00
Bedrm:  Bth:  YB:  Lot Sqft:2,787,840    BldgSF:                Ac:640.00
# 59 *-----User Format / Multnomah (OR)-----*
Parcel:R343062                               RefPar# :1S6E      2900
Owner   :United States Of America            Xfered:
Site    :*no Site Address* Portland          Price   :
Mail    :620 SW Main St Portland Or 97205    Land    :$3,019,050
Use     :470 Other,Agricultural,Unimproved   Imp     :
Census:Tract:                Block:          02-03 Taxes :
Telephone:                Thomas Bros:        Doc #   :
Subdiv:
Legal   :SECTION 24 1S 6E; TL 2900 640.00
Bedrm:  Bth:  YB:  Lot Sqft:                BldgSF:                Ac:
# 60 *-----User Format / Multnomah (OR)-----*
Parcel:R343063                               RefPar# :1S7E      100
Owner   :United States Of America            Xfered:
Site    :*no Site Address* Portland          Price   :
Mail    :620 SW Main St Portland Or 97205    Land    :$2,264,320
Use     :470 Other,Agricultural,Unimproved   Imp     :
Census:Tract:                Block:          02-03 Taxes :
Telephone:                Thomas Bros:        Doc #   :
Subdiv:
Legal   :SECTION 01 1S 7E; TL 100 457.72
Bedrm:  Bth:  YB:  Lot Sqft:                BldgSF:                Ac:

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= F I R S T A M E R I C A N T I T L E =

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# 1 *-----User Format / Multnomah (OR)-----*
Parcel:R323320                               RefPar# :1N7E      100
Owner      :United States Of America          Xfered:
Site       :*no Site Address* Portland        Price   :
Mail       :620 SW Main St Portland Or 97205   Land    :$943,340
Use        :470 Other,Agricultural,Unimproved Imp     :
Census:Tract:      Block:      02-03 Taxes    :
Telephone:      Thomas Bros:      Doc #      :
Subdiv:Section 02 1n 7e
Legal      :SECTION 02 1N 7E; TL 100 74.48 ACRES
Bedrm:    Bth:      YB:      Lot Sqft:      BldgSF:      Ac:
# 2 *-----User Format / Multnomah (OR)-----*
Parcel:R323321                               RefPar# :1N7E      200
Owner      :United States Of America          Xfered:
Site       :*no Site Address* Portland        Price   :
Mail       :620 SW Main St Portland Or 97205   Land    :$3,019,050
Use        :470 Other,Agricultural,Unimproved Imp     :
Census:Tract:      Block:      02-03 Taxes    :
Telephone:      Thomas Bros:      Doc #      :
Subdiv:
Legal      :SECTION 03 1N 7E; TL 200 625.00
Bedrm:    Bth:      YB:      Lot Sqft:      BldgSF:      Ac:
# 3 *-----User Format / Multnomah (OR)-----*
Parcel:R323322                               RefPar# :1N7E      300
Owner      :United States Of America          Xfered:
Site       :*no Site Address* Portland        Price   :
Mail       :620 SW Main St Portland Or 97205   Land    :$3,019,050
Use        :470 Other,Agricultural,Unimproved Imp     :
Census:Tract:      Block:      02-03 Taxes    :
Telephone:      Thomas Bros:      Doc #      :
Subdiv:
Legal      :SECTION 04 1N 7E; TL 300 625.00
Bedrm:    Bth:      YB:      Lot Sqft:      BldgSF:      Ac:
# 4 *-----User Format / Multnomah (OR)-----*
Parcel:R323323                               RefPar# :1N7E      400
Owner      :United States Of America          Xfered:
Site       :*no Site Address* Portland        Price   :
Mail       :620 SW Main St Portland Or 97205   Land    :$3,019,050
Use        :470 Other,Agricultural,Unimproved Imp     :
Census:Tract:      Block:      02-03 Taxes    :
Telephone:      Thomas Bros:      Doc #      :
Subdiv:
Legal      :SECTION 05 1N 7E; TL 400 625.00
Bedrm:    Bth:      YB:      Lot Sqft:      BldgSF:      Ac:
# 5 *-----User Format / Multnomah (OR)-----*
Parcel:R323324                               RefPar# :1N7E      500
Owner      :United States Of America          Xfered:
Site       :*no Site Address* Portland        Price   :
Mail       :620 SW Main St Portland Or 97205   Land    :$3,019,050
Use        :470 Other,Agricultural,Unimproved Imp     :
Census:Tract:      Block:      02-03 Taxes    :
Telephone:      Thomas Bros:      Doc #      :
Subdiv:
Legal      :SECTION 06 1N 7E; TL 500 693.00
Bedrm:    Bth:      YB:      Lot Sqft:      BldgSF:      Ac:

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= F I R S T A M E R I C A N T I T L E =

6 *-----User Format / Multnomah (OR)-----*

Parcel:R323325 RefPar# :1N7E 600

Owner :United States Of America Xfered:

Site :*no Site Address* Portland Price :

Mail :620 SW Main St Portland Or 97205 Land :\$3,019,050

Use :470 Other,Agricultural,Unimproved Imp :

Census:Tract: Block: 02-03 Taxes :

Telephone: Thomas Bros: Doc # :

Subdiv:

Legal :SECTION 07 1N 7E; TL 600 712.00

Bedrm: Bth: YB: Lot Sqft: BldgSF: Ac:

7 *-----User Format / Multnomah (OR)-----*

Parcel:R323326 RefPar# :1N7E 700

Owner :United States Of America Xfered:

Site :*no Site Address* Portland Price :

Mail :620 SW Main St Portland Or 97205 Land :\$3,019,050

Use :470 Other,Agricultural,Unimproved Imp :

Census:Tract: Block: 02-03 Taxes :

Telephone: Thomas Bros: Doc # :

Subdiv:

Legal :SECTION 08 1N 7E; TL 700 640.00

Bedrm: Bth: YB: Lot Sqft:2,787,840 BldgSF: Ac:640.00

8 *-----User Format / Multnomah (OR)-----*

Parcel:R323327 RefPar# :1N7E 800

Owner :United States Of America Xfered:

Site :*no Site Address* Portland Price :

Mail :620 SW Main St Portland Or 97205 Land :\$3,019,050

Use :470 Other,Agricultural,Unimproved Imp :

Census:Tract: Block: 02-03 Taxes :

Telephone: Thomas Bros: Doc # :

Subdiv:

Legal :SECTION 09 1N 7E; TL 800 640.00

Bedrm: Bth: YB: Lot Sqft:2,787,840 BldgSF: Ac:640.00

9 *-----User Format / Multnomah (OR)-----*

Parcel:R323328 RefPar# :1N7E 900

Owner :United States Of America Xfered:

Site :*no Site Address* Portland Price :

Mail :620 SW Main St Portland Or 97205 Land :\$3,019,050

Use :470 Other,Agricultural,Unimproved Imp :

Census:Tract: Block: 02-03 Taxes :

Telephone: Thomas Bros: Doc # :

Subdiv:

Legal :SECTION 10 1N 7E; TL 900 632.30

Bedrm: Bth: YB: Lot Sqft: BldgSF: Ac:

10 *-----User Format / Multnomah (OR)-----*

Parcel:R323329 RefPar# :1N7E 1100

Owner :United States Of America Xfered:

Site :*no Site Address* Portland Price :

Mail :620 SW Main St Portland Or 97205 Land :\$82,000

Use :470 Other,Agricultural,Unimproved Imp :

Census:Tract: Block: 02-03 Taxes :

Telephone: Thomas Bros: Doc # :

Subdiv:

Legal :SECTION 11 1N 7E; TL 1100 82.17

Bedrm: Bth: YB: Lot Sqft: BldgSF: Ac:

= F I R S T A M E R I C A N T I T L E =

11 *-----User Format / Multnomah (OR)-----*

Parcel:R323330 RefPar# :1N7E 1200

Owner :United States Of America Xfered:

Site :*no Site Address* Portland Price :

Mail :620 SW Main St Portland Or 97205 Land :\$1,886,890

Use :470 Other,Agricultural,Unimproved Imp :

Census:Tract: Block: 02-03 Taxes :

Telephone: Thomas Bros: Doc # :

Subdiv:

Legal :SECTION 14 1N 7E; TL 1200 191.50

Bedrm: Bth: YB: Lot Sqft: BldgSF: Ac:

12 *-----User Format / Multnomah (OR)-----*

Parcel:R323331 RefPar# :1N7E 1300

Owner :United States Of America Xfered:

Site :*no Site Address* Portland Price :

Mail :620 SW Main St Portland Or 97205 Land :\$3,019,050

Use :470 Other,Agricultural,Unimproved Imp :

Census:Tract: Block: 02-03 Taxes :

Telephone: Thomas Bros: Doc # :

Subdiv:

Legal :SECTION 15 1N 7E; TL 1300 640.00

Bedrm: Bth: YB: Lot Sqft:2,787,840 BldgSF: Ac:640.00

13 *-----User Format / Multnomah (OR)-----*

Parcel:R323332 RefPar# :1N7E 1400

Owner :United States Of America Xfered:

Site :*no Site Address* Portland Price :

Mail :620 SW Main St Portland Or 97205 Land :\$3,019,050

Use :470 Other,Agricultural,Unimproved Imp :

Census:Tract: Block: 02-03 Taxes :

Telephone: Thomas Bros: Doc # :

Subdiv:

Legal :SECTION 16 1N 7E; TL 1400 640.00

Bedrm: Bth: YB: Lot Sqft:2,787,840 BldgSF: Ac:640.00

14 *-----User Format / Multnomah (OR)-----*

Parcel:R323333 RefPar# :1N7E 1500

Owner :United States Of America Xfered:

Site :*no Site Address* Portland Price :

Mail :620 SW Main St Portland Or 97205 Land :\$3,019,050

Use :470 Other,Agricultural,Unimproved Imp :

Census:Tract: Block: 02-03 Taxes :

Telephone: Thomas Bros: Doc # :

Subdiv:

Legal :SECTION 17 1N 7E; TL 1500 640.00

Bedrm: Bth: YB: Lot Sqft:2,787,840 BldgSF: Ac:640.00

15 *-----User Format / Multnomah (OR)-----*

Parcel:R323334 RefPar# :1N7E 1600

Owner :United States Of America Xfered:

Site :*no Site Address* Portland Price :

Mail :620 SW Main St Portland Or 97205 Land :\$3,019,050

Use :470 Other,Agricultural,Unimproved Imp :

Census:Tract: Block: 02-03 Taxes :

Telephone: Thomas Bros: Doc # :

Subdiv:

Legal :SECTION 18 1N 7E; TL 1600 711.00

Bedrm: Bth: YB: Lot Sqft: BldgSF: Ac:

= F I R S T A M E R I C A N T I T L E =

16 *-----User Format / Multnomah (OR)-----*

Parcel:R323335 RefPar# :1N7E 1700

Owner :United States Of America Xfered:

Site :*no Site Address* Portland Price :

Mail :620 SW Main St Portland Or 97205 Land :\$3,019,050

Use :470 Other,Agricultural,Unimproved Imp :

Census:Tract: Block: 02-03 Taxes :

Telephone: Thomas Bros: Doc # :

Subdiv:

Legal :SECTION 19 1N 7E; TL 1700 709.00

Bedrm: Bth: YB: Lot Sqft: BldgSF: Ac:

17 *-----User Format / Multnomah (OR)-----*

Parcel:R323336 RefPar# :1N7E 1800

Owner :United States Of America Xfered:

Site :*no Site Address* Portland Price :

Mail :620 SW Main St Portland Or 97205 Land :\$3,019,050

Use :470 Other,Agricultural,Unimproved Imp :

Census:Tract: Block: 02-03 Taxes :

Telephone: Thomas Bros: Doc # :

Subdiv:

Legal :SECTION 20 1N 7E; TL 1800 640.00

Bedrm: Bth: YB: Lot Sqft:2,787,840 BldgSF: Ac:640.00

18 *-----User Format / Multnomah (OR)-----*

Parcel:R323337 RefPar# :1N7E 1900

Owner :United States Of America Xfered:

Site :*no Site Address* Portland Price :

Mail :620 SW Main St Portland Or 97205 Land :\$3,019,050

Use :470 Other,Agricultural,Unimproved Imp :

Census:Tract: Block: 02-03 Taxes :

Telephone: Thomas Bros: Doc # :

Subdiv:

Legal :SECTION 21 1N 7E; TL 1900 640.00

Bedrm: Bth: YB: Lot Sqft:2,787,840 BldgSF: Ac:640.00

19 *-----User Format / Multnomah (OR)-----*

Parcel:R323338 RefPar# :1N7E 2000

Owner :United States Of America Xfered:

Site :*no Site Address* Portland Price :

Mail :620 SW Main St Portland Or 97205 Land :\$3,019,050

Use :470 Other,Agricultural,Unimproved Imp :

Census:Tract: Block: 02-03 Taxes :

Telephone: Thomas Bros: Doc # :

Subdiv:

Legal :SECTION 22 1N 7E; TL 2000 634.57

Bedrm: Bth: YB: Lot Sqft: BldgSF: Ac:

20 *-----User Format / Multnomah (OR)-----*

Parcel:R323339 RefPar# :1N7E 2100

Owner :United States Of America Xfered:

Site :*no Site Address* Portland Price :

Mail :620 SW Main St Portland Or 97205 Land :\$2,358,620

Use :470 Other,Agricultural,Unimproved Imp :

Census:Tract: Block: 02-03 Taxes :

Telephone: Thomas Bros: Doc # :

Subdiv:

Legal :SECTION 23 1N 7E; TL 2100 341.17

Bedrm: Bth: YB: Lot Sqft: BldgSF: Ac:

