

# **ANNOTATED MINUTES**

Wednesday, July 30, 2003 - 9:00 AM  
Multnomah Building, Sixth Floor Commissioners Conference Room 635  
501 SE Hawthorne Boulevard, Portland

## **EXECUTIVE SESSION**

*Chair Diane Linn convened the meeting at 9:05 a.m., with Vice-Chair Maria Rojo de Steffey and Commissioners Lisa Naito, Serena Cruz and Lonnie Roberts present.*

- E-1 The Multnomah County Board of Commissioners Will Meet in Executive Session Pursuant to ORS 192.660(1)(h) for Consultation with Counsel Concerning Current Litigation or Litigation Likely to be Filed. Only Representatives of the News Media and Designated Staff are allowed to Attend. Representatives of the News Media and All Other Attendees are Specifically Directed Not to Disclose Information that is the Subject of the Executive Session. No Final Decision will be made in the Executive Session.

### ***EXECUTIVE SESSION HELD.***

*There being no further business, the meeting was adjourned at 9:42 a.m.*

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Thursday, July 31, 2003 - 9:30 AM  
Multnomah Building, First Floor Commissioners Boardroom 100  
501 SE Hawthorne Boulevard, Portland

## **REGULAR MEETING**

*Chair Diane Linn convened the meeting at 9:32 a.m., with Vice-Chair Maria Rojo de Steffey and Commissioners Lisa Naito, Serena Cruz and Lonnie Roberts present.*

### **CONSENT CALENDAR**

***UPON MOTION OF COMMISSIONER CRUZ,  
SECONDED BY COMMISSIONER NAITO, THE***

***CONSENT CALENDAR (ITEMS C-1 THROUGH C-5)  
WAS UNANIMOUSLY APPROVED.***

**NON-DEPARTMENTAL**

- C-1 Appointments of Bill Hancock, Vickie Hendricks and Anne Potter to the MULTNOMAH COUNTY COMMUNITY HEALTH COUNCIL
- C-2 Appointment of Gale Castillo to the METROPOLITAN EXPOSITION AND RECREATION COMMISSION (MERC)

**DEPARTMENT OF BUSINESS AND COMMUNITY SERVICES**

- C-3 RESOLUTION Authorizing Private Sale of Certain Tax Foreclosed Property to Thomas G and Sheryl Pagenstecher

***RESOLUTION 03-111.***

- C-4 Amendment No. 1 to Government Revenue Contract (190 Agreement) 0110972 with Oregon Department of Transportation, Providing Construction Funds for a Permanent Multi-Use Bicycle and Pedestrian Facility on the Morrison Bridge

**DEPARTMENT OF COUNTY HUMAN SERVICES**

- C-5 Renewal of Government Revenue Contract (190 Agreement) 4600004221 with Oregon Commission for the Blind, Purchasing Vocational and Employment Services for Persons with Developmental Disabilities

**REGULAR AGENDA**  
**PUBLIC COMMENT**

Opportunity for Public Comment on non-agenda matters. Testimony is limited to three minutes per person. Fill out a speaker form available in the Boardroom and turn it into the Board Clerk.

***JOE JOHNS AND EILEEN FITZSIMONS  
COMMENTED REGARDING COMMUNITY  
EFFORTS TO PRESERVE HISTORIC SELLWOOD  
CAR BARNS AND URGED THE COMMISSIONERS  
TO PROVIDE LETTERS OF SUPPORT URGING  
REED COLLEGE TO NOT SELL THE PROPERTY***

***TO A DEVELOPER AND WORK TO PLACE THE  
HISTORIC REGISTER.***

**DEPARTMENT OF HEALTH**

- R-2 NOTICE OF INTENT to Partner with Metro Child Care Resource and Referral to Apply for Grant Funding through the Portland Children's Investment Fund to Expand the Safe 'n Sound Child Care Consultation Project

***COMMISSIONER NAITO MOVED AND  
COMMISSIONER CRUZ SECONDED, APPROVAL  
OF R-2. JAN WALLINDER EXPLANATION AND  
RESPONSE TO QUESTION OF COMMISSIONER  
CRUZ. NOTICE OF INTENT UNANIMOUSLY  
APPROVED.***

