

FINAL REPORT

Meeting Date: _____
Agenda No. : _____

(Above Space for Clerk's Office Use)

.....

AGENDA PLACEMENT FORM
(For Non-Budgetary Items)

SUBJECT: Briefing on Charter Review Committee Report

BCC Informal 7/31/90 BCC Formal _____
(Date) (Date)

DEPARTMENT Non-departmental DIVISION Charter Review Committee

CONTACT Bill Rapp TELEPHONE 248-3525

PERSON(S) MAKING PRESENTATION Ann Porter/Bill Rapp

ACTION REQUESTED

INFORMATIONAL ONLY POLICY DIRECTION APPROVAL

ESTIMATED TIME NEEDED ON BOARD AGENDA: 30 minutes

CHECK IF YOU REQUIRE OFFICIAL WRITTEN NOTICE OF ACTION TAKEN: _____

BRIEF SUMMARY (Include statement of rationale for action requested, as well as personnel and fiscal/budgetary impacts, if applicable):

Informational briefing on the Charter Review Committee Report which, pursuant to Section 12.60 of the charter, contains the Committee's "findings, conclusions and recommendations" to the people of Multnomah County and the Board of Commissioners.

SIGNATURES

ELECTED OFFICIAL _____

OR

DEPARTMENT MANAGER Bill Rapp

(All accompanying documents must have required signatures)

Meeting Date: _____
Agenda No. : _____

(Above Space for Clerk's Office Use)

.....

AGENDA PLACEMENT FORM
(For Non-Budgetary Items)

First reading of ordinance submitting charter amendments to
SUBJECT: voters at Nov. 6, 1990 general election; declaring emergency.

BCC Informal _____ BCC Formal 8/2/90
(Date) (Date)

DEPARTMENT Non-departmental DIVISION Charter Review Committee

CONTACT Bill Rapp TELEPHONE 248-3525

PERSON(S) MAKING PRESENTATION Ann Porter/Bill Rapp

ACTION REQUESTED

INFORMATIONAL ONLY POLICY DIRECTION APPROVAL

ESTIMATED TIME NEEDED ON BOARD AGENDA: 15 minutes

CHECK IF YOU REQUIRE OFFICIAL WRITTEN NOTICE OF ACTION TAKEN: _____

BRIEF SUMMARY (Include statement of rationale for action requested, as well as personnel and fiscal/budgetary impacts, if applicable):

This ordinance refers Charter Review Committee ballot measures to the voters at the Nov. 6, 1990 general election pursuant to Section 12.70 of the County Charter.

SIGNATURES

ELECTED OFFICIAL _____

OR

DEPARTMENT MANAGER Bill Rapp

(All accompanying documents must have required signatures)

ORDINANCE FACT SHEET

Ordinance Title: An ordinance submitting proposed County Home Rule Charter amendments to the voters at the general election to be held November 6, 1990; and declaring an emergency.

Give a brief statement of the purpose of the ordinance (include the rationale for adoption of ordinance, description of persons benefited, other alternatives explored):

This ordinance refers Charter Review Committee ballot measures to the voters at the November 6, 1990 general election.

What other local jurisdictions in the metropolitan area have enacted similar legislation?

N/A

What has been the experience in other areas with this type of legislation?

N/A

What is the fiscal impact, if any?

N/A

(If space is inadequate, please use other side)

SIGNATURES:

Person Filling Out Form: Bill Kay

Planning & Budget Division (if fiscal impact): _____

Department Manager/Elected Official: _____

BEFORE THE BOARD OF COUNTY COMMISSIONERS FOR
MULTNOMAH COUNTY, OREGON
ORDINANCE NO. _____

An ordinance submitting proposed County Home Rule Charter amendments to the voters at the general election to be held November 6, 1990; and declaring an emergency.

Multnomah County ordains as follows:

Section I. Purposes

A. The Multnomah County Home Rule Charter creates a Charter Review Committee and directs the Committee to make its report to the Board, including any amendments proposed to the charter, at least ninety-five (95) days prior to the 1990 primary or general election.

B. The Committee has concluded its review and has submitted its report to the board. The Committee recommends that seven (7) separate measures containing amendments to the Charter be submitted to the voters at the 1990 general election.

C. The Charter requires that amendments proposed by the Committee be submitted to the voters at the 1990 primary or general election or both.

Section II. Submission of Proposed Charter Amendments to Voters.

A. There shall be submitted to the voters of Multnomah County at the election to be held November 6, 1990, seven (7) measures containing amendments to the Multnomah County Charter.

1
2 The election shall be held concurrently with the statewide general
3 election and notice thereof shall be given as required by law.

4 B. Exhibit A, attached hereto and by this reference
5 incorporated herein, contains the proposed measures, proposed
6 ballot titles and explanatory statements.

7 C. The Clerk of the Board shall promptly certify the
8 proposed measures, ballot titles and explanatory statements to the
9 Director of the Elections Division who shall publish the notice
10 required by the county code.