= F I R S T A M E R I C A N T I T L E =

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# 21 *-----User Format / Multnomah (OR)-----*
Parcel:R323340                               RefPar# :1N7E      2200
Owner   :United States Of America           Xfered:
Site    :*no Site Address* Portland         Price   :
Mail    :620 SW Main St Portland Or 97205   Land    :$943,340
Use     :470 Other,Agricultural,Unimproved  Imp     :
Census:Tract:                               Block:      02-03 Taxes :
Telephone:                               Thomas Bros:   Doc #   :
Subdiv:
Legal   :SECTION 26 1N 7E; TL 2200 67.84
Bedrm:  Bth:      YB:      Lot Sqft:        BldgSF:        Ac:
# 22 *-----User Format / Multnomah (OR)-----*
Parcel:R323341                               RefPar# :1N7E      2300
Owner   :United States Of America           Xfered:
Site    :*no Site Address* Portland         Price   :
Mail    :620 SW Main St Portland Or 97205   Land    :$1,811,350
Use     :470 Other,Agricultural,Unimproved  Imp     :
Census:Tract:                               Block:      02-03 Taxes :
Telephone:                               Thomas Bros:   Doc #   :
Subdiv:
Legal   :SECTION 27 1N 7E; TL 2300 617.85
Bedrm:  Bth:      YB:      Lot Sqft:        BldgSF:        Ac:
# 23 *-----User Format / Multnomah (OR)-----*
Parcel:R323342                               RefPar# :1N7E      2400
Owner   :United States Of America           Xfered:
Site    :*no Site Address* Portland         Price   :
Mail    :620 SW Main St Portland Or 97205   Land    :$1,811,350
Use     :470 Other,Agricultural,Unimproved  Imp     :
Census:Tract:                               Block:      02-03 Taxes :
Telephone:                               Thomas Bros:   Doc #   :
Subdiv:
Legal   :SECTION 28 1N 7E; TL 2400 640.00
Bedrm:  Bth:      YB:      Lot Sqft:        BldgSF:        Ac:
# 24 *-----User Format / Multnomah (OR)-----*
Parcel:R323343                               RefPar# :1N7E      2500
Owner   :United States Of America           Xfered:
Site    :*no Site Address* Portland         Price   :
Mail    :620 SW Main St Portland Or 97205   Land    :$3,019,050
Use     :470 Other,Agricultural,Unimproved  Imp     :
Census:Tract:                               Block:      02-03 Taxes :
Telephone:                               Thomas Bros:   Doc #   :
Subdiv:
Legal   :SECTION 29 1N 7E; TL 2500 640.00
Bedrm:  Bth:      YB:      Lot Sqft:2,787,840 BldgSF:        Ac:640.00
# 25 *-----User Format / Multnomah (OR)-----*
Parcel:R323344                               RefPar# :1N7E      2600
Owner   :United States Of America           Xfered:
Site    :*no Site Address* Portland         Price   :
Mail    :620 SW Main St Portland Or 97205   Land    :$3,019,050
Use     :470 Other,Agricultural,Unimproved  Imp     :
Census:Tract:                               Block:      02-03 Taxes :
Telephone:                               Thomas Bros:   Doc #   :
Subdiv:
Legal   :SECTION 30 1N 7E; TL 2600 710.00
Bedrm:  Bth:      YB:      Lot Sqft:        BldgSF:        Ac:

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= F I R S T A M E R I C A N T I T L E =

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# 26 *-----User Format / Multnomah (OR)-----*
Parcel:R323345                               RefPar# :1N7E      2700
Owner   :United States Of America           Xfered:
Site    :*no Site Address* Portland         Price   :
Mail    :620 SW Main St Portland Or 97205   Land    :$3,019,050
Use     :470 Other,Agricultural,Unimproved  Imp     :
Census:Tract:                               Block:      02-03 Taxes :
Telephone:                               Thomas Bros:      Doc #   :
Subdiv:
Legal   :SECTION 31 1N 7E; TL 2700 691.00
Bedrm:  Bth:  YB:  Lot Sqft:                BldgSF:                Ac:
# 27 *-----User Format / Multnomah (OR)-----*
Parcel:R323346                               RefPar# :1N7E      2800
Owner   :United States Of America           Xfered:
Site    :*no Site Address* Portland         Price   :
Mail    :620 SW Main St Portland Or 97205   Land    :$3,019,050
Use     :470 Other,Agricultural,Unimproved  Imp     :
Census:Tract:                               Block:      02-03 Taxes :
Telephone:                               Thomas Bros:      Doc #   :
Subdiv:
Legal   :SECTION 32 1N 7E; TL 2800 616.00
Bedrm:  Bth:  YB:  Lot Sqft:                BldgSF:                Ac:
# 28 *-----User Format / Multnomah (OR)-----*
Parcel:R323347                               RefPar# :1N7E      2900
Owner   :United States Of America           Xfered:
Site    :*no Site Address* Portland         Price   :
Mail    :620 SW Main St Portland Or 97205   Land    :$1,811,350
Use     :470 Other,Agricultural,Unimproved  Imp     :
Census:Tract:                               Block:      02-03 Taxes :
Telephone:                               Thomas Bros:      Doc #   :
Subdiv:
Legal   :SECTION 33 1N 7E; TL 2900 615.64 MA
Bedrm:  Bth:  YB:  Lot Sqft:                BldgSF:                Ac:
# 29 *-----User Format / Multnomah (OR)-----*
Parcel:R323348                               RefPar# :1N7E      3000
Owner   :United States Of America           Xfered:
Site    :*no Site Address* Portland         Price   :
Mail    :620 SW Main St Portland Or 97205   Land    :$1,811,350
Use     :470 Other,Agricultural,Unimproved  Imp     :
Census:Tract:                               Block:      02-03 Taxes :
Telephone:                               Thomas Bros:      Doc #   :
Subdiv:
Legal   :SECTION 34 1N 7E; TL 3000 640.00
Bedrm:  Bth:  YB:  Lot Sqft:                BldgSF:                Ac:
# 30 *-----User Format / Multnomah (OR)-----*
Parcel:R323349                               RefPar# :1N7E      3100
Owner   :United States Of America           Xfered:
Site    :*no Site Address* Portland         Price   :
Mail    :620 SW Main St Portland Or 97205   Land    :$1,902,750
Use     :170 Other,Residential,Unimproved  Imp     :
Census:Tract:                               Block:      02-03 Taxes :
Telephone:                               Thomas Bros:      Doc #   :
Subdiv:
Legal   :SECTION 35 1N 7E; TL 3100 253.35
Bedrm:  Bth:  YB:  Lot Sqft:                BldgSF:                Ac:

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= F I R S T A M E R I C A N T I T L E =

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# 61 *-----User Format / Multnomah (OR)-----*
Parcel:R343064                      RefPar# :1S7E      200
Owner   :United States Of America      Xfered:
Site    :*no Site Address* Portland    Price   :
Mail    :620 SW Main St Portland Or 97205 Land    :$3,019,050
Use     :470 Other,Agricultural,Unimproved Imp     :
Census:Tract:          Block:          02-03 Taxes :
Telephone:          Thomas Bros:      Doc #   :
Subdiv:
Legal   :SECTION 01 1S 7E; TL 200 661.39
Bedrm:  Bth:  YB:  Lot Sqft:          BldgSF:          Ac:
# 62 *-----User Format / Multnomah (OR)-----*
Parcel:R343065                      RefPar# :1S7E      300
Owner   :United States Of America      Xfered:
Site    :*no Site Address* Portland    Price   :
Mail    :620 SW Main St Portland Or 97205 Land    :$3,019,050
Use     :470 Other,Agricultural,Unimproved Imp     :
Census:Tract:          Block:          02-03 Taxes :
Telephone:          Thomas Bros:      Doc #   :
Subdiv:
Legal   :SECTION 03 1S 7E; TL 300 661.76
Bedrm:  Bth:  YB:  Lot Sqft:          BldgSF:          Ac:
# 63 *-----User Format / Multnomah (OR)-----*
Parcel:R343066                      RefPar# :1S7E      400
Owner   :United States Of America (reserve Xfered:
Site    :*no Site Address* Portland    Price   :
Mail    :620 SW Main St Portland Or 97205 Land    :$3,019,050
Use     :470 Other,Agricultural,Unimproved Imp     :
Census:Tract:          Block:          02-03 Taxes :
Telephone:          Thomas Bros:      Doc #   :
Subdiv:
Legal   :SECTION 04 1S 7E; TL 400 661.76
Bedrm:  Bth:  YB:  Lot Sqft:          BldgSF:          Ac:
# 64 *-----User Format / Multnomah (OR)-----*
Parcel:R343067                      RefPar# :1S7E      500
Owner   :United States Of America (reserve Xfered:
Site    :*no Site Address* Portland    Price   :
Mail    :620 SW Main St Portland Or 97205 Land    :$3,019,050
Use     :470 Other,Agricultural,Unimproved Imp     :
Census:Tract:          Block:          02-03 Taxes :
Telephone:          Thomas Bros:      Doc #   :
Subdiv:
Legal   :SECTION 05 1S 7E; TL 500 611.00
Bedrm:  Bth:  YB:  Lot Sqft:          BldgSF:          Ac:
# 65 *-----User Format / Multnomah (OR)-----*
Parcel:R343068                      RefPar# :1S7E      600
Owner   :United States Of America (reserve Xfered:
Site    :*no Site Address* Portland    Price   :
Mail    :620 SW Main St Portland Or 97205 Land    :$3,019,050
Use     :470 Other,Agricultural,Unimproved Imp     :
Census:Tract:          Block:          02-03 Taxes :
Telephone:          Thomas Bros:      Doc #   :
Subdiv:
Legal   :SECTION 06 1S 7E; 618.08 ACRES MAP
Bedrm:  Bth:  YB:  Lot Sqft:          BldgSF:          Ac:

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= F I R S T A M E R I C A N T I T L E =

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# 66 *-----User Format / Multnomah (OR)-----*
Parcel:R343069                               RefPar# :1S7E      700
Owner   :United States Of America (reserve   Xfered:
Site    :*no Site Address* Portland          Price   :
Mail    :620 SW Main St Portland Or 97205    Land    :$3,019,050
Use     :470 Other,Agricultural,Unimproved    Imp     :
Census:Tract:          Block:          02-03 Taxes :
Telephone:          Thomas Bros:          Doc #   :
Subdiv:
Legal   :SECTION 07 1S 7E; TL 700 663.00
Bedrm:  Bth:  YB:  Lot Sqft:          BldgSF:          Ac:
# 67 *-----User Format / Multnomah (OR)-----*
Parcel:R343070                               RefPar# :1S7E      800
Owner   :United States Of America (reserve   Xfered:
Site    :*no Site Address* Portland          Price   :
Mail    :620 SW Main St Portland Or 97205    Land    :$3,019,050
Use     :470 Other,Agricultural,Unimproved    Imp     :
Census:Tract:          Block:          02-03 Taxes :
Telephone:          Thomas Bros:          Doc #   :
Subdiv:
Legal   :SECTION 08 1S 7E; TL 800 592.00
Bedrm:  Bth:  YB:  Lot Sqft:          BldgSF:          Ac:
# 68 *-----User Format / Multnomah (OR)-----*
Parcel:R343071                               RefPar# :1S7E      900
Owner   :United States Of America (reserve   Xfered:
Site    :*no Site Address* Portland          Price   :
Mail    :620 SW Main St Portland Or 97205    Land    :$3,019,050
Use     :470 Other,Agricultural,Unimproved    Imp     :
Census:Tract:          Block:          02-03 Taxes :
Telephone:          Thomas Bros:          Doc #   :
Subdiv:
Legal   :SECTION 09 1S 7E; TL 900 640.00
Bedrm:  Bth:  YB:  Lot Sqft:2,787,840  BldgSF:          Ac:640.00
# 69 *-----User Format / Multnomah (OR)-----*
Parcel:R343072                               RefPar# :1S7E     1000
Owner   :United States Of America (reserve   Xfered:
Site    :*no Site Address* Portland          Price   :
Mail    :620 SW Main St Portland Or 97205    Land    :$3,019,050
Use     :470 Other,Agricultural,Unimproved    Imp     :
Census:Tract:          Block:          02-03 Taxes :
Telephone:          Thomas Bros:          Doc #   :
Subdiv:
Legal   :SECTION 10 1S 7E; TL 1000 640.00
Bedrm:  Bth:  YB:  Lot Sqft:2,787,840  BldgSF:          Ac:640.00
# 70 *-----User Format / Multnomah (OR)-----*
Parcel:R343073                               RefPar# :1S7E     1100
Owner   :United States Of America (reserve   Xfered:
Site    :*no Site Address* Portland          Price   :
Mail    :620 SW Main St Portland Or 97205    Land    :$3,019,050
Use     :470 Other,Agricultural,Unimproved    Imp     :
Census:Tract:          Block:          02-03 Taxes :
Telephone:          Thomas Bros:          Doc #   :
Subdiv:
Legal   :SECTION 11 1S 7E; TL 1100 640.00
Bedrm:  Bth:  YB:  Lot Sqft:2,787,840  BldgSF:          Ac:640.00

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= F I R S T A M E R I C A N T I T L E =

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# 71 *-----User Format / Multnomah (OR)-----*
Parcel:R343074                               RefPar# :1S7E      1200
Owner   :United States Of America           Xfered:
Site    :*no Site Address* Portland         Price   :
Mail    :620 SW Main St Portland Or 97205   Land    :$3,019,050
Use     :470 Other,Agricultural,Unimproved   Imp     :
Census:Tract:                               Block:      02-03 Taxes :
Telephone:                               Thomas Bros:      Doc #   :
Subdiv:
Legal   :SECTION 12 1S 7E; TL 1200 640.00
Bedrm:  Bth:  YB:      Lot Sqft:2,787,840   BldgSF:                Ac:640.00
# 72 *-----User Format / Multnomah (OR)-----*
Parcel:R343075                               RefPar# :1S7E      1300
Owner   :United States Of America (reserve   Xfered:
Site    :*no Site Address* Portland         Price   :
Mail    :620 SW Main St Portland Or 97205   Land    :$3,019,050
Use     :470 Other,Agricultural,Unimproved   Imp     :
Census:Tract:                               Block:      02-03 Taxes :
Telephone:                               Thomas Bros:      Doc #   :
Subdiv:
Legal   :SECTION 13 1S 7E; TL 1300 640.00
Bedrm:  Bth:  YB:      Lot Sqft:2,787,840   BldgSF:                Ac:640.00
# 73 *-----User Format / Multnomah (OR)-----*
Parcel:R343076                               RefPar# :1S7E      1400
Owner   :United States Of America           Xfered:
Site    :*no Site Address* Portland         Price   :
Mail    :620 SW Main St Portland Or 97205   Land    :$3,019,050
Use     :470 Other,Agricultural,Unimproved   Imp     :
Census:Tract:                               Block:      02-03 Taxes :
Telephone:                               Thomas Bros:      Doc #   :
Subdiv:
Legal   :SECTION 14 1S 7E; TL 1400 640.00
Bedrm:  Bth:  YB:      Lot Sqft:2,787,840   BldgSF:                Ac:640.00
# 74 *-----User Format / Multnomah (OR)-----*
Parcel:R343077                               RefPar# :1S7E      1500
Owner   :United States Of America           Xfered:
Site    :*no Site Address* Portland         Price   :
Mail    :620 SW Main St Portland Or 97205   Land    :$3,019,050
Use     :470 Other,Agricultural,Unimproved   Imp     :
Census:Tract:                               Block:      02-03 Taxes :
Telephone:                               Thomas Bros:      Doc #   :
Subdiv:
Legal   :SECTION 15 1S 7E; TL 1500 640.00
Bedrm:  Bth:  YB:      Lot Sqft:2,787,840   BldgSF:                Ac:640.00
# 75 *-----User Format / Multnomah (OR)-----*
Parcel:R343078                               RefPar# :1S7E      1600
Owner   :United States Of America (reserve   Xfered:
Site    :*no Site Address* Portland         Price   :
Mail    :620 SW Main St Portland Or 97205   Land    :$3,019,050
Use     :470 Other,Agricultural,Unimproved   Imp     :
Census:Tract:                               Block:      02-03 Taxes :
Telephone:                               Thomas Bros:      Doc #   :
Subdiv:
Legal   :SECTION 16 1S 7E; TL 1600 640.00
Bedrm:  Bth:  YB:      Lot Sqft:2,787,840   BldgSF:                Ac:640.00