- R-3 NOTICE OF INTENT to Partner with Morrison Child and Family Services in an Application for Grant Funding from the Portland Children's Investment Fund to Expand the Healthy Start Services

***COMMISSIONER ROBERTS MOVED AND  
COMMISSIONER CRUZ SECONDED, APPROVAL  
OF R-3. JAN WALLINDER EXPLANATION.  
COMMISSIONER CRUZ COMMENTS IN SUPPORT.  
NOTICE OF INTENT UNANIMOUSLY APPROVED.***

**DEPARTMENT OF COUNTY HUMAN SERVICES**

- R-4 NOTICE OF INTENT to Apply for a Grant from Portland Children's Investment Fund to Expand the Existing Response to Children 0-5 Years Old who have Witnessed Domestic Violence, and to their Mothers

***COMMISSIONER ROBERTS MOVED AND  
COMMISSIONER CRUZ SECONDED, APPROVAL  
OF R-4. CHIQUITA ROLLINS EXPLANATION AND  
RESPONSE TO A QUESTION OF CHAIR LINN.  
NOTICE OF INTENT UNANIMOUSLY APPROVED.***

**NON-DEPARTMENTAL**

- R-1 Briefing on the Children's Investment Fund Allocation Committee. Presented by Commissioner Lisa Naito, Andy Olshin and Invited Others.

**COMMISSIONER LISA NAITO, ANDY OLSHIN  
AND WENDY LEBOW PRESENTATIONS AND  
RESPONSE TO BOARD QUESTIONS AND  
DISCUSSION.**

- R-10 Budget Modification OSCP 04-01 Requesting Contingency Transfer to Restore Funds to Homeless Youth Continuum Programs. Presented by Chair Diane Linn, Commissioner Lisa Naito, Laura Bridges, Mary Li, Caitlin Campbell, Kathy Oliver, Ken Cowdery and Dennis Morrow.

**COMMISSIONER NAITO MOVED AND  
COMMISSIONER ROJO SECONDED, APPROVAL  
OF R-10. CHAIR DIANE LINN, MARY LI, CAITLIN  
CAMPBELL, KEN COWDERY, KATHY OLIVER,  
KEVIN DONEGAN, LAURA BRIDGES AND  
COMMISSIONER LISA NAITO PRESENTATIONS  
AND RESPONSE TO BOARD QUESTIONS,  
DISCUSSION AND COMMENTS IN SUPPORT.  
BUDGET MODIFICATION UNANIMOUSLY  
APPROVED.**

- R-11 RESOLUTION Approving Ballot Titles and Explanatory Statements for the People's Utility District Election on District Formation and Levy for Report [to be Submitted to the Voters at the November 4, 2003 Election]

**COMMISSIONER CRUZ MOVED AND  
COMMISSIONER NAITO SECONDED, APPROVAL  
OF A SUBSTITUTE RESOLUTION APPROVING  
BALLOT TITLE AND EXPLANATORY STATEMENT  
FOR THE PEOPLE'S UTILITY DISTRICT  
ELECTION ON DISTRICT FORMATION AND LEVY  
FOR REPORT. AGNES SOWLE EXPLANATION.  
BILL MICHOM, LIZ TROJAN, JOAN HORTON,  
NANCY NEWELL AND DAN MEEK TESTIMONY IN  
OPPOSITION TO THE BALLOT TITLE AND  
EXPLANATORY STATEMENT LANGUAGE OF  
THE SUBSTITUTE RESOLUTION. IN RESPONSE  
TO QUESTIONS OF CHAIR LINN, MS. SOWLE  
STATED THE COUNTY BALLOT TITLE AND  
STATEMENTS WERE PREPARED IN A NEUTRAL  
MANNER AND THAT THEY ARE IN COMPLIANCE  
WITH APPLICABLE CONSTITUTIONAL AND  
STATUTORY REQUIREMENTS. COMMISSIONER**