11 D. The Board hereby determines that the aforementioned
12 measures, ballot titles and explanatory statements shall be
13 included in the state voters' pamphlet for the November, 1990
14 election. The Director of Elections shall file them with the
15 Secretary of State as required by law.

16 Section III. Emergency Clause.

17 This Ordinance, being necessary for the health, safety, and
18 general welfare of the people of Multnomah County, an emergency is
19 declared and the Ordinance shall take effect upon its execution by
20 the County Chair, pursuant to Section 5.50 of the Charter of
21 Multnomah County.

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26

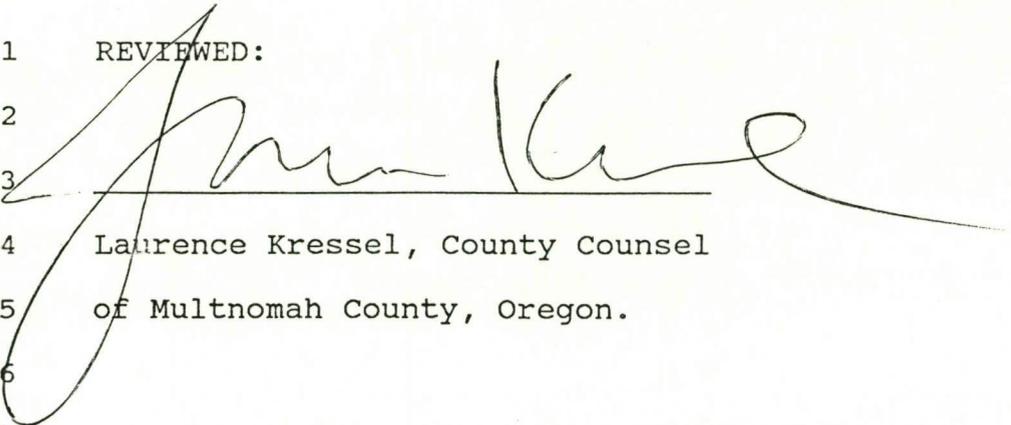
ADOPTED this _____ day of _____, 1990 being the date of its
_____ reading before the Board of County Commissioners of
Multnomah County, Oregon.

By _____

GLADYS McCOY, CHAIR

MULTNOMAH COUNTY, OREGON

REVIEWED:

A large, cursive handwritten signature in black ink, which appears to read "Laurence Kressel". The signature is written over a horizontal line and extends across several lines of the document.

Laurence Kressel, County Counsel
of Multnomah County, Oregon.



106/1500/Charter Review
Bill Rapp

MULTNOMAH COUNTY OREGON

BOARD OF COUNTY COMMISSIONERS
ROOM 605, COUNTY COURTHOUSE
1021 S.W. FOURTH AVENUE
PORTLAND, OREGON 97204

GLADYS McCOY • CHAIR • 248-3308
PAULINE ANDERSON • DISTRICT 1 • 248-5220
GRETCHEN KAFOURY • DISTRICT 2 • 248-5219
RICK BAUMAN • DISTRICT 3 • 248-5217
SHARRON KELLEY • DISTRICT 4 • 248-5213
██████████ • Clerk • 248-3277

AGENDA

MEETINGS OF THE MULTNOMAH COUNTY BOARD OF COMMISSIONERS FOR THE WEEK OF AUGUST 6 - 10, 1990

- Tuesday, August 7, 1990 - 9:30 AM - Planning Items Page 2
- Tuesday, August 7, 1990 - 10:30 AM - Formal Item Page 2
- Tuesday, August 7, 1990 - 1:30 PM - Informal Briefings . . Page 3
- Thursday, August 9, 1990 - 9:30 AM - Formal Meeting. . . . Page 3

Thursday Meetings of the Multnomah County Board of Commissioners are recorded and can be seen at the following times:

- Thursday, 10:00 PM, Channel 11 for East and West side subscribers
- Friday, 6:00 PM, Channel 27 for Paragon Cable (Multnomah East) subscribers
- Saturday 12:00 PM, Channel 21 for East Portland and East County subscribers

Tuesday, August 7, 1990 - 9:30 AM

Multnomah County Courthouse, Room 602

PLANNING ITEMS

The following Decisions of the Planning Commission of July 9, 1990 are Reported to the Board for Acknowledgement by the Presiding Officer:

1. CU 12-90 APPROVE, SUBJECT TO CONDITIONS, development of this property with a non-resource related single family residence, for property located at 23680 NW Moran Road
2. CU 14-90 APPROVE, SUBJECT TO CONDITIONS, development of this property with a non-resource related single family residence, for property located at 12485 NW Skyline Blvd
3. CU 13-90 APPROVE, SUBJECT TO CONDITIONS, continued use of a portion of the residence as a one-person tax office, for property located at 12704 NE Halsey Street
4. CU 15-90 DENY requested conditional use to allow an existing 30' x 40' building as a kennel for show dogs and pet grooming facility;
HV 10-90 DENY requested variances, all for property at 5031 SE Jenne Road
5. LD 22-90 APPROVE, SUBJECT TO CONDITIONS, the tentative plan for the Type I land division request, a rural subdivision resulting in four lots, all for property at 34799 East Crown Point Highway