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= F I R S T A M E R I C A N T I T L E =

76 *-----User Format / Multnomah (OR)-----*

Parcel:R343079 RefPar# :1S7E 1700

Owner :United States Of America (reserve Xfered:

Site :*no Site Address* Portland Price :

Mail :620 SW Main St Portland Or 97205 Land :\$3,019,050

Use :470 Other,Agricultural,Unimproved Imp :

Census:Tract: Block: 02-03 Taxes :

Telephone: Thomas Bros: Doc # :

Subdiv:

Legal :SECTION 17 1S 7E; TL 1700 593.00

Bedrm: Bth: YB: Lot Sqft: BldgSF: Ac:

77 *-----User Format / Multnomah (OR)-----*

Parcel:R343080 RefPar# :1S7E 1800

Owner :United States Of America (reserve Xfered:

Site :*no Site Address* Portland Price :

Mail :620 SW Main St Portland Or 97205 Land :\$3,019,050

Use :470 Other,Agricultural,Unimproved Imp :

Census:Tract: Block: 02-03 Taxes :

Telephone: Thomas Bros: Doc # :

Subdiv:

Legal :SECTION 18 1S 7E; TL 1800 663.00

Bedrm: Bth: YB: Lot Sqft: BldgSF: Ac:

78 *-----User Format / Multnomah (OR)-----*

Parcel:R343081 RefPar# :1S7E 1900

Owner :United States Of America (reserve Xfered:

Site :*no Site Address* Portland Price :

Mail :620 SW Main St Portland Or 97205 Land :\$3,019,050

Use :470 Other,Agricultural,Unimproved Imp :

Census:Tract: Block: 02-03 Taxes :

Telephone: Thomas Bros: Doc # :

Subdiv:

Legal :SECTION 19 1S 7E; TL 1900 657.30

Bedrm: Bth: YB: Lot Sqft: BldgSF: Ac:

79 *-----User Format / Multnomah (OR)-----*

Parcel:R343082 RefPar# :1S7E 2000

Owner :United States Of America (reserve Xfered:

Site :*no Site Address* Portland Price :

Mail :620 SW Main St Portland Or 97205 Land :\$3,019,050

Use :470 Other,Agricultural,Unimproved Imp :

Census:Tract: Block: 02-03 Taxes :

Telephone: Thomas Bros: Doc # :

Subdiv:

Legal :SECTION 20 1S 7E; TL 2000 594.00

Bedrm: Bth: YB: Lot Sqft: BldgSF: Ac:

80 *-----User Format / Multnomah (OR)-----*

Parcel:R343083 RefPar# :1S7E 2100

Owner :United States Of America (reserve Xfered:

Site :*no Site Address* Portland Price :

Mail :620 SW Main St Portland Or 97205 Land :\$3,019,050

Use :470 Other,Agricultural,Unimproved Imp :

Census:Tract: Block: 02-03 Taxes :

Telephone: Thomas Bros: Doc # :

Subdiv:

Legal :SECTION 21 1S 7E; TL 2100 640.00

Bedrm: Bth: YB: Lot Sqft:2,787,840 BldgSF: Ac:640.00

= F I R S T A M E R I C A N T I T L E =

81 *-----User Format / Multnomah (OR)-----*

Parcel:R343084 RefPar# :1S7E 2200

Owner :United States Of America (reserve Xfered:

Site :*no Site Address* Portland Price :

Mail :620 SW Main St Portland Or 97205 Land :\$3,019,050

Use :470 Other,Agricultural,Unimproved Imp :

Census:Tract: Block: 02-03 Taxes :

Telephone: Thomas Bros: Doc # :

Subdiv:

Legal :SECTION 22 1S 7E; TL 2200 640.00

Bedrm: Bth: YB: Lot Sqft:2,787,840 BldgSF: Ac:640.00

82 *-----User Format / Multnomah (OR)-----*

Parcel:R343085 RefPar# :1S7E 2300

Owner :United States Of America (reserve Xfered:

Site :*no Site Address* Portland Price :

Mail :620 SW Main St Portland Or 97205 Land :\$3,019,050

Use :470 Other,Agricultural,Unimproved Imp :

Census:Tract: Block: 02-03 Taxes :

Telephone: Thomas Bros: Doc # :

Subdiv:

Legal :SECTION 23 1S 7E; TL 2300 640.00

Bedrm: Bth: YB: Lot Sqft:2,787,840 BldgSF: Ac:640.00

83 *-----User Format / Multnomah (OR)-----*

Parcel:R343086 RefPar# :1S7E 2400

Owner :United States Of America (reserve Xfered:

Site :*no Site Address* Portland Price :

Mail :620 SW Main St Portland Or 97205 Land :\$3,019,050

Use :470 Other,Agricultural,Unimproved Imp :

Census:Tract: Block: 02-03 Taxes :

Telephone: Thomas Bros: Doc # :

Subdiv:

Legal :SECTION 24 1S 7E; TL 2400 640.00

Bedrm: Bth: YB: Lot Sqft:2,787,840 BldgSF: Ac:640.00

84 *-----User Format / Multnomah (OR)-----*

Parcel:R502914 RefPar# :1N7E 1000

Owner :United States Of America Xfered:

Site :*no Site Address* Price :

Mail :620 SW Main St Portland Or 97205 Land :\$60,000

Use :470 Other,Agricultural,Unimproved Imp :

Census:Tract: Block: 02-03 Taxes :

Telephone: Thomas Bros: Doc # :

Subdiv:

Legal :SECTION 11 1N 7E; TL 1000 4.96

Bedrm: Bth: YB: Lot Sqft: BldgSF: Ac:

POWER SALES AGREEMENT
Executed by
CITY OF PORTLAND, OREGON
and
PORTLAND GENERAL ELECTRIC COMPANY

THIS AGREEMENT, entered into as of the 12th day of April, 1979, is between the CITY OF PORTLAND ("City"), a municipal corporation of the State of Oregon, and PORTLAND GENERAL ELECTRIC COMPANY ("Purchaser"), a corporation organized and existing under the laws of the State of Oregon.

RECITALS

City is authorized under its Charter to enter into contracts with privately-owned utilities for the transmission and sale of the capacity of, and electric power generated by, hydroelectric power generating facilities owned by City.

City has applied to the Federal Energy Regulatory Commission ("FERC") for a license to construct and to operate Project No. 2821, designated as the Portland Hydroelectric Project on the Bull Run River in Multnomah and Clackamas Counties, Oregon ("the Project"), by adding to the existing City-owned dams forming part of its Bull Run Water Supply System the structures, fixtures, equipment and hydroelectric power generating facilities for transmission and sale of electric power which license, if, as, and when issued, together with any amendments thereto, is hereinafter referred to as the "FERC License".

City has applied to the Oregon Water Policy Review Board ("WPRB") for permits to appropriate water for hydroelectric power generation at Bull Run Dams No. 1 and No. 2, which permits, if, as and when issued, together with any amendments thereto, are hereinafter referred to as the "WPRB permits".

Purchaser, a privately-owned utility, desires to purchase the power generated by the Project from City to provide service to the general populace within its service area in Multnomah and Clackamas Counties, and City desires to sell the power and energy from the Project for such purposes.

The output of the Project will be available for use by members of the public in Multnomah and Clackamas Counties and the Project will serve general public use.

City, having the responsibility for financing and constructing the Project, proposes to issue tax-exempt Revenue Bonds to finance construction.

CITY AND PURCHASER, FOR AND IN CONSIDERATION OF THE FOLLOWING MUTUAL COVENANTS AND AGREEMENTS, AGREE AS FOLLOWS:

SECTION 1. *Term of Agreement.* This Agreement shall be in full force and effect from the date of its execution until midnight of August 31, 2017, or until the Revenue Bonds as defined in the Bond Ordinance and the Mortgage and Indenture of Trust ("Trust Indenture") thereby authorized and approved are paid or provision is made for their retirement, whichever is later.

SECTION 2. *Definitions and Explanations of Terms.*

(a) "Annual Power Cost" means the sum of all of City's costs resulting from the ownership of, and renewals and replacements to, the Project, including, but not limited to, the items hereinafter mentioned in this subsection 2(a) that are incurred or paid by City during each Contract Year in connection with the project, to wit:

- (1) The amount required by the Trust Indenture to be set aside by City for the payment of Debt Service;
- (2) Any amount required by the Trust Indenture to maintain the Bond Reserve Fund at the level specified in such Trust Indenture;
- (3) An amount equal to 1.25 percent (1¼%) of the Cost of Acquisition and Construction less those portions described in Subsections 2(g) (1), 2(g) (2) and 2(g) (5) hereof as adjusted by the ratio which the then current calendar year's Construction Cost Index bears to the Construction Cost Index for the year in which Completion of Construction occurred, which amount, as adjusted, shall be placed in the Renewal and Replacement Fund to be disbursed in accordance with Subsection 7(c) hereunder and the terms of the Trust Indenture; provided that in no event shall the amount in the Renewal and Replacement Fund at any time during the term of this Agreement exceed twelve percent (12%) of the Cost of Acquisition and Construction, less those portions described in Subsections 2(g) (1), 2(g) (2) and 2(g) (5), as adjusted by the ratio which the then current calendar year's Construction Cost Index bears to the Construction Cost Index for the year in which Completion of Construction occurred.
- (4) An amount equal to City's reasonable costs of administration in connection with the Project which costs may include, among others, fees payable to the Consulting Engineer for services performed pursuant to this Agreement during any Contract Year;
- (5) An amount equal to City Bureau of Water Works' reasonable costs for water quality testing and control in connection with the Project;

(6) An amount equal to the sum of all permit or license fees (excluding those imposed by City) including costs or expenses to carry out obligations imposed by a government agency as a condition of such permit or license and all taxes which City may be required to pay in connection with the Project; and

(7) An amount equal to the sum of insurance premiums payable for insuring against the risks specified in Section 12 of this Agreement.

(b) "Bond Ordinance" means the ordinance adopted by the Council of City authorizing the sale of Revenue Bonds to finance or to refinance the Cost of Acquisition and Construction and other costs in connection with the Project and authorizing and approving the Trust Indenture and the terms and conditions therein, receipt of a certified copy of which Purchaser hereby acknowledges.

(c) "Completion of Construction" means the date the latter of the Project generating units to be completed shall have been installed, and, in the written opinion of the Consulting Engineer effective upon delivery of a copy of such opinion to City and Purchaser, is capable of continuous operation. This definition of the term "Completion of Construction" shall be applicable only to this Agreement and need not necessarily apply to such term where used in the Bond Ordinance or in any Construction Contract documents.

(d) "Consulting Engineer" means the professional engineering firm engaged by City, which firm, as of the date of this Agreement, is CH2M Hill, Inc., as evidenced by that Agreement dated November 12, 1976 between CH2M Hill, Inc., and City, Purchaser hereby acknowledges receipt of a copy of that Agreement.

(e) "Construction Cost Index" means the indicator published from time to time by *Engineering News-Record* or a substitute indicator mutually agreed upon. Adjustments required by this Agreement to be made for the Construction Cost Index shall be made once annually and, with respect to any given year, the Index shall be the median value determined with respect to all Indices published for such year.

(f) "Contract Year" means a fiscal period under this Agreement from and after "Completion of Construction." "Contract Year" includes a 12-month period commencing at 12:01 a.m. on September 1 of each year, provided, however, that the first Contract Year hereunder shall commence on the date of Completion of Construction and shall end at 12:01 a.m. on the following September 1.

(g) "Cost of Acquisition and Construction" means all of City's costs of acquisition, construction, and financing of the Project, heretofore or hereafter paid or accrued by City, including but not limited to:

(1) The Bond Reserve Fund in an amount specified in the Trust Indenture not to exceed the maximum amount required for payment of Debt Service in any single future year the Revenue Bonds are outstanding;

(2) Interest accruing on the Revenue Bonds prior to and during construction of the Project, but in no event after October 1, 1982;

(3) All fees and expenses properly paid or incurred in connection with the Project whether paid or incurred prior to or during construction of the Project, which fees and expenses may include, among others, the cost of preliminary surveys, investigations, bond discount, legal and financing costs and engineering;

(4) The cost of all facilities included in the Project; and

(5) The Renewal and Replacement Fund in an amount specified in the Trust Indenture not to exceed 1.25 percent of the sum of the amounts of Subsection 2(g)(3) and 2(g)(4) hereof.

(h) "Debt Service" means with respect to any period the amount to be paid or accrued during said period to retire the principal of and pay the interest and premium, if any, on all Revenue Bonds or other evidences of indebtedness issued at any time by City for the purpose of paying the Cost of Acquisition and Construction and on all bonds issued pursuant to the Bond Ordinance in the amount provided in such Ordinance.

(i) "Initial Date of Delivery" means 12:01 a.m. of the day City first delivers power and energy to Purchaser hereunder from a Project generating unit which date, whether during or after testing of such unit, shall be certified in writing by the Consulting Engineer.

(j) "Initial Delivery Period" means the period of time commencing on the Initial Date of Delivery and ending on the date of Completion of Construction (which latter date coincides with the date of commencement of the first Contract Year hereunder).

(k) "Month" means a calendar month.

(l) "Project" means those properties and facilities constructed or owned by City and financed by proceeds of the Revenue Bonds consisting of, among others, powerhouses, turbines, generators, Power Plants Nos. 1 and 2, substations and switchyards and all associated transmission facilities owned by City interconnecting the Project facilities with facilities of Purchaser used in generating power and energy hereunder, but excluding dams, reservoirs, water conduits and other properties and facilities installed prior to the date of this Agreement.

(m) "Project Output" means the amount of power and energy produced by the Project during the term of this contract as metered at the point of delivery.

(n) "Revenue Bonds" means the bonds issued by City to finance or to refinance the Cost of Acquisition and Construction and other costs in connection with the Project, which Revenue Bonds shall be payable solely from the revenues derived from the sale of power and energy under the terms of this Agreement, all as authorized by the Bond Ordinance.

(o) "Uncontrollable Forces" means any cause beyond the control of either party hereto affecting such party's performance, and which by the exercise of due diligence, the party is unable to prevent or overcome, including, but not limited to, an act of God, fire, flood, explosion, strike, sabotage, an act of the public enemy, civil or military authority, court orders, injunctions, and orders of government agencies with proper jurisdiction, insurrection or riot, an act of the elements, failure of equipment, or inability to obtain or to ship materials or equipment because of the effect of similar causes on suppliers or carriers.