**NAITO COMMENTS IN SUPPORT OF THE EFFORTS OF THE COUNTY ATTORNEYS AND EXPLANATION OF WHY SHE WILL BE VOTING NO. COMMISSIONER CRUZ COMMENTS IN SUPPORT OF THE EFFORTS OF THE COUNTY ATTORNEYS AND EXPLANATION OF WHY SHE WILL CONTINUE TO SUPPORT THE RESOLUTION. COMMISSIONER ROJO EXPLANATION OF WHY SHE WILL CONTINUE TO OPPOSE THE RESOLUTION. CHAIR LINN ADVISED SHE WILL SUPPORT TODAY'S RESOLUTION, BUT SHE WILL NOT SUPPORT PASSAGE OF THE MEASURE. RESOLUTION 03-112 APPROVING BALLOT TITLE AND EXPLANATORY STATEMENT FOR THE PEOPLE'S UTILITY DISTRICT ELECTION ON DISTRICT FORMATION AND LEVY FOR REPORT, ADOPTED, WITH COMMISSIONERS CRUZ, ROBERTS AND LINN VOTING AYE AND COMMISSIONERS NAITO AND ROJO VOTING NO.**

- R-5 Second Reading and Possible Adoption of an ORDINANCE Creating the Departments of Business Services (MCC Chapter 6); Finance, Budget and Tax (MCC Chapter 7); and Community Services (MCC Chapter 8); Abolishing the Department of Business and Community Services; Amending and Renumbering MCC Chapter 7 and Adding Chapters 6 and 8 to Realign Departmental Responsibilities

**ORDINANCE READ BY TITLE ONLY. COPIES AVAILABLE. COMMISSIONER ROJO MOVED AND COMMISSIONER NAITO SECONDED, APPROVAL OF SECOND READING AND ADOPTION. NO ONE WISHED TO TESTIFY. CHIEF OPERATING OFFICER JOHN BALL PRESENTED RESPONSE TO CONCERNS BROUGHT UP AT FIRST READING. COMMISSIONER NAITO REQUESTED WRITTEN MEMORANDUM WITH WORK PLAN AND QUARTERLY UPDATES TO THE BOARD. COMMISSIONER ROBERTS STATED HE STILL HAS RESERVATIONS ABOUT WHAT THE SAVINGS WILL BE FROM THIS CHANGE AND HOW THE TAXPAYERS WILL BENEFIT. COMMISSIONER**

ROBERTS ADDED THAT HE APPLAUDS THE EFFORTS OF THE CHAIR BUT NEEDS TO KNOW THAT THE RATIO BETWEEN MANAGEMENT AND REPRESENTED EMPLOYEES IS EQUITABLE. JOHN BALL EXPLANATION IN RESPONSE TO THE SAVINGS ISSUE, ADVISING THEY BELIEVE THAT IMPLEMENTING STANDARDIZED BUSINESS PRACTICES WILL RESULT IN COST RETURNS; THAT THEY PLAN TO ESTABLISH BENCHMARKS AND WILL MONITOR AND REPORT BACK TO THE BOARD; AND THAT TAXPAYERS AND RECIPIENTS OF COUNTY SERVICES WILL REALIZE THE BENEFIT OF THE COUNTY'S EFFORTS TO STREAMLINE COUNTY FUNCTIONS AND IMPLEMENT PROCESS IMPROVEMENTS BEFORE PROBLEMS ARISE. MR. BALL STATED HE IS HAPPY TO CONTINUE MEETING WITH LABOR AND ADDRESSING CONCERNS, BUT THAT HE FEELS IMPROVEMENTS WILL BE REALIZED AFTER IMPLEMENTATION. CHAIR LINN URGED THE BOARD TO CONSIDER THE IMPORTANCE OF MOVING FORWARD TODAY FOR THE SAKE OF THE EMPLOYEES. COMMISSIONER ROBERTS ADVISED THAT HE IS GOING TO VOTE NO, AND THAT HE NEEDS A WEEK OR TWO MORE IN WHICH TO CONSIDER THE ISSUE. COMMISSIONER ROJO STATED THAT ON THE RECOMMENDATION OF DAVE BOYER, SHE WILL BE SUPPORTING THE ORDINANCE. FOLLOWING QUESTIONS OF CHAIR LINN AND RESPONSE BY COUNTY ATTORNEY AGNES SOWLE AND BOARD CLERK DEB BOGSTAD, IT APPEARED IT WAS THE INTENT OF THE CHAIR TO HAVE THE COMMISSIONERS CONSIDER A MOTION TO ADD AN EMERGENCY CLAUSE WHICH WOULD ALLOW IMMEDIATE IMPLEMENTATION UPON ADOPTION WITH THE APPROVAL OF FOUR COMMISSIONERS, AND MOVE THE ORDINANCE TO A THIRD READING IN ORDER TO GIVE COMMISSIONER ROBERTS MORE TIME TO MAKE HIS DECISION. HOWEVER, CHAIR LINN CALLED FOR A VOTE ON THE MOTION FOR APPROVAL OF THE SECOND READING AND ADOPTION,