-
6. CU 8-90 PUBLIC HEARING - DE NOVO

Review the Decision of the Planning Commission of June 11, 1990, approving, subject to conditions, the relocation of an existing rural service commercial use for an automobile, truck and farm equipment repair shop, in an MUA-20, multiple use agricultural zone, all for property located at 400 NE Evans Road

Tuesday, August 7, 1990 - 10:30 AM

Multnomah County Courthouse, Room 602

FORMAL ITEM

7. Resolution for the Purpose of Requesting that Logging on Land Adjacent to Forest Park be Suspended; and to Request that the Oregon Department of Fish and Wildlife Conduct an Inventory of Endangered Species on Private Lands Near Forest Park

Tuesday, August 7, 1990 - 1:30 PM

Multnomah County Courthouse, Room 602

INFORMAL BRIEFINGS

8. Briefing on National Center and National Issues Facing Counties in Providing Health Care. Presented by Mary Uyeda, Co-Director, National Center for County Health Policy.
9. Informal Review of Formal Agenda of August 9, 1990 — 2:30 *9/1/90*

PUBLIC TESTIMONY WILL NOT BE TAKEN AT INFORMAL BRIEFINGS

Thursday, August 9, 1990 - 9:30 AM

Multnomah County Courthouse, Room 602

FORMAL MEETING

CONSENT CALENDAR

- C-1 Appointment of Commissioner Pauline Anderson to the METRO Public Policy Advisory Committee for Regional Convention, Trade, Performing Arts and Spectator Facilities
- C-2 Appointment of José E. Solano to the Metropolitan Arts Commission for a Term Ending July, 1992
- C-3 Appointment of Elizabeth J. Warman to the Private Industry Council Board of Directors for a Term Ending June 30, 1992

DEPARTMENT OF GENERAL SERVICES

- R-1 First Reading of an ORDINANCE Establishing an Audit Committee and Financial Audit Policy (Continued from August 2, 1990)

NON-DEPARTMENTAL

- R-2 First Reading and Possible Adoption of an ORDINANCE Submitting Proposed County Home Rule Charter Amendments to the Voters at the General Election to be Held November 6, 1990; and Declaring an Emergency (Continued from August 2, 1990)
- R-3 Resolution in the Matter of Unincorporated Multnomah County Annexations
- R-4 Budget Modification Non #1 Authorizing Reclassification of Two Assistant Clerk of the Board Positions to Staff Assistant Positions within the Office of the Board Clerk to Reflect Changes in Responsibilities for Management of Board Records and Increase in Technical Nature of Work Performed

DEPARTMENT OF HUMAN SERVICES

HEALTH SERVICES AND SOCIAL SERVICES DIVISIONS

- R-5 Ratification of an Intergovernmental Agreement Between the State of Oregon Children's Services Division and Multnomah County, to Provide Weekly In-Home Visits by Community Health Nurses within the Health Services Division, to Monitor 40 Pregnant or Parenting Teens
- R-6 Ratification of Intergovernmental Agreement Amendment No. 1 Between the Oregon Health Sciences University and Multnomah County, Which Transfers One Client from OHSU TO Goodwill Industries within the Social Services Division DD Program
- R-7 Ratification of an Intergovernmental Agreement Between the City of Portland and Multnomah County, to Renew the Mutually Funded City/County Regional Drug Initiative Staff within the Social Services Division A&D Program

DEPARTMENT OF ENVIRONMENTAL SERVICES

- R-8 Request for Approval of the Sale of Two Tax Foreclosed Properties as Provided by ORS 275.200, Consisting of a Vacant House Located at 3813 NE Cleveland; and a 25 x 100 Foot Parcel of Land Located South of 3648 N Michigan Avenue
- R-9 Budget Modification DES #1 Authorizing Transfer of Funding from Professional Services to Personal Services within the Expo Center/Multnomah County Fair Division for Temporary Workers of the 1990 Fair

0702C/27-30/dr
7/31/90



MULTNOMAH COUNTY OREGON

BOARD OF COUNTY COMMISSIONERS
ROOM 605, COUNTY COURTHOUSE
1021 S.W. FOURTH AVENUE
PORTLAND, OREGON 97204

GLADYS McCOY • CHAIR • 248-3308
PAULINE ANDERSON • DISTRICT 1 • 248-5220
GRETCHEN KAFOURY • DISTRICT 2 • 248-5219
RICK BAUMAN • DISTRICT 3 • 248-5217
SHARRON KELLEY • DISTRICT 4 • 248-5213
~~JENNIFER GARDNER~~ • Clerk • 248-3277

NOTICE OF PUBLIC HEARING

AUGUST 