(p) "Uniform System of Accounts" means the Uniform System of Accounts prescribed by FERC for Electric Utilities and Licensees in effect at the time this Agreement is executed, and as thereafter may be amended from time to time by FERC.

SECTION 3. *Amount of Energy and Power Sold.* City agrees to sell to Purchaser, and Purchaser agrees to purchase, the entire Project Output.

SECTION 4. *Payment for Power Sold.*

(a) Purchaser agrees to pay City, in monthly installments, for each Contract Year, regardless of the amount of power or energy delivered hereunder, the sum of

(1) an amount equal to the Annual Power Cost, plus

(2) an amount equal to the product of the actual annual Project Output in kilowatt-hours of energy, divided by 108,700,000 kilowatt-hours, multiplied by

(i) \$305,000, or

(ii) ten percent (10%) of the annual amount required by the Trust Indenture to be set aside by City for the payment of Debt Service,

whichever is greater, plus

(3) an amount, designated the "Share the Savings Element", equal to fifty percent (50%) of the difference by which the Annual Power Cost (increased by costs of operation and maintenance) for such Contract Year is less than the normalized average cost per kilowatt-hour for such Contract Year of the most recently completed Purchaser-related thermal unit which shall have been put into commercial operation prior to such Contract Year, times the number of kilowatt-hours actually delivered to Purchaser by City during such Contract Year,

which sum of amounts shall be the "Annual Purchase Price." In the event that in any Contract Year there is a negative Share the Savings Element because the Annual Power Cost (increased by costs of operation and maintenance) for such Contract Year is more than the normalized average cost per kilowatt-hour of the most recently completed Purchaser-related thermal unit which shall have been put into commercial operation prior to such Contract Year, times the number of kilowatt hours actually delivered to Purchaser by City during such Contract Year, then the amount of the negative Share the Savings Element for such contract year shall be an offset against the Share the Savings Element for any future Contract Year or Years so that only the net positive Share the Savings Element for the future Contract Year or Years shall be included in the Annual Purchase Price for such future Contract Year or Years.

For purposes of this Subsection 4(a)(3):

the term "cost of operation and maintenance" means those costs paid by Purchaser pursuant to Subsection 4(i),

the term "normalized average cost per kilowatt-hour" means the cost of normal operation of such thermal plant (initially at seventy-five percent (75%) capacity factor, subject to adjustment annually under Section 11 of this agreement to reflect the national industry average for comparable units. For purposes of this agreement, the adjusted capacity factor is defined as the actual total gross generation in megawatt hours plus additional credit for all voluntary cutbacks, the sum divided by the average gross dependable unit capacity times the hours in the period under consideration.) computed in accordance with commonly accepted utility industry principles, and

the term "Purchaser-related thermal-unit," means any generating unit having a nameplate rating of 500,000 kilowatt capacity or greater, whether fueled by fossil fuels or by nuclear energy, upon any portion of the output of which unit (except for "spot purchases") Purchaser relies to meet its base load.

(b) On or before one hundred twenty (120) days prior to the estimated date of Completion of Construction, and on or before May 1 of each Contract Year thereafter, City shall prepare and mail to Purchaser a pro forma statement showing:

(1) The estimated date of Completion of Construction of the Project. This need not be shown after the first statement; provided, that City shall keep Purchaser advised at all times of changes in such estimated date.

(2) A detailed estimate of the Annual Power Cost of the Project for the following Contract Year, plus the net positive Share the Savings Element, together hereinafter called the "Estimated Annual Purchase Price"; and

(3) The amount of the equal monthly payments to be made by Purchaser to pay the Estimated Annual Purchase Price during such Contract Year.

This statement shall be in lieu of the issuance of monthly bills to Purchaser by City.

(c) In the event of a change in costs or Project Output affecting the Estimated Annual Purchase Price by more than ten percent (10%) during any Contract Year, City shall prepare and mail to Purchaser a revised Estimated Annual Purchase Price together with detailed descriptions and computations of such revised estimate which shall supersede the previous Estimated Annual Purchase Price as a basis for Purchaser's monthly payments for the balance of that Contract Year.

Monthly Payments

(d) These monthly payments are due and payable at the office of United States National Bank of Oregon, Corporate Trusts and Agencies, P.O. Box 3850, Portland, Oregon 97208, (Trustee), on the twentieth day of the month following the month in which the date of Completion of Construction occurs, and the twentieth day of each month thereafter, whether or not the Project is then operating; provided, that for the first month in which payment is due, Purchaser may reduce the payment to an amount equal to the Estimated Annual Purchase Price divided by the number of days in the first Contract Year and multiplied by the number of days in the first month included within that Contract Year.

(e) If payment in full is not made on or before the close of business on the twentieth day of the month, a delayed-payment charge of one and one-half percent (1½%) per month or part thereof thereafter of the unpaid amount due will be made. If the twentieth day of the month is a Saturday, Sunday or a federal holiday, the next following business day shall be the last day on which payment may be made without the addition of the delayed-payment charge.

(f) On or before one hundred twenty (120) days after the end of each Contract Year, City will submit to Purchaser a detailed statement of the actual Annual Purchase Price for said Contract Year, based on the annual audit of the accounts of the Project provided for in Section 10 hereof, and will compare the actual Annual Purchase Price with the Estimated Annual Purchase Price for the Contract Year. If the actual amount exceeds the estimated amount, City shall bill Purchaser for an amount equal to the excess and Purchaser agrees to pay the bill within 20 days of receipt of the bill. If the actual amount is less than the estimated amount, City shall give credit to Purchaser against the current charges for power of an amount equal to the difference between the actual amount and the estimated amount provided, that if the comparison is made following the expiration of this Agreement, City shall make a cash refund of that amount to Purchaser.

(g) Purchaser shall be entitled to receive during the Initial Delivery Period all of the Project Output, without charge.

(h) Purchaser agrees to pay City at the office of United States National Bank of Oregon, Corporate Trusts and Agencies, P.O. Box 3850, Portland, Oregon 97208, (Trustee), in the event the first Contract Year shall not commence until October 1, 1982 or later, on the twentieth day of each month subsequent to September 30, 1982 through the month in which completion of construction occurs, an amount equal to one-sixth (1/6) semi-annual interest and one-twelfth (1/12) annual principal payment required on the Revenue Bonds for each month thereafter until the first Contract Year shall commence.

(i) City and Purchaser acknowledge that the Annual Purchase Price is net of any costs of operation and maintenance (except as these costs are used in calculating the Share the Savings Element), which costs of operation and maintenance Purchaser assumes and agrees to pay.

SECTION 5. *Scheduling and Dispatching of Generation and Water Quality Requirements.*

(a) City and Purchaser shall agree upon the scheduled release of water from the reservoirs behind the dams as limited by the requirements of the FERC License and any applicable restrictions imposed by the State of Oregon and the requirements of this Section 5. Purchaser has the sole right to schedule and to dispatch the generation at the Project subject only to the water quality restrictions set forth in Subsection 5(b) and the dispatch restrictions set forth in Subsection 5(c).

(b) The operation of the Project shall be subject to the requirements of City when water supply, water quality or protection and maintenance of City's water works and property may be adversely affected by such operations.

Purchaser shall notify City 48 hours in advance of projected generation; provided, that a shorter notice, but no less than 8 hours, may be given during periods of heavy runoff to provide optimization of the available water resource for generating purposes.

City shall designate an official of its Water Bureau who shall have the authority, without advance notice, to terminate or to defer the generation of electrical power when in his/her judgment such generation would contribute to a degradation in water quality, a depletion in the storage requirements or would endanger property or interfere with necessary maintenance of City's facilities.

City will take into consideration the needs of Purchaser to optimize energy utilization from the generating plants and will advise Purchaser, as far in advance as reasonably possible, of any interference with generation schedules.

Except as necessary to protect water quality or quantity, fluctuation of the reservoirs shall be limited to between elevation 1034 and the spillway crest at Dam No. 1, and to between elevation 858 and the spillway crest at Dam No. 2.

(c) Purchaser covenants that it shall design and operate its system so that electric energy received from the Project will be confined to providing electric service to the general populace within the two contiguous counties of Clackamas and Multnomah, Oregon during the term of this Agreement. Attached hereto, as "Exhibit A" to this Agreement and by this reference made a part of this covenant, is a System Design Diagram and Operational Instructions which Purchaser shall implement to confine electric energy received from the Project to such two contiguous counties. Purchaser shall not amend such Diagram or Instructions, or implement such amendment, without first having certified to City in writing that such proposed amendment will continue to confine the electric energy received from the Project

to providing electric service to the general populace within the two contiguous counties of Clackamas and Multnomah, Oregon.

(d) City shall have the right to obtain independent certification by Consulting Engineer, or by other professional engineers selected by City, that the System Design Diagram and Operational Instructions set forth in Exhibit A to this Agreement, or any proposed amendment thereto, will result, when implemented, in confining the electric energy received from the Project to providing electric service within the contiguous counties of Clackamas and Multnomah, Oregon.

(e) Purchaser shall certify to City in writing that it has installed the necessary equipment and issued appropriate orders to its personnel to implement the System Design Diagram and Operational Instructions set forth in Exhibit A, receipt of which written certification is a condition precedent to City's obligation to delivery of power and energy on the Initial Date of Delivery.

(f) Purchaser shall defend and hold City harmless from all claims (including but not limited to any additional interest costs required under the terms of the Trust Indenture) against City resulting from or in any way arising out of a determination that interest on the Revenue Bonds was not, is not or will not be, exempt from Federal income tax and from Oregon personal income tax due to or caused by Purchaser's act or omission.

SECTION 6. *Point of Delivery.* Electric power and energy to be delivered hereunder shall be made available to Purchaser at the point in Purchaser's Bull Run substation where the 57-kV transmission facilities of the Project are connected to the facilities of Purchaser.

SECTION 7. *Operation and Maintenance of the Project; Renewal and Replacement Fund.*

(a) Purchaser shall operate and maintain the Project from the Initial Date of Delivery until the termination of this Contract.

(b) Purchaser shall operate and maintain the Project in accordance with the highest current standards of the electric power industry and shall perform all operational and maintenance procedures specified in the Operations and Maintenance Manuals furnished by City and approved by Purchaser with respect to all facilities in the Project, which approval will not be unreasonably withheld. City may, at any time, cause its Consulting Engineer to inspect the operation and maintenance of the Project and, in the case of any such inspection, shall furnish a copy of any inspection report to Purchaser promptly after it has been prepared. Purchaser shall remedy any deficiencies in a timely manner.

(c) The Trust Indenture shall provide for a Renewal and Replacement Fund established thereunder to be administered as follows: Any item of equipment determined by mutual agreement to need replacement or renewal shall be replaced or renewed at the expense of the Fund, to the extent of any balance in such Fund. In no event shall any costs of repair or normal routine maintenance be charged to the Fund but rather such costs are payable by Purchaser in accordance with Subsection 4(i) herein.

(d) Except in the event of emergency requiring immediate action, City shall give Purchaser reasonable notice, in no event less than thirty (30) days, whenever it proposes to replace items of major equipment.

SECTION 8. *Character and Continuity of Service.*

(a) Power and energy supplied hereunder shall be approximately 57-kV, three-phase, alternating current, at approximately sixty Hz. In addition to the occasions specified in Subsection 5(b), City may temporarily interrupt or reduce deliveries of electric energy to Purchaser if City determines that the interruption or reduction is necessary in case of emergencies. In order to install equipment in, make repairs to, replacements, investigations and inspections of, or perform other maintenance work on the Project, and in order that operations of the Project will not be unreasonably interrupted or interfered with, either City or Purchaser, after consulting with each other regarding any such planned interruption or reduction, giving the reason therefor and stating the probable duration thereof, will to the best of its ability schedule such interruption at a time which will cause the least interference to the operations of the Project.

(b) Except as interrupted by Uncontrollable Forces or as provided in Subsection 5(b) or otherwise by this Agreement, power and energy shall be made available in accordance with this Agreement at all times during the term of this Agreement commencing with the Initial Date of Delivery.

SECTION 9. *Metering and Transmission Losses.*

(a) City shall provide suitable meters in each power house of the Project to indicate and to record generation. Purchaser shall provide suitable metering at the point of delivery specified in Section 6 hereof. Meters shall be read by City or an agent of City and records thereof shall be made available to Purchaser as may be reasonably required.

(b) All deliveries of power and energy hereunder shall be measured at the point of delivery.

SECTION 10. *Accounts.*

(a) City agrees to keep accurate records and accounts of the Project in accordance with the Uniform System of Accounts, separate and apart from its other accounting records. Such records and accounts shall be the subject of an annual audit by a firm of certified public accountants, experienced in electric utility accounting to be employed by City. The cost of the audit shall be part of the cost of administration within the meaning of Subsection 2(a) (4) of this Agreement. The transactions with respect to each Contract Year shall be subject to such an audit.

(b) A copy of each such audit, including all recommendations of the accountants, shall be furnished by City to Purchaser promptly after the same shall have been prepared.

(c) Purchaser agrees to keep accurate records and accounts of costs which it incurs in the course of operating and maintaining the Project. Purchaser agrees to supply the data, records and accounts necessary to make the determinations referred to in Subsection 4(a) (3) herein to the extent Purchaser is reasonably able to provide such data. All such data, records and accounts shall be the subject of an annual audit as provided in Subsections 10(a) and (b) herein.

(d) Records and accounts required hereunder shall be available for inspection by City or Purchaser, as the case may be, during reasonable business hours.

SECTION 11. *Arbitration.*

(a) Any matter described in Subsection 11(b) hereof, which is not settled by mutual agreement of Purchaser and City within sixty (60) days of having been presented in writing to either party, shall be submitted to a board of arbitrators. The board of arbitrators shall be composed of three (3) persons, one of whom shall be appointed by the City, one of whom shall be appointed by Purchaser, and the third person to be appointed by the two persons so appointed. In the event the two members cannot agree upon the appointment of a third person, then the third person shall be appointed by the Presiding Judge of the Circuit Court of the State of Oregon for the County of Multnomah. The procedure for arbitration shall be governed by the laws of the State of Oregon. Insofar as the parties hereto may legally do so, they agree to abide by the decision of the board.

(b) The matters which may be arbitrated in accordance with Subsection 11(a) hereof shall consist of all matters pertaining to maintenance and operation of the Project, equipment renewal and replacement and charges to the Renewal and Replacement Fund, insurance to be carried in connection with the Project (which in no event shall be less than that required under the terms of the Trust Indenture), computation of the "Share the Savings Element", including without limitation the computation of the thermal unit adjusted capacity factor, reasonableness of City's costs of administration and of water quality testing and control and whether those costs were incurred in connection with the Project, and any other matter which Purchaser and City agree to refer to arbitration, except those matters which are by law vested exclusively in the discretion of City.