**WHICH FAILED, WITH COMMISSIONERS NAITO, ROJO AND LINN VOTING AYE, AND COMMISSIONERS CRUZ AND ROBERTS VOTING NO. AFTER BEING ADVISED THAT THE ORDINANCE FAILED, BECAUSE THE ONLY MOTION ON THE TABLE WAS THE MOTION FOR APPROVAL OF THE SECOND READING AND ADOPTION, COMMISSIONER ROBERTS MOVED AND COMMISSIONER ROJO SECONDED, A MOTION FOR APPROVAL TO ADD AN EMERGENCY ADOPTION CLAUSE TO THE ORDINANCE AND TO MOVE THE ORDINANCE TO A THIRD READING ON AUGUST 14, 2003. THE MOTION, ADDING THE EMERGENCY ADOPTION CLAUSE AND MOVING THE ORDINANCE TO A THIRD READING ON THURSDAY, AUGUST 14, 2003, WAS APPROVED, WITH COMMISSIONERS NAITO, ROBERTS, ROJO AND LINN VOTING AYE, AND COMMISSIONER CRUZ VOTING NO.**

- R-6 RESOLUTION Consenting to Chair's Department Director Appointments
- R-7 RESOLUTION Establishing Fees and Charges for Chapter 6, Business Services, of the Multnomah County Code
- R-8 RESOLUTION Establishing Fees and Charges for Chapter 7, Finance, Budget and Tax, of the Multnomah County Code and Repealing Resolution 03-099
- R-9 RESOLUTION Establishing Fees and Charges for Chapter 8, Community Services, of the Multnomah County Code

***FOLLOWING DISCUSSION AND UPON MOTION OF COMMISSIONER ROJO, SECONDED BY COMMISSIONER NAITO, RESOLUTIONS R-6 THROUGH R-9 WERE UNANIMOUSLY TABLED TO THURSDAY, AUGUST 14, 2003.***

#### **DEPARTMENT OF BUSINESS AND COMMUNITY SERVICES**

- R-12 Government Expenditure Contract (190 Agreement) 4600004396 with the City of Portland, for the Supervision, Collection and Administration of the Multnomah County Income Tax as Approved by Ballot Measure 26-48

**COMMISSIONER CRUZ MOVED AND  
COMMISSIONER ROBERTS SECONDED,  
APPROVAL OF R-12. DAVE BOYER  
EXPLANATION AND RESPONSE TO BOARD  
COMMENTS. AGREEMENT UNANIMOUSLY  
APPROVED.**

- R-13 Government Expenditure Contract (190 Agreement) 4600004398 with the City of Portland, for the Supervision, Collection and Administration of the Multnomah County Business Income Tax Law

**COMMISSIONER ROBERTS MOVED AND  
COMMISSIONER CRUZ SECONDED, APPROVAL  
OF R-13. DAVE BOYER EXPLANATION.  
AGREEMENT UNANIMOUSLY APPROVED.**