(c) In the event this Section 11 or any paragraph, sentence, clause, or phrase thereof shall be adjudicated by a court of last resort and of competent jurisdiction to be invalid or illegal, the remainder of this Agreement shall be unaffected by such adjudication, and all other provisions of this Agreement shall remain in full force and effect as though this section or such part thereof so adjudicated to be invalid had not been included herein.

SECTION 12. *Insurance.* City agrees to obtain and maintain in full force and effect during the term of this Agreement, adequate insurance with responsible insurers with policies payable to City for the benefit of City and Purchaser as their respective interests may appear, against:

- (a) Physical loss or damage to the Project on replacement cost basis; and
- (b) Any other risk mutually agreed upon by Purchaser and City.

SECTION 13. *Liability of Parties.* City and Purchaser each assumes full responsibility and liability for the maintenance and operation of its respective properties, or the other's properties if expressly assumed in this Agreement, and shall indemnify and save harmless the other party from all liability and expense on account of any and all damages, claims or actions, including injury to or death of persons, arising from any act or accident in connection with the installation, presence, maintenance and operation of the property and equipment of the indemnifying party or for which the indemnifying party has assumed responsibility under this Agreement.

Purchaser shall maintain liability insurance covering the risks for which Purchaser is responsible under this Section in the principal amount of not less than \$30,000,000 for any one occurrence, less any applicable reasonable deductible, which principal amount shall be subject to reasonable increases to reflect social and economic changes. Purchaser's insurance policy shall name City, its officers, agents and employees as additional insureds, and Purchaser shall provide City with a Certificate of Insurance requiring ninety (90) days' advance notice to City in event of cancellation.

SECTION 14. *Default.*

(a) In the event Purchaser shall default in its obligation to pay the Annual Purchase Price under this Agreement, City shall have the right to offset any amount owed Purchaser by City as a customer of Purchaser for electric power to the extent of such default. Default, for the purposes of this Subsection 14(a) is defined to be delinquency for more than thirty (30) days in payment of any sum payable under this Agreement.

(b) Any waiver at any time by either party to this Agreement of its rights with respect to any default of the other party, or with respect to any other matter arising in connection with this Agreement, shall not be considered a waiver with respect to any subsequent default or matter.

(c) Time is of the essence of this Agreement. Except as otherwise provided, any delinquency in performance of an obligation within a time specified herein shall be deemed a default.

(d) In the event of a default by either Purchaser or City of any obligation under this Agreement, the non-defaulting party may seek any judicial remedy available at law or in equity without prior notice to the other party.

In the event judicial remedy is sought, the prevailing party shall be entitled to payment of its attorney fees within twenty (20) days of entry of final judgment or decree.

(e) In addition to any other remedy available either party shall have the right to obtain specific performance of any provision of this Agreement.

SECTION 15. *Construction and Financing Contracts.* Consulting Engineer is preparing the plans and specifications for the Project, copies of which shall be provided Purchaser. Purchaser shall have the right to approve the same, which approval will not be unreasonably withheld. If Purchaser disapproves any item, it shall do so within ten days of the receipt by it of the plan or specification. Purchaser shall state in writing its reasons for disapproval and what alternate is acceptable to it. Items not so identified shall be deemed approved. The Project shall be constructed at the lowest reasonable cost and in a prudent and skillful manner in accord with standards prevailing in the utility industry for similar projects, with applicable laws and in accordance with this Agreement. City, upon adoption of the plans and specifications, agrees that it will not (without the consent of Purchaser) modify, amend, or waive full compliance with, such plans and specifications, in any material respect, insofar as such plans and specifications pertain to the manufacture, installation, testing, and acceptance of all items of major equipment (turbines, generators, governors, and transformers).

SECTION 16. *Completion of Construction.* City agrees to proceed diligently with the financing and construction of the Project and, subject to Uncontrollable Forces, plans, but is not obligated, to complete the Project by January 1, 1982.

SECTION 17. *Notices and Computation of Time.* Any notice or demand, except those provided for in Section 5 hereof, by Purchaser under this Agreement to City shall be deemed properly given if mailed postage prepaid and addressed to the City Auditor, City Hall, Portland, Oregon 97201, and to United States National Bank of Oregon, Corporate Trusts and Agencies, P.O. Box 3850, Portland, Oregon 97208, (Trustee). Any notice or demand, except those provided for in Section 5 hereof, by City to Purchaser under this Agreement shall be deemed properly given if mailed postage prepaid and addressed to Portland General Electric Company, 121 S.W. Salmon Street, Portland, Oregon, 97204, Attention: President, and to United States National Bank of Oregon, Corporate Trusts and Agencies, P.O. Box 3850, Portland, Oregon 97208, (Trustee). In computing any period of time from such notice by either party, such period shall commence at 12:01 a.m. (midnight) on the date notice is mailed. The designations of the name and address to which any such notice or demand is directed may be changed at any time and from time to time by either party giving notice as above provided.

SECTION 18. *Modification of Agreement Terms.* It is recognized by the parties that, by virtue of the Bond Ordinance, this Agreement cannot be amended, modified, or otherwise altered by agreement of the parties in any manner that will impair or adversely affect the security afforded bondholders by the provisions of this Agreement for the purchase and sale of power for the payment of the principal of, and interest and premium, if any, on any bonds issued thereunder as they respectively become payable, so long as any of the bonds are outstanding and unpaid or until provision is irrevocably made for their payment.

SECTION 19. *City's Bond Resolution and License.* It is recognized by the parties that Purchaser in its operation of the Project must comply with the requirements of the Bond Ordinance, the Trust Indenture, the FERC License, and the WPRB permits, and it is therefore agreed that this Power Sales Agreement is made subject to the terms and provisions of the Bond Ordinance, the Trust Indenture, the FERC License and the WPRB permits. City has furnished or will furnish Purchaser a copy of each document above mentioned. Delivery of this Agreement is not complete until Purchaser has certified in writing that none of these documents materially impairs its rights under this Agreement. City shall not, without the written consent of Purchaser, amend, modify, or otherwise change the Bond Ordinance or the Trust Indenture if such amendment, modification, or change would be to the disadvantage of Purchaser.

SECTION 20. *Conflict of Laws.* The parties agree that this contract shall be governed by the laws of the State of Oregon.

SECTION 21. *Assignment of Agreement.* Purchaser may not assign its interest in this Agreement without the written consent of City, which consent will not be unreasonably withheld. Subject to such consent having been given, this Agreement shall inure to the benefit of, and shall be binding upon the respective successors and assigns of the parties to this Agreement. No assignment or transfer of this Agreement shall relieve the parties hereto of any obligation incurred hereunder.

APPROVED AS TO FORM:

CHRISTOPHER P. THOMAS

City Attorney

(SEAL)

ATTEST:

By

GEORGE YERKOVICH

City Auditor

(SEAL)

ATTEST:

By

WARREN HASTINGS

Asst. Secretary

CITY OF PORTLAND, OREGON

By

NEIL GOLDSCHMIDT

Mayor

By

FRANCIS J. IVANCIE

Commissioner of Public Utilities

PORTLAND GENERAL ELECTRIC COMPANY

By

GLEN BREDEMEIER

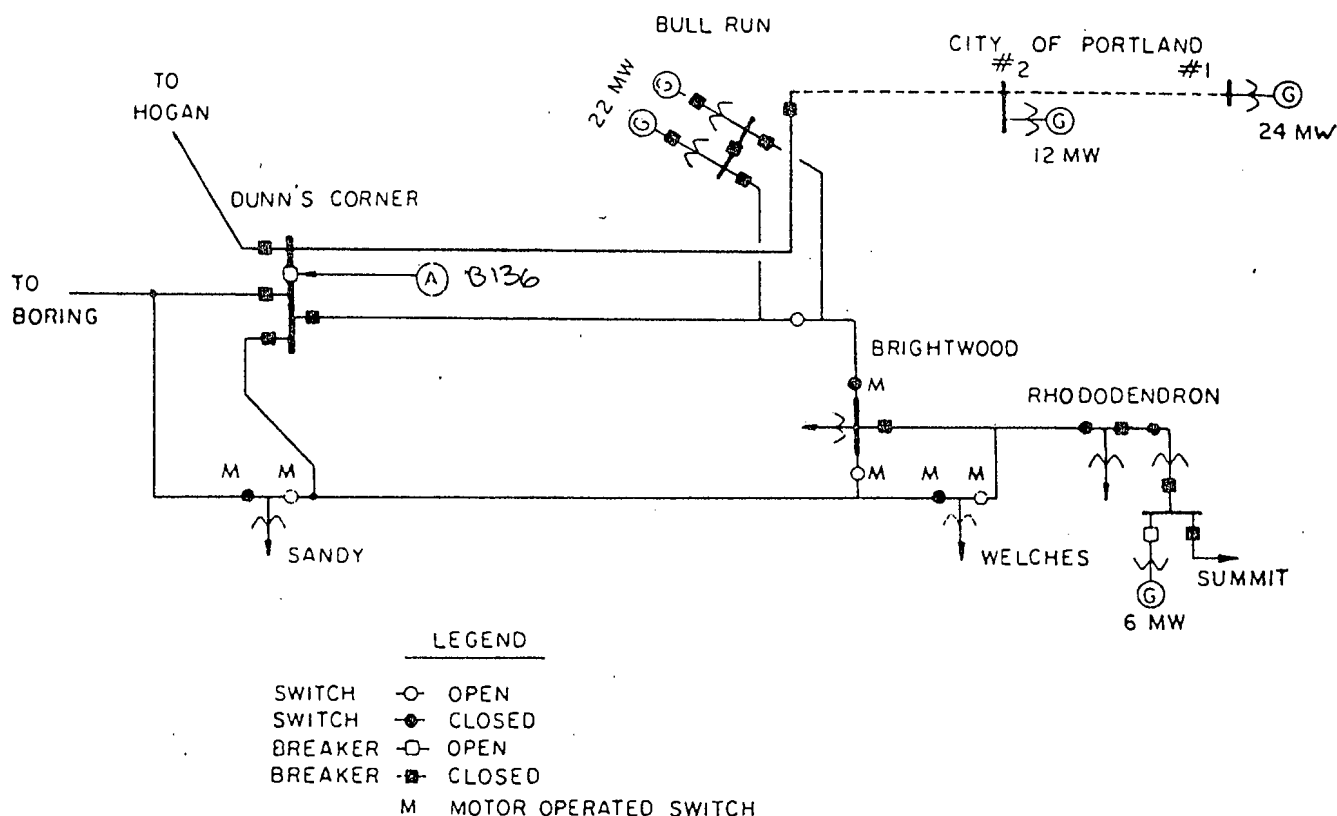
Vice President

EXHIBIT A
AMENDMENT NO. 1

SYSTEM DESIGN DIAGRAM AND OPERATIONAL INSTRUCTIONS

Purchaser's system configuration, upon completion of the Project but prior to initial Date of Delivery, will be as described herein. Purchaser and City are aware that there is substantial electrical load within the counties of Clackamas and Multnomah, Oregon which requires import of electric energy from other sources in addition to any local generation. There is a minor load in Hood River County which is supplied by means of a 13 kV feeder from Purchaser's Summit Substation, which load is currently served by the line shown on the diagram below as going from Dunn's Corner to PGE's Bull Run plant and Summit.

Upon completion of the Project but prior to the initial Date of Delivery, Purchaser will have configured Dunn's Corner Substation as shown in the diagram below. Circuit breaker A shown as normally open, if installed, cannot be closed unless either (1) the Purchaser's generators are in operation at Summit, or (2) the City's generating plant is disconnected from the system.



Dated: June 4, 1979

BOGSTAD Deborah L

From: chamber [hope@tualatinchamber.com]
Sent: Thursday, June 05, 2003 4:53 PM
To: deborah.l.bogstad@co.multnomah.or.us
Subject: Multnomah County PUD Formation



PUD
esolution.doc (21 KiB)

Hello Deborah,

I'm trying to fax you my boards resolution, but your fax line has been continuously busy, so I'm emailing in our resolution as well.

Thank-you,

Hope Howard

TO: Portland City Council

FROM: The Tualatin Chamber of Commerce, Board of Directors

To Whom It May Concern:

Please accept the attached resolution from the Tualatin Chamber of Commerce as written testimony opposing the formation of a PUD in Multnomah County.

Thank-you,

Hope Howard,
Executive Director

Tualatin Chamber of Commerce
PO Box 701
Tualatin, OR 97062
503-692-0780
hope@tualatinchamber.com

WHEREAS, The Tualatin Chamber of Commerce, a membership-driven organization of businesses servicing Tualatin and Washington County; and

WHEREAS, PGE is presently owned by Enron Corporation which is in bankruptcy and a defendant in numerous civil lawsuits and government enforcement actions; and

WHEREAS, the continued viability of PGE is uncertain as a result of the financial and legal problems currently befalling Enron Corporation; and

WHEREAS, Enron Corp. has authorized the sale of PGE via a competitive auction process; and

WHEREAS, private entities, public entities, and a proposed public utility district have expressed a desire to acquire PGE; now, therefore,

IT IS HEREBY RESOLVED by the Tualatin Chamber of Commerce:

1. That the Tualatin Chamber of Commerce opposes the formation of a public utility district and further opposes its expressed intent to thereafter condemn PGE;
2. That the Tualatin Chamber of Commerce supports the continued ownership and operation of PGE by a qualified and responsible private entity;
3. That should ownership of PGE be acquired by a public entity the most desirable option is the one that includes joint ownership and operation by all impacted counties, including Washington County.

Submitted by Steve Clark, president of the Tualatin Chamber of Commerce, on behalf of the Board of Directors of the Tualatin Chamber of Commerce and the 290 members they represent.

BOGSTAD Deborah L

From: Dan Meek [dan@meek.net]
Sent: Thursday, June 05, 2003 4:55 PM
To: Deborah Bogstad; Linda Williams
Subject: Memorandum of Chief Petitioners on PUD Boundaries



MULT5.WPD (79 KB)



CASCADE.wpd (89 KB)



coverlet.doc (3 KB)



coverlet.wpd (5 KB)



mult5.doc (91 KB)



CASCADE.pdf (24 KB)



coverlet.pdf (7 KB)



MULT5.pdf (54 KB)



CASCADE.doc (144 KB)

Attached in Wordperfect, Word, and PDF formats are a

cover letter, a
Memorandum of Chief Petitioners, and a table of addresses currently
served by the City of Cascade Locks.