- R-14 RESOLUTION Approving Sub-lease of a Portion of County-Leased Space in the Blanchard Building to the Housing Authority of Portland

**COMMISSIONER CRUZ MOVED AND  
COMMISSIONER NAITO SECONDED, APPROVAL  
OF R-14. LYNN DINGLER EXPLANATION AND  
RESPONSE TO QUESTIONS OF COMMISSIONERS  
ROBERTS AND CRUZ. RESOLUTION 03-113  
UNANIMOUSLY ADOPTED.**

- R-15 RESOLUTION Approving a Lease of the Peninsula Building and Purchase Option to the Housing Authority of Portland

**COMMISSIONER CRUZ MOVED AND  
COMMISSIONER ROBERTS SECONDED,  
APPROVAL OF R-15. LYNN DINGLER  
EXPLANATION. RESOLUTION 03-114  
UNANIMOUSLY ADOPTED.**

*There being no further business, the meeting was adjourned at 12:00 p.m.*

BOARD CLERK FOR MULTNOMAH COUNTY, OREGON

*Deborah L. Bogstad*





**Multnomah County Oregon**

## **Board of Commissioners & Agenda**

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### **BOARD OF COMMISSIONERS**

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**Maria Rojo de Steffey,**  
**Commission Dist. 1**

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**Americans with Disabilities Act Notice:** If you need this agenda in an alternate format, or wish to participate in a Board Meeting, please call the Board Clerk (503) 988-3277, or Multnomah County TDD Phone (503) 988-5040, for information on available services and accessibility.

**JULY 30 & 31, 2003**

### **BOARD MEETINGS**

#### **FASTLOOK AGENDA ITEMS OF INTEREST**

Pg 2	9:00 a.m. Wednesday Executive Session
Pg 3	9:30 a.m. Thursday Children's Investment Fund Allocation Committee Briefing Followed by Notice of Intent for Grant Submissions
Pg 3	9:55 a.m. Thursday Second Reading and Possible Adoption of Proposed ORDINANCE Relating to Departmental Reconfigurations
Pg 4	10:15 a.m. Thursday Contingency Transfer Request to Restore Funds to Homeless Youth Continuum Programs
Pg 4	10:45 a.m. Thursday RESOLUTION Approving Ballot Title Language for People's Utility District Measure for the November 4, 2003 Election

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

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Wednesday, July 30, 2003 - 9:00 AM  
Multnomah Building, Sixth Floor Commissioners Conference Room 635  
501 SE Hawthorne Boulevard, Portland

## **EXECUTIVE SESSION**

- E-1 The Multnomah County Board of Commissioners Will Meet in Executive Session Pursuant to ORS 192.660(1)(h) for Consultation with Counsel Concerning Current Litigation or Litigation Likely to be Filed. Only Representatives of the News Media and Designated Staff are allowed to Attend. Representatives of the News Media and All Other Attendees are Specifically Directed Not to Disclose Information that is the Subject of the Executive Session. No Final Decision will be made in the Executive Session.
- 

Thursday, July 31, 2003 - 9:30 AM  
Multnomah Building, First Floor Commissioners Boardroom 100  
501 SE Hawthorne Boulevard, Portland

## **REGULAR MEETING**

### **CONSENT CALENDAR - 9:30 AM** **NON-DEPARTMENTAL**

- C-1 Appointments of Bill Hancock, Vickie Hendricks and Anne Potter to the MULTNOMAH COUNTY COMMUNITY HEALTH COUNCIL
- C-2 Appointment of Gale Castillo to the METROPOLITAN EXPOSITION AND RECREATION COMMISSION (MERC)

### **DEPARTMENT OF BUSINESS AND COMMUNITY SERVICES**

- C-3 RESOLUTION Authorizing Private Sale of Certain Tax Foreclosed Property to Thomas G and Sheryl Pagenstecher
- C-4 Amendment No. 1 to Government Revenue Contract (190 Agreement) 0110972 with Oregon Department of Transportation, Providing Construction Funds for a Permanent Multi-Use Bicycle and Pedestrian Facility on the Morrison Bridge

## **DEPARTMENT OF COUNTY HUMAN SERVICES**

- C-5 Renewal of Government Revenue Contract (190 Agreement) 4600004221 with Oregon Commission for the Blind, Purchasing Vocational and Employment Services for Persons with Developmental Disabilities

### **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. Fill out a speaker form available in the Boardroom and turn it into the Board Clerk.

### **NON-DEPARTMENTAL - 9:30 AM**

- R-1 Briefing on the Children's Investment Fund Allocation Committee. Presented by Commissioner Lisa Naito, Andy Olshin and Invited Others. 15 MINUTES REQUESTED.

### **DEPARTMENT OF HEALTH - 9:45 AM**

- R-2 NOTICE OF INTENT to Partner with Metro Child Care Resource and Referral to Apply for Grant Funding through the Portland Children's Investment Fund to Expand the Safe 'n Sound Child Care Consultation Project
- R-3 NOTICE OF INTENT to Partner with Morrison Child and Family Services in an Application for Grant Funding from the Portland Children's Investment Fund to Expand the Healthy Start Services

### **DEPARTMENT OF COUNTY HUMAN SERVICES - 9:50 AM**

- R-4 NOTICE OF INTENT to Apply for a Grant from Portland Children's Investment Fund to Expand the Existing Response to Children 0-5 Years Old who have Witnessed Domestic Violence, and to their Mothers

### **NON-DEPARTMENTAL - 9:55 AM**

- R-5 Second Reading and Possible Adoption of an ORDINANCE Creating the Departments of Business Services (MCC Chapter 6); Finance, Budget and Tax (MCC Chapter 7); and Community Services (MCC Chapter 8); Abolishing the Department of Business and Community Services;

Amending and Renumbering MCC Chapter 7 and Adding Chapters 6 and 8  
to Realign Departmental Responsibilities

- R-6 RESOLUTION Consenting to Chair's Department Director Appointments
- R-7 RESOLUTION Establishing Fees and Charges for Chapter 6, Business Services, of the Multnomah County Code
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- R-9 RESOLUTION Establishing Fees and Charges for Chapter 8, Community Services, of the Multnomah County Code
- R-10 Budget Modification OSCP 04-01 Requesting Contingency Transfer to Restore Funds to Homeless Youth Continuum Programs. Presented by Chair Diane Linn, Commissioner Lisa Naito, Laura Bridges, Mary Li, Caitlin Campbell, Kathy Oliver, Ken Cowdery and Dennis Morrow. 30 MINUTES REQUESTED.
- R-11 RESOLUTION Approving Ballot Titles and Explanatory Statements for the People's Utility District Election on District Formation and Levy for Report [to be Submitted to the Voters at the November 4, 2003 Election]

**DEPARTMENT OF BUSINESS AND COMMUNITY SERVICES - 11:00 AM**

- R-12 Government Expenditure Contract (190 Agreement) 4600004396 with the City of Portland, for the Supervision, Collection and Administration of the Multnomah County Income Tax as Approved by Ballot Measure 26-48
- R-13 Government Expenditure Contract (190 Agreement) 4600004398 with the City of Portland, for the Supervision, Collection and Administration of the Multnomah County Business Income Tax Law
- R-14 RESOLUTION Approving Sub-lease of a Portion of County-Leased Space in the Blanchard Building to the Housing Authority of Portland
- R-15 RESOLUTION Approving a Lease of the Peninsula Building and Purchase Option to the Housing Authority of Portland

## AGENDA PLACEMENT REQUEST

BUD MOD #:

**Board Clerk Use Only:**

**Meeting Date:** July 30, 2003

**Agenda Item #:** E-1

**Est. Start Time:** 9:00 AM

**Date Submitted:** 07/15/03

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**Requested Date:** July 30, 2003

**Time Requested:** 30 mins

**Department:** Non-Departmental

**Division:** Chair's Office

**Contact/s:** Agnes Sowle, John Thomas

**Phone:** 503 988-3138

**Ext.:** 83138

**I/O Address:** 503/500

**Presenters:** County Attorneys Agnes Sowle and John Thomas

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**Agenda Title:** The Multnomah County Board of Commissioners Will Meet in Executive Session Pursuant to ORS 192.660(1)(h) for Consultation with Counsel Concerning Current Litigation or Litigation Likely to be Filed. Only Representatives of the News Media and Designated Staff are allowed to Attend. Representatives of the News Media and All Other Attendees are Specifically Directed Not to Disclose Information that is the Subject of the Executive Session. No Final Decision will be made in the Executive Session.