Dan Meek
10949 S.W. 4th Avenue
Portland, OR 97219
503-293-9021 voice
503-293-9099 fax
dan@meek.net

DANIEL W. MEEK

Attorney & Consultant
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June 5, 2003

Board of Commissioners
Multnomah County
501 N.E. Hawthorne Boulevard
Suite 600
Portland, OR 97214

Dear Commissioners:

On behalf of the chief petitioners for the Multnomah County People's Utility District, I am submitting the attached **MEMORANDUM OF CHIEF PETITIONERS** of **MULTNOMAH COUNTY COMMISSION HEARING ON P.U.D. BOUNDARIES** (14 pages, plus table of contents).

Thank you for considering it.

Sincerely



Daniel W. Meek

DANIEL W. MEEK

Attorney & Consultant
10949 S.W. 4TH AVENUE
PORTLAND, OR 97219
503-293-9021 VOICE
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June 5, 2003

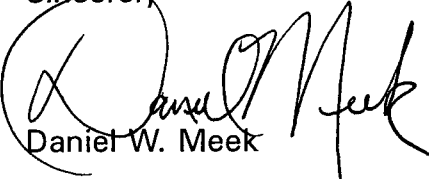
Board of Commissioners
Multnomah County
501 N.E. Hawthorne Boulevard
Suite 600
Portland, OR 97214

Dear Commissioners:

On behalf of the chief petitioners for the Multnomah County People's Utility District, I am submitting the attached **MEMORANDUM OF CHIEF PETITIONERS on MULTNOMAH COUNTY COMMISSION HEARING ON P.U.D. BOUNDARIES** (14 pages, plus table of contents).

Thank you for considering it.

Sincerely



Daniel W. Meek

MEMORANDUM OF CHIEF PETITIONERS
on
MULTNOMAH COUNTY COMMISSION HEARING
ON P.U.D. BOUNDARIES

June 4, 2003

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1. THE COMMISSION HAS SPECIFIC, LIMITED AUTHORITY TO ALTER THE BOUNDARIES OF A PUD, SET FORTH IN AN ELECTORS' PETITION.

The Commission's authority with respect to the boundaries of a People's Utility District (PUD) presented in an electors' petition is set forth in ORS 261.161(3) and ORS 261.161(4):

(3) No lands shall be included in the boundaries fixed by the governing body lying outside the boundaries described in the electors' petition unless the owners of that land request inclusion in writing before the hearing under subsection (1) of this section is completed.

(4) An electors' petition shall not be denied by a county governing body because of any deficiency in the description of the boundaries of the proposed district, but the county governing body shall correct those deficiencies.

Some commentors to you have suggested that you exercise discretion to exclude from the prospective PUD's boundaries various parts of the area specified in the electors' petition, such as the area served by Pacific Power & Light Company (PP&L). These commentors have referred to ORS 261.161(2), which states that the Commission "shall determine the boundaries of the proposed or established district," stressing the phrase "determine the boundaries." But that sentence does not apply to the boundaries of a PUD set forth in an electors' petition (accompanied by the required number of valid signatures). Instead, it applies to the boundaries of a PUD, when the formation or enlargement of the PUD is proposed by the Commission itself (by resolution).

It is necessary to read ORS 261.161(1) to place the phrase "determine the boundaries" in context.

(1) After certification of a petition, or passage of the resolution when the formation, annexation or consolidation proposal is by resolution of the county governing body, the county governing body shall, within 10 days, fix a date for a hearing on the boundaries described in the electors' petition or resolution of the county governing body for inclusion in the proposed or established district. . . . The hearing shall be held by the county governing body not less than 60 days nor more than 90 days after certification of the petition or passage of the resolution. Notice of the hearing, stating the time and place of the meeting, together with the electors' petition, when applicable, without the signatures attached, shall be published at least two times prior to the date of the meeting. The first publication shall not be more than 25 days nor less than 15 days preceding the hearing and the last publication shall not be more than 14

days nor less than eight days preceding the hearing. Notice of the hearing, and all other publications required by this chapter, shall be published in at least one newspaper of general circulation in the proposed or established district. The hearing may be adjourned from time to time, but shall not exceed four weeks in total length. Public testimony shall be taken at the hearing. (emphasis added)

This indicates that the Commission is conducting a hearing either on (1) the boundaries described "in the electors' petition" or on (2) the boundaries described in the "resolution of the county governing body for inclusion in the proposed or established district."

ORS 261.161(2) then states that, "the county governing body within 10 days of the last date of hearing shall **determine the boundaries of the proposed or established district.**" This refers to the boundaries of the "proposed district" (if the county governing body is proposing to create one) or of the "established district" (if the county governing body is proposing to add territory to an existing PUD). In both cases, the phrase "determine the boundaries" refers to the creation of enlargement of a PUD which has is being pursued by the county governing body by its own resolution. The exact phrase "for inclusion in the proposed or established district" is used in ORS 261.161(1) to refer to the entity that is being proposed by resolution of the county governing body. That phrase is, however, never used to describe an electors' petition for formation of a PUD.

The remainder of ORS 261.161 makes it even more clear that "shall determine the boundaries of the proposed or established district" in ORS 261.161(2) does not refer to altering the boundaries of a PUD proposed by electors' petition. ORS 261.161(3) and (4) set forth the specific changes that the county governing body can make in boundaries of a PUD set forth in an electors' petition and the specific conditions under which the county governing body can make those changes ("only if "the owners of that land request inclusion in writing" or if there are "deficiencies" in the description of the boundaries in the electors' petition. If the Commission has plenary authority to "determine the boundaries," then ORS 261.161(3) and (4) would be surplusage. Further, ORS 261.161(3) and (4) are obviously more specific to the boundaries established by an electors' petition than is ORS 261.161(2), which does not even use the term "electors' petition" at all.

ORS 174.020(2) requires that statutes be construed to favor a specific provision over a more general one:

When a general and particular provision are inconsistent, the latter is paramount to the former so that a particular intent controls a general intent that is inconsistent with the particular intent.

In *PGE v. BOLI*, 317 Or 606, 611, 859 P2d 1143 (1993), the Oregon Supreme Court stated:

Just as with the court's consideration of the text of a statute, the court utilizes rules of construction that bear directly on the interpretation of the statutory provision in context. Some of those rules are mandated by statute, including, for example, the principles that "where there are several provisions or particulars such construction is, if possible, to be adopted as will give effect to all," ORS 174.010, and that "a particular intent shall control a general one that is inconsistent with it," ORS 174.020.

Here, the specific instruction to the Commission regarding the boundaries described in an electors' petition is to correct deficiencies in the boundaries, not to make other changes to them. Consequently, the function of the Multnomah County Commission in this proceeding is to correct deficiencies in the description of the boundaries of the proposed district but not to otherwise "determine the boundaries."

2. THE COMMISSION SHOULD NEED NOT EXCLUDE THE TERRITORY WITHIN MULTNOMAH COUNTY CURRENTLY RECEIVING ELECTRIC SERVICE FROM COLUMBIA RIVER PUD.

As the Commission heard during the hearing, the Columbia River PUD serves some customers who reside in Multnomah County, although these customers do not reside within the political boundaries of the Columbia River PUD.

The territory served by Columbia River PUD within Multnomah County need not be excluded from the boundaries of the proposed PUD. ORS 261.110(7) provides:

(7) No territory which is part of another people's utility district shall be included in the formation of any district, except under the conditions provided in ORS 198.720 (2), nor shall the proposed district include any territory which at the time of the proposed district's formation is being served by an electric cooperative.

While the statute requires (1) exclusion of "territory which is part of another people's utility district and (2) exclusion of "territory which at the time of the proposed district's formation is being served by an electric cooperative," the statute does not call for exclusion of territory which is outside the boundaries of any existing PUD, even if it is being served by that PUD. Thus, the statute does not call for exclusion of the area served by Columbia River PUD within Multnomah

County, because that area is not within the political boundaries of Columbia River PUD.

While the chief petitioners would not object to excluding that small area from the boundaries of the prospective Multnomah County People's Utility District, we do not believe that ORS Chapter 261 necessarily provides to this Commission the authority to make that exclusion. It may be possible to interpret the term "territory which is part of another people's utility district" as including territory which is served by the PUD but which is not within its political boundaries. Further, it is possible that CRPUD will call an annexation election and annex the part of Multnomah County which it serves, prior to the date of the election on formation of the Multnomah County People's Utility District (November 4, 2003). In that case, the Multnomah County Commission's proclamation of district formation under ORS 261.200, after a successful formation election, could exclude the new Multnomah part of CRPUD. Or the Multnomah territory annexed to CRPUD prior to November 4, 2003, could be removed from the Multnomah County People's Utility District by the Multnomah County Commission pursuant to ORS 261.200(5) as having been improperly included.

3. THE COMMISSION SHOULD CORRECT THE BOUNDARIES TO EXCLUDE 156 ADDRESSES WITHIN MULTNOMAH COUNTY THAT RECEIVE ELECTRIC SERVICE FROM THE CITY OF CASCADE LOCKS.

As we mentioned at the Multnomah County Commission hearing on May 15, 2003, we have learned that 156 addresses inside Multnomah County are provided electric service by the City of Cascade Locks, which is a municipality wholly within Hood River County. These addresses are in the extreme northeast corner of Multnomah County, along the Columbia River. We have attached a table of those customers.

The territory served by the City of Cascade Locks should be excluded from the boundaries of the PUD, as it is territory served by a "publicly owned utility." ORS 261.110(5) refers to municipal electric utilities (such as City of Cascade Locks) and provides that "the territory it **serves** within or without the boundaries of such municipality at the time of a proposed formation of a people's utility district" is not be included within the boundaries of the new PUD.

4. THE COMMISSION SHOULD NOT ALTER THE BOUNDARIES TO EXCLUDE THE TERRITORY OF THE CITY OF PORTLAND.

In a letter dated May 29, 2003, an attorney for PacifiCorp (PP&L) demanded that the Commission exclude the entire City of Portland from the boundaries of the PUD, citing ORS 261.110(5).

A. PP&L'S READING OF ORS 261.110(5) IS WRONG, CONSIDERING THE TEXT AND CONTEXT OF THE STATUTES.

PP&L claims that, because the City of Portland owns pieces of equipment which generate electricity, that the entire city must be excluded from the boundaries of the PUD. PP&L comes to this erroneous conclusion by equating the term "Utility" in ORS 261.010(6) with this term in ORS 261.110(5): "a publicly owned utility for development or distribution, or both, of electric energy or the territory it serves within or without the boundaries of such municipality."

As noted previously, the first level of analysis of a statute includes only the text and context of the words. The context of a statute for the purposes of *PGE v. BOLI* includes other provisions of the same statute and related statutes, prior enactments and prior judicial interpretations of those and related statutes [*Owens v. Maass*, 323 Or 430, 435, 918 P2d 808 (1996)], as well as the historical context of the relevant enactments. *Goodyear Tire & Rubber Co. v. Tualatin Tire & Auto*, 322 Or 406, 415, 908 P2d 300 (1995), *on recons* 325 Or 46, 932 P2d 1141 (1997); *Krieger v. Just*, 319 Or 328, 876 P2d 754 (1994); *see generally* Jack L. Landau, *Some Observations About Statutory Construction in Oregon*, 32 WILL L REV 1, 38-40 (1996).

Examining the text and context of ORS 261.110(5) indicates that cities which provide no electric service to customers (such as the City of Portland) are not excluded from PUD formation boundaries. First, the definitions in ORS 261.010 do not apply where inappropriate in the context of other portions of the statute. ORS 261.010 provides definitions, "As used in this chapter, **unless otherwise required by the context.**"¹ The definition of "Utility" in ORS 261.010(6) refers to physical equipment or property. This definition is appropriate where the term "utility"

1. This is a significant condition on the application of the definitions provided in ORS 261.010. When interpreting a statute with a similar condition regarding application of definitions, the Oregon Supreme Court in *Chapman Bros. Stationery & Office Equipment Co. v. Miles-Hiatt Investments, Inc.*, 282 Or 643, 580 P2d 540 (1978), concluded that a tenant of a building was not the "owner" of certain furniture, even though a literal reading of the applicable statute would have required such a conclusion.

appears by itself in other subsections of ORS Chapter 261.² But it is not appropriate (and does not make sense, as demonstrated below) if applied to ORS 261.110(5).

Second, the term "Utility" by itself is not used in ORS 261.110(5).³ Instead, the term used is "publicly owned utility". In context, this refers not to pieces of equipment or property but to an entity which provides electric service. In the context of ORS 261.110(5), the term "publicly owned utility" clearly refers to an entity which provides electric service to customers, which the City of Portland

-
2. For example, ORS 261.305(4) refers to "electric energy generated from any utility," clearly using the term "utility" to refer to equipment or property that generates electricity. The same is true of ORS 261.350, which states (emphasis added):

261.350 Agreements for use of excess district facilities. Whenever any of the facilities, works or **utilities** of the district, or any part thereof, are not used or employed to its fullest capacity for the benefits or requirements of the district or its inhabitants, the district may enter into agreements, upon terms and conditions satisfactory to the board, for renting, leasing or otherwise using the available portion or parts of such facilities, works or **utilities**.

Similarly, ORS 261.355(3) states:

Revenue bonds shall not be issued and sold for the purpose of acquiring an initial **utility** system or acquiring property or facilities owned by another entity that provides electric utility service without first obtaining the affirmative vote of the electors within the district.

Similarly, ORS 261.355(10) states:

The district shall order an election for the authorization of revenue bonds to finance the acquisition or construction of an initial **utility** system, including the replacement value of the unreimbursed investment of an investor owned utility in energy efficiency measures and installations within the proposed district . . .

In these contexts, the definition of "Utility" as equipment or property for the "development, generation, storage, distribution or transmission of electric energy" makes sense.

3. The Oregon Supreme Court in *Chapman Bros. Stationery, supra*, warned that the assumption that the definition of a particular word constitutes a "precise and careful use applies only to the term actually defined, not necessarily to all cognate and related forms of the same term." The term "Utility" used to refer to equipment or property is not the same term as "publicly owned utility" used to refer to a government entity providing electric service to customers.

does not. ORS 261.110(5) strongly implies that the "publicly owned utility" it refers to must (like the City of Cascade Locks) have some electric service territory at the time of the PUD formation election. The statute refers to "no municipality . . . or the territory it serves without or without the boundaries of such municipality at the time of a proposed formation of a people's utility district." This strongly implies that the municipality at issue must serve at least some territory, either within or outside of its own boundaries. The City of Portland serves no territory with electric service.

Third, Oregon statutes consistently use the term "publicly owned utility" to refer to entities which provide electric service to customers and are owned by units of government. These are the more appropriate indicators of the meaning of "publicly owned utility" in ORS 261.110(5). *PGE v. BOLI, supra*, stated that the "context of the statutory provision at issue * * * includes other provisions of the same statute and other related statutes. 317 Or at 611. There are other Oregon statutes which pertain to "publicly owned utilities" and which provide a perfectly appropriate definition for that specific term. ORS 469.649(9) defines the term "publicly owned utility" as follows:

(9) "**Publicly owned utility**" means a utility that:

- (a) Is owned or operated in whole or in part, by a municipality, cooperative association or people's utility district; and
- (b) Distributes electricity.