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

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1. **What action are you requesting from the Board? What is the department/agency recommendation?**  
  
No action, informational only.
2. **Please provide sufficient background information for the Board and the public to understand this issue.**
3. **Explain the fiscal impact (current year and ongoing).**

**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?**

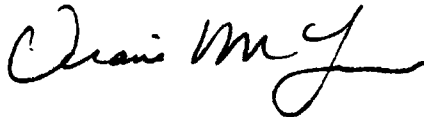
**If grant application/notice of intent, explain:**

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

**Required Signatures:**

**Department/Agency Director:**



**Date: 07/15/03**

**County Attorney**

**By: Agnes Sowle**

**Date: 07/15/03**

BEFORE THE BOARD OF COUNTY COMMISSIONERS  
FOR MULTNOMAH COUNTY, OREGON

**RESOLUTION NO. \_\_\_\_\_**

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

**The Multnomah County Board of Commissioners Finds:**

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

**The Multnomah County Board of Commissioners Resolves:**

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

ADOPTED this 31st day of July 2003.

BOARD OF COUNTY COMMISSIONERS  
FOR MULTNOMAH COUNTY, OREGON

\_\_\_\_\_  
Diane M. Linn, Chair

REVIEWED:

AGNES SOWLE, COUNTY ATTORNEY  
FOR MULTNOMAH COUNTY, OREGON

By \_\_\_\_\_  
Agnes Sowle, County Attorney

**EXHIBIT 1-A**

**BALLOT TITLE**

**MEASURE NO. 26-**

**CAPTION:**

FORMS MULTNOMAH COUNTY PEOPLE'S UTILITY DISTRICT; AUTHORIZES  
SPECIAL LEVY (9 of 10 words ORS 250.035)

**QUESTION:**

Shall Multnomah County People's Utility District be formed with authority to impose a special one-year levy in 2004-05? (18-20 of 20 words ORS 250.035)

This measure may cause property taxes to increase more than three percent. (required language for local option taxes, words not counted – ORS 280.070(4)(a))

**SUMMARY:**

The special levy provided for in this measure may be passed only at an election with at least a 50 percent voter turnout. (ORS 250.036(1) words not counted.)

If a majority of votes cast at the election favor formation of the district and authorization of the district to impose a special levy, the district shall be formed.

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

This measure creates Multnomah County People's Utility District with authority to levy a tax of \$.003 per \$1000 of assessed valuation to finance an engineer's report on revenue bonds for acquisition or construction of the utility system and the cost of an election to authorize revenue bonds, if held. If approved, the district would include all of Multnomah County except areas excluded by statute as determined by the Board of Commissioners. [134 words]

The one-time levy raises a total of about \$127,000 to pay for the engineer's report. The levy for a house with an assessed value of \$150,000 would be 45 cents. (ORS 280.075(1))[last sentence 15 words = 149/175]

The estimated tax cost for this measure is an ESTIMATE ONLY based on the best information available from the county assessor at the time of estimate.(ORS 280.075(1))