This definition does not include the City of Portland, because the City does not distribute electricity.⁴

4. ORS Chapter 255 is entitled "Municipal Utilities." ORS 225.030 states:

Utility may provide services outside city limits. Any city owning, controlling or operating a system of waterworks or electric light and power system for supplying water or electricity for its inhabitants and for general municipal purposes, and any person, persons, or corporation controlling or operating any water system or electric light and power system under contract, lease or private ownership, may sell, supply and dispose of water or electricity from such system to any person, persons, or corporation within or without the limits of the city in which the water or electric light and power system is operated, and may make contracts in reference to the sale and disposal of water or electricity from such system, for use within or without the corporate limits.

(continued...)

If the City of Portland were indeed a "publicly owned utility," then it would be required to offer its "customers" a specified series of residential and commercial electricity use audit and conservation programs, under ORS 469.651, ORS 469.653, ORS 469.655, ORS 469.659, ORS 469.880, ORS 469.885, and ORS 469.895. The City of Portland does not comply with these statutes, because it is not a "publicly owned utility" for electricity purposes.

Fourth, adopting the PP&L approach would require that the Commission adopt an entirely new interpretation of ORS 261.110(5) than it has applied in the past. Applying the *PGE v. BOLI* historical context rules to the present situation, the PUD formation statutes have been on the books for over 60 and have undergone several legislative revisions (in 1953, 1955, 1957, 1959, 1961, 1963, 1967, 1969, 1971, 1973, 1975, 1979, 1981, 1983, 1985, 1987, 1989, 1991, 1993, 1995, and 1999, that we know of). In more recent times, PUD formation questions have been placed, by the Multnomah County Commission, before voters in November 1980 (county-wide PUD proposed), May 1988 (portions of the City of Portland proposed), and 1990 (Rockwood Water PUD). PP&L territory was directly affected by the 1980 PUD election. PP&L was active in campaigning against the 1988 PUDs. Neither it, nor any other commentator proffered the new, hypertechnical interpretation of a "publicly owned utility" now offered by PP&L.

PP&L's new interpretation of ORS 261.110(5) would have rendered unlawful all of the PUD elections within Multnomah County in 1980, 1988, and 1990, because (1) all of them included portions of the City of Portland and (2) the City of Portland has owned power generation facilities since it installed backup generators at its main sewage treatment plant in 1973. When a statute has been on the books for decades, has been applied uniformly by the officers charged with administering the terms, and the legislature has not intervened, the doctrine of contemporaneous interpretation requires that the long-established interpretation continue and prevail. See 2 SUTHERLAND, STATUTORY CONSTRUCTION, pp. 514-515, § 5104 (3d ed). The doctrine applies where a contemporaneous interpretation of a statute is made at or soon after the time of its enactment and where such contemporaneous and practical interpretation has continued for a considerable length of time. *Id.* at 520, 522. The application of the doctrine has particular force here, because the proponent of a novel interpretation (PP&L) has been involved for decades with the application of that statute and never before offered the new theory. This doctrine favoring the continuation of contemporary construction of statutes has long been the rule in Oregon. *Union Pac. R. R. Co. v. Anderson*, 167 Or 687, 709, 120 P2d 578 (1941).

4.(...continued)

This further indicates that the term "Utility" means a "system of supplying * * * electricity for its inhabitants and for general municipal purposes." The City of Portland has no such system.

In *Butler v. State Indus. Acc. Commission*, 212 Or 330, 340, 318 P2d 303, 308 (1957), the Oregon Supreme Court rejected a novel interpretation of workers compensation coverage, because the prevailing interpretation had been unchallenged for many years without legislative intervention:

* * * This has been the interpretation for some 40 years, and that it has been put into effect in numerous school districts. At recurring sessions of the legislature the Workmen's Compensation Law has been amended and revised, but this practice has not been disturbed. On a question as close as this, upon the decision of which very grave public consequences may depend, we think that the contemporaneous, administrative interpretation over a long period of time should turn the scale. *City of Portland v. Duntley*, 185 Or 365, 385, 203 P2d 640; *Union Pac. R. R. Co. v. Anderson*, 167 Or 687, 709, 120 P2d 578; *Kelly v. Multnomah County*, 18 Or 356, 359, 22 P 1110; 2 SUTHERLAND, STATUTORY CONSTRUCTION (3d ed) 525-526.

Accord, *Standard Ins. Co. v. State Tax Commission*, 230 Or 461, 469, 370 P2d 608, 611-612 (1962) (tax code interpretation went "unchallenged and unquestioned for more than twenty years by defendant").

B. PP&L SEEKS TO APPLY HYPER-LITERALNESS, BUT ONLY TO A PARTIAL EXTENT THAT IS CONVENIENT TO ITS PURPOSE.

In essence, PP&L is seeking to apply a hyper-literal definition of "utility" to ORS 261.110(5) in order to achieve the exclusion of the City of Portland from the PUD. This strategy, however, encounters many problems. First, the PUD statutes are not to be interpreted with strict literalness. ORS 261.900(1) itself states:

(1) The rule of strict construction shall have no application to ORS 261.007, 261.010, 261.030, 261.065 to 261.118, 261.131 to 261.171, 261.190, 261.200, 261.220, 261.225, 261.305 to 261.325, 261.345, 261.355, 261.371, 261.375, 261.605, 261.635 and this section; but the same shall be liberally construed, in order to carry out the purposes and objects for which ORS 261.007, 261.010, 261.030, 261.065 to 261.118, 261.131 to 261.171, 261.190, 261.200, 261.220, 261.225, 261.305 to 261.325, 261.345, 261.355, 261.371, 261.375, 261.605, 261.635 and this section are intended.

Note that this list includes ORS 261.110, the statutory section at issue.

Second, PP&L's interpretation of "utility" to ORS 261.110(5) would render the PUD formation statutes essentially useless. It would have foreclosed, for example, the

creation of Rockwood Water PUD, because the boundaries of Rockwood Water PUD include substantial territory within the City of Portland.⁵

Third, if hyper-literalness is to be applied, then PP&L has failed to recognize that such a reading of ORS 261.010(6) and ORS 261.110(5) would produce the absurd result of precluding the formation or expansion of any PUD, where there exists any city whatsoever. It does not matter that the City of Portland owns any hydropower generation, because it also owns other power generating equipment. The City has an electricity generating fuel cell and other backup generators at its sewage treatment plant on the Columbia, its Tryon Creek sewage plant, and at other critical facilities. According to PP&L, the existence of such backup generation would itself require that all of the City of Portland be removed from the boundaries of the PUD, because such generation would constitute a "utility" as defined by ORS 261.010(6).

PP&L's interpretation of ORS Chapter 261 would also require the exclusion of Gresham, Troutdale, and Fairview. The City of Gresham owns backup electricity generating equipment for city-owned buildings. The City of Troutdale owns backup generators for its sewage treatment and water production facilities. The City of Fairview has backup generators for its water pumping operations.⁶

If the literal interpretation of a statute, as PP&L urges here, produces an absurd result (as it does here), Oregon courts reject the literal interpretation.

Case law also supplies several rules of construction of statutes in context that are relevant here. In *Fox v. Galloway*, 174 Or 339, 347, 148 P2d 922 (1944), this court said:

-
5. Rockwood Water PUD was formed pursuant to ORS Chapter 261. Although it uses the term "water" in its title, there is only one type of legal entity in Oregon that is a people's utility district. Rockwood Water PUD is one of those.
 6. We do not know whether Wood Village or Maywood Park own any stationary power generation facilities. But it may be safe to assume that each of those cities owns a car. Every internal combustion automobile uses the thermal energy of gasoline to generate electricity (which feeds the spark plugs and battery). A literal interpretation of ORS 261.010(6), which PP&L urges, would include an automobile as "property used for *** generation *** of electric energy produced from resources including but not limited to *** other thermal generation." Of course, such car-produced electricity is not used to serve electric utility customers, but then again the City of Portland does not use Bull Run-generated power to serve electric utility customers, either, because the City has no electric utility operations. Nothing in ORS 261.010(6) requires that the generation equipment be stationary.

"If the language is plain and unambiguous, if it can be given but one meaning, and that meaning does not lead to an impossibility or an absurdity such as the legislature could not be supposed to have intended, the court must give effect to that meaning if constitutional, even though the result may be, in the court's opinion, harsh, unjust or mistaken in policy[.]

"When, however, a literal application of the language produces an absurd or unreasonable result, it is the duty of the court to construe the act, if possible, so that it is a reasonable and workable law and not inconsistent with the general policy of the legislature[.]" (Citations omitted, emphasis supplied.)

This court has relied repeatedly on that statement in *Fox* to reject proposed statutory constructions that, although supported by a literal reading of statutory text, produced unworkable results in actual application. See *Johnson v. Star Machinery Co.*, 270 Or. 694, 704-09, 530 P.2d 53 (1974) (court construed statute of repose governing "negligent injury" to apply as well to a strict product liability claim); *State v. Irving*, 268 Or. 204, 206-07, 520 P.2d 354 (1974) (court rejected a literal interpretation of a criminal procedural statute because it produced a "patently unreasonable result"); *Beck v. Aichele*, 258 Or. 245, 249, 482 P.2d 184 (1971) (court rejected a proposed statutory construction that would create a monopoly because, "[i]n light of our everyday knowledge and common sense, this interpretation is absurd").

Another relevant rule of construction of statutes in context appears in *Wright v. Blue Mt. Hospital Dist.*, 214 Or. 141, 147, 328 P.2d 314 (1958):

"[It is a] well-established rule of statutory construction that when one construction will make a statute void for conflict with the constitution, and another will render it valid, the latter will be adopted though the former at first view is otherwise the more natural interpretation of the language."

Carlson v. Myers, 327 Or 213, 233, 959 P2d 31 (1998, Durham concurring). In *State v. Galligan*, 312 Or 35, 39, 816 P2d 601 (1991), the Court stated:

When construing a statute, "the intention of the legislature is to be pursued if possible." ORS 174.020; *State v. Carrillo*, 311 Or 61, 65, 804 P2d 1161 (1991). In keeping with that rule of construction, this court has stated that a statute should not be construed "so as to ascribe to the legislature the intent to produce an unreasonable or absurd result."

State v. Linthwaite, 295 Or 162, 170, 665 P2d 863 (1983). * * * See *Johnson v. Star Machinery Co.*, 270 Or. 694, 704, 530 P.2d 53 (1974) ("if the literal import of the words is so at variance with the apparent policy of the legislation as a whole as to bring about an unreasonable result, the literal interpretation must give way and the court must look beyond the words of the act").

So, instead of adopting PP&L's hyper-literal reading--automatically applying ORS 261.010(6)'s definition of "Utility" to ORS 261.110(5)--the Commission should interpret the term "publicly owned utility" in ORS 261.110(5) in light of its text and context, in light of the contemporaneous and longstanding interpretation of those statutes (by Multnomah County Commission itself and others), and in light of the purposes of ORS Chapter 261. Doing so will also avoid the type of constitutional conflict noted by Justice Durham in *Carlson v. Myers, supra*. The right of the people to form People's Utility Districts is set forth in Article XI, Section 12, of the Oregon Constitution. An interpretation of ORS 261.110(5) which renders it virtually impossible to form PUDs would conflict with Article XI, Section 12.

C. EVEN PP&L'S HYPER-LITERAL READING OF ORS 261.110(5) DOES NOT REQUIRE EXCLUDING THE CITY OF PORTLAND FROM THE PUD FORMATION ELECTION.

(1) ERRORS IN THE BOUNDARIES CAN BE CORRECTED, AFTER A SUCCESSFUL PUD FORMATION ELECTION.

Even if the Commission were to adopt PP&L's hyper-literal interpretation, there is no need to exclude the territory of the City of Portland at this stage. Instead, the matter can be addressed after the PUD has been formed. ORS 261.200(5) provides:

(5) Following proclamation of formation of a district, any person whose property has been improperly included within a district, contrary to the provisions of ORS 261.110(5) or (7), may petition a county governing body to revise the district boundaries to exclude the property. After notice to the district, and a hearing on the petition, the county governing body shall revise the district boundaries to exclude such property as it finds should not have been included within the district under the standards set forth in ORS 261.110(5) or (7). Upon such findings and boundary revisions a district shall be permitted to refund related taxes paid which are based upon assessments made after January 1, 1978. Boundary revisions shall comply with ORS 308.225. The remedy provided in this subsection shall be available only to persons owning property in districts which were formed after January 1, 1978.

Thus, the City of Portland, if it were to agree with PP&L's absurd interpretation of ORS 261.110(5), could petition the Multnomah County Commission for the exclusion of its territory. This avoids the need to address PP&L's contention, unless and until the PUD formation election is successful.

(2) THE PUD FORMATION ELECTION CAN SUBSUME THE CITY OF PORTLAND INCLUSION ELECTION.

Again, even if the Commission were to adopt PP&L's hyper-literal interpretation, inclusion of areas within the City of Portland in the PUD boundaries is not prohibited. Such territory may be included in the PUD if "inclusion is agreed to at an election by the electors of such municipality." There is no requirement for a "municipal" election and no further description of the procedure for "an election by the electors" of the City of Portland. Nor is there a prohibition on the "inclusion" election being held simultaneously with the formation election throughout the PUD territory to the extent necessary. In fact, in most circumstances, the "inclusion" question put to municipal electors is a necessarily included question within the question of whether the PUD should be formed (including part of the city).

The PUD formation election is "an election," and assuming that *all* the electors of the City of Portland had an opportunity to vote on the question of formation, and the majority voted against formation of a PUD consisting of the territory described in the electors' petition before the Commission, then none of the City of Portland territory would be included in the formed PUD, pursuant to the effect of ORS 261.110(4). On a smaller scale, all of the municipal electors in Fairview will vote on the formation question at the same time they vote on the inclusion question. If the majority of City of Fairview electors vote for a PUD with the described boundaries, then they necessarily will have voted yes for the inclusion in the PUD of the described portions of the City of Fairview (in this case, all of it).

Thus, the intent of the statute that a municipality that owns or operates a "publicly owned utility" may not be included within a PUD (unless its electors affirmatively agree) is usually satisfied by the PUD formation election itself and the effect of counting votes within each municipality separately under ORS 261.110(4). The only difference between Fairview and Portland is that there are a very small number of Portland electors who do not reside within Multnomah County and are thus not within the PUD boundaries. In this case, these non-Multnomah electors would not otherwise receive a ballot during the PUD formation election but for the PP&L-alleged requirement that *all* Portland electors must have an opportunity to vote on the inclusion of *most* of Portland within the PUD.

The only election authority involved in PUD formation is a county elections office. ORS 261.171. ORS 261.145 provides that where

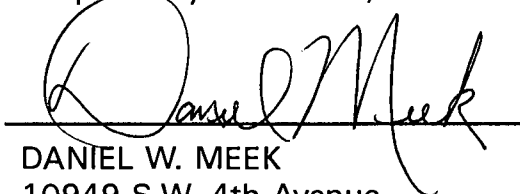
the procedure for the formation of a district * * * is not specifically provided for * * * any suitable method and proceeding, or either, may be adopted which appears conformable to the spirit of this chapter and the provisions of section 12, Article XI, Oregon Constitution.

The Oregon Constitution guarantees the right of the citizens to form People's Utility Districts. The enabling statutes must conform to the intention of the Constitution to facilitate, not unnecessarily hinder, the formation of PUDs. Under the present circumstances, the most suitable (and efficient) method for the Multnomah County Elections Office to provide for an election which includes all electors within the City of Portland is set out in ORS 254.108(2). Thus, when the Multnomah County Commissioners pass a resolution directing the Elections Office to take the necessary steps to place the PUD formation question on the ballot, the Multnomah County Elections Office can certify that question to the elections offices of Washington and Clackamas counties for preparation and distribution to the affected non-Multnomah Portland electors, in much the same manner as would occur if the PUD boundaries had included territory in those counties in its description.⁷ A "yes" vote on the question of the formation of a PUD which includes most of the City of Portland in its description is clearly a "yes" on the question of the "inclusion" of that part of Portland in such a district.

Under this simple one-election procedure, the entire City of Portland vote would be counted first to determine whether or not the affected portions of the City of Portland should be included in the PUD. Depending on the outcome of that question, the vote to be counted on the formation question will then either include the votes from Portland electors within the proposed boundaries or not. If the overall vote is affirmative on the formation question, then the votes of the wholly included cities, such as Fairview, will be tallied to determine the final boundaries.

Dated: June 5, 2003

Respectfully Submitted,

A handwritten signature in black ink, appearing to read "Daniel W. Meek", is written over a horizontal line.

DANIEL W. MEEK
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dan@meek.net

7. Since the non-Multnomah Portland electors are not to be in the proposed district, they would not vote on the levy question, nor would they get candidate ballots.

CITY OF CASCADE LOCKS ELECTRIC SERVICE CUSTOMERS IN MULTNOMAH COUNTY		
ACCOUNT NO.	CUSTOMER	ADDRESS
4002200.00	UPRR	NORTH OF EAGLE CREEK
4002232.00	OR DEPT FISH & WILDLIFE	EAGLE CREEK 74152 HATCR
4002242.00	COLUMBIA GORGE R. D.	EAGLE CK CAMPGROUND
4002250.00	OR DEPT FISH & WILDLIFE	EAGLE CREEK LP 74164 #2
4002253.00	OR DEPT FISH & WILDLIFE	EAGLE CREEK LP 74170 #3
4002256.00	OR DEPT FISH & WILDLIFE	EAGLE CREEK LP 74158 #1
4002266.01	ODOT/ELECTRICAL CREW	TUNNEL LIGHTS
4002272.00	GIFT SHOP/OR HERITAGE	STURGEON LANE 70741
4002284.00	OR DEPT FISH & WILDLIFE	CHINOOK CT 70314 #1
4002285.01	OR DEPT FISH & WILDLIFE	CHINOOK CT 70316 #3
4002286.00	OR DEPT FISH & WILDLIFE	CHINOOK CT 70318 #5
4002287.00	OR DEPT FISH & WILDLIFE	CHINOOK CT 70317 #4
4002300.00	UPRR	NEAR B HATCH RR
4002301.00	OR DEPT FISH & WILDLIFE	STURGEON LANE 70708 #14
4002302.01	WASHINGTON/OR WIRELESS	BONNEVILLE FISH HATCHER
4002320.00	UPRR	WEST OF FRWY BY WEE COV
4002325.00	UPRR	MCCORD CREEK
4002339.02	SCHENK, IRIS	WARRENDALE RD NE 63941
4002347.00	HEUKER, TOM	WARRENDALE RD NE 63635
4002348.00	HEUKER, TOM	
4002354.00	PARDUE, SHELLIE	WARRENDALE RD NE 63737
4002364.00	SPRINT	FRONTAGE RD WAR NDA
4002384.00	HEUKER, BERNIE	TUMALT RD NE 63433
4002385.00	UPRR	AT HEUKERS, WARR
4002387.00	HEUKER, BERNIE	TUMALT RD NE 63447
4002390.00	HEUKER FREEZER	TUMALT RD NE 63433
4002393.00	HEUKER PROPERTIES	633111 NE TUMALT TD
4002399.00	HEUKER, MIKE/CABIN	TUMALT RD NE 62975
4002402.00	PETERS, AUDREY	TUMALT RD NE 62919
4002414.01	KOCH, JIM & HELEN	TUMALT RD NE 62543
4002417.00	KOCH, JAMES E.	TUMALT RD NE 62425
4002419.00	WALKER, ROBERT L.	TUMALT RD NE 62391
4002423.00	ALBUSCHIE	TUMALT RD NE 62313
4002424.01	SOLTANI, ABBAS	TUMALT RD NE 62265
4002426.00	RIDINGS, ROGER	TUMALT RD NE 62245

4002430.00	THOMSON, RICHARD	TUMALT RD NE 62123
4002435.00	MARTIN, DIANE	TUMALT RD NE 62049
4002439.00	NEIGER, RONALD	TUMALT RD NE 62015
4002442.00	SABOLISH, MARY & MARVIN	TUMALT RD NE 61951
4002445.00	LEATHART, DON	TUMALT RD NE 61909
4002454.03	CUSHMAN, RAYMOND/NANCIE	TUMALT RD NE 61839
4002462.03	FULLER, PAM	TUMALT RD NE 61819
4002462.04	OBERMEIER, CARL & CATHY	TUMALT RD NE 61819
4002463.01	NEWMAN, DEBORAH/JAYCEE	TUMALT RD NE 61727
4002475.00	CRIS HEUKER PROPERTIES	TUMALT RD NE 61711
4002476.00	DAN HEUKER PROPERTIES	TUMALT RD NE 61703
4002478.00	HEUKER, CHRIS & DONNA	TUMALT RD NE 61685
4002485.00	UPRR	WARRENDALE
4002486.00	UPRR	RR BY FISHERIES
4002500.00	KEN BEERS	ENQUIST PLACE NE 60777
4002503.01	THOMPSON, MARK	ENQUIST PLACE NE 60777
4002506.04	DEMOS, KRISTINE COL	ENQUIST PLACE NE 60783
4002506.06	DERION, WILLIAM	ENQUIST PLACE NE 60783
4002515.00	MARTIN, WILLIAM	ENQUIST PLACE NE 60790
4002517.00	BEER, KEN	ENQUIST RD NE 60765
4002520.00	BEER, KEN	ENQUIST RD NE 60765
4002522.00	AKRE, STEVE & ANN	BUCHER LANE NE 60505
4002523.00	LOEB, FELIX	BUCHER LANE NE 60403
4002526.00	BUCHER, JOBY	BUCHER LANE NE 60309
4002543.00	ROYSE, HERSHEL/CAROL	FRONTAGE RD NE 60404
4002550.01	BUCHER, SHAWN & SHOSHAH	
4002559.02	DENNEY, JIM & ALICIA	GWEN AVE NE 60888
4002565.03	COUSIN, NICK	GWEN AVE NE 60947
4002565.04	HEUKER PROPERTIES	GWEN AVE NE 60947
4002565.05	HEISERMAN, DIANA	GWEN AVE NE 60947
4002566.01	HEUKER DODSON PUMP COOP	GWEN AVE NE 61005
4002568.00	HOLLY FRITZ/HEUKER	GWEN AVE NE 60954
4002570.00	GARY MORLOCK/HEUKER	GWEN AVE NE 61119
4002574.02	HOFFMAN, LLOYD	GWEN AVE NE 60996
4002594.00	HEISERMAN, CAROL	MCLOUGHLIN PKY NE 11523
4002597.02	BARNES, PATRICIA	MCLOUGHLIN PKY NE 11555
4002600.01	DENNEY, JIM & ALICIA	MCLOUGHLIN PKY NE 11611

4002603.00	MORROW, RICK	MCLOUGHLIN PKY NE 11633
4002607.00	NELSON, DELLA	MCLOUGHLIN PKY NE 11687
4002618.06	HOFFMAN, LLOYD	SHIRLEY AVE NE 61028
4002634.07	WEAVER, WES	SHIRLEY NE 60932
4002654.01	HEUKER PROPERTIES	FRONTAGE RD NE 60992
4002656.04	ARQUETTE, MARY	FRONTAGE RD NE 60980
4002659.00	CHANDLER, MARK	FRONTAGE RD NE 62200
4002661.02	HORNBY, CAROL	FRONTAGE RD NE 62322
4002665.04	RITTENHOUSE, RAY/TERESA	FRONTAGE RD NE 62424
4002670.03	BURRIS, MARY JANE*COL	FRONTAGE RD NE 62468
4002670.04	MILLER, CONAN *COL	FRONTAGE RD NE 62468
4002670.05	MCNABB, DEREK	FRONTAGE RD NE 62468
4002671.04	MORRIS, JACK	FRONTAGE RD NE 62526
4002674.00	SMITH, WILLIAM D	FRONTAGE RD NE 62552
4002677.00	OVERCASH, WAYNE & KIM	FRONTAGE RD NE 62584
4002680.00	CANNON, DAVID A	FRONTAGE RD NE 62602
4002696.02	FORRY, TIM	FRONTAGE RD NE 62828
4002699.00	FORRY, TIM	BEACON ST NE 12455
4002710.00	MILES, KENNETH	BEACON ST NE 12200
4002746.00	BAUMGARTNER, MIKE	FRONTAGE RD NE 63550
4002751.01	BENSON, PAT	FRONTAGE RD NE 63600
4002757.01	BAUMGARTNER, JULIAN	FRONTAGE RD NE 63678
4022861.00	OR DEPT FISH & WILDLIFE	CHINOOK CT 70320 #7
4022862.00	OR DEPT FISH & WILDLIFE	CHINOOK CT 70322 #9
4022863.00	OR DEPT FISH & WILDLIFE	CHINOOK CT NE 70324 #11
4022864.00	OR DEPT FISH & WILDLIFE	CHINOOK CT 70323 #10
4022865.00	OR DEPT FISH & WILDLIFE	CHINOOK CT 70321 #8
4022866.00	OR DEPT FISH & WILDLIFE	CHINOOK CT NE 70319 #6
4022868.00	OR DEPT FISH & WILDLIFE	CHINOOK CT 70315 #2
4024141.01	KOCH, JIM & HILEN	TUMALT RD NE 62457
4026581.01	HUNTER, TONI	FRONTAGE RD NE 62100
5002900.00	ROOSTER ROCK STATE PARK	AINSWORTH PARK
5002925.00	UPRR	
5002929.00	UPRR	E OF MULT FALLS SCE. HY
5002930.00	MULTNOMAH FALLS CO. INC	MULTNOMAH FALLS LODGE
5002935.00	UPRR	TEL REPEADER WAKEENA PD
5002936.00	SPRINT	33 MILE REPEATER

5002964.00	UPRR	COOPEY FALLS
5002966.01	WAGNER, RUSSELL	CROWN PT HWY E 48630
5002969.00	REX, MARTHA	CROWN PT HWY E 48540
5002974.00	ERDENBERGER, GEORGIA	CROWN PT HWY NE 48510
5002975.00	ERDENBERGER, GEORGIA	CROWN PT HWY NE 48510
5003000.02	HANEY, RAY	48117 COL RIVER HWY #11
5003000.03	RICH, BRIAN & LISA	48117 COL RIVER HWY #11
5003003.00	SHIPP, GREG	PUMP
5003006.00	MARTIN, ROBERT	COOPERY FALLS #7
5003019.00	SHIPP, GREG	STATION
5003021.00	SHIPP, GREG	COOPEY FALLS #12
5003025.00	SHIPP, GREG	CROWN PT HWY NE 48107
5003041.00	SHIPP, GREG	#5 COOPEY FALL STORE
5003047.00	SHIPP, GREG	#3 COOPEY FALLS
5003053.00	PAYNE, JOE	SCENIC HWY
5003056.00	COSTELLO, ST MARY M	
5003062.00	COSTELLO, ST MARY M	
5003065.01	SCHWARTZ-FEIT, ANDREA	CROWN PT HWY E 47920
5003067.04	SUNG, NANCY	CROWN PT HWY E 47845
5003068.04	SUNG, NANCY	CROWN PT HWY E 47845
5003070.00	KAISER, CHRIS J	PUMP
5003071.00	BRIDAL VEIL COM CHURCH	#1 BRIDAL VEIL
5004019.00	BRIDAL VEIL POST OFFICE	POST OFFICE
5004028.00	UPRR	NEAR ENTRANCE TO BV MIL
5004078.00	SLATER, LAURAL	CROWN PT HWY E 46650
5004085.00	ROOSTER ROCK STATE PARK	B V STATE PARK
5005000.00	SOO ODOT TRANS DATA	02-001 OFFICE
5005006.00	BROTHERS, PATRICK	CROWN PT HWY E 46125
5005009.00	GRIESER, ALLEN T.	HIST.COL RVR HWY 46010
5005019.01	BRIDAL VEIL LAKES INC.	SUNSET GA WEDDING LAKE
5005020.00	MILLER, GARY	SUNSET GABLES LODGE
5005021.00	WELLMAN, SCOTT/MILLER	SUNSET GABLES BLUE HOUE
5005040.00	ODOT ELEC CREW DIST 2B	W OF MULT F/BENSON PARK
5005050.00	OR DEPT FISH & WILDLIFE	WAKEENA POND
5005052.00	ODOT/ELEC CREW/DIST 2 B	W OF M FALLS S SI FRWY
5005058.00	COL RIVER NATIONAL SCEN	BENSON STATE PARK
5005060.00	ROOSTER ROCK STATE PARK	BENSON STATE PARK

5005062.00	USDA NAT FINANCE CENTER	HOST WAKEENA PARK
5005066.00	ODOT/ELEC CREW DIST 2B	
5005075.00	UPRR	MULT. FALLS U/G TRANSFM
5005076.00	ODOT/ELECTRICAL CREW	
5005079.00	USDA FOREST SERVICE	
5029061.00	ROOSTER ROCK STATE PARK	AINSWORTH WA PUM
5029631.00	SUND, CARY	
5030701.01	SICKON, BRIDGET/HELWIG	# 1 COOPEY FALLS
5030703.00	CANZLER, GERI ANDERSON	
5030704.00	KAISER, CHRIS J	HOME