## **EXHIBIT 1-B**

### **EXPLANATORY STATEMENT**

**MEASURE NO. 26-**

#### **Form Multnomah County People's Utility District**

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

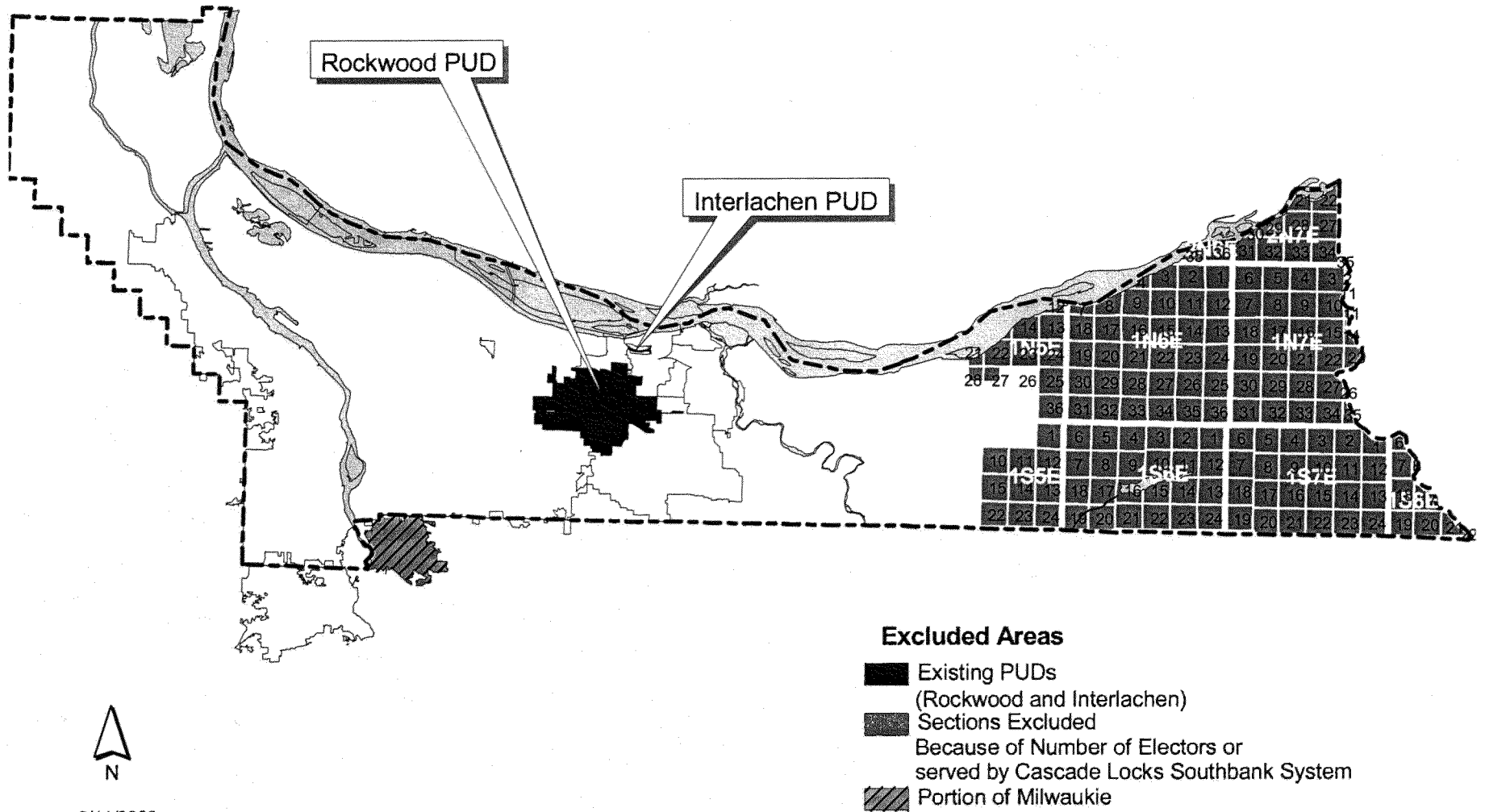
- A. Interlachen People's Utility District
- B. Rockwood Water People's Utility District
- C. Sections of townships with fewer electors than required under ORS 261.110(6) for inclusion or served by the City of Cascade Locks under ORS 261.110(5):
  - 1. Township 1 South Range 8 East Willamette Meridian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

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

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

EXHIBIT 2

# Multnomah County PUD Boundary



6/11/2003

# 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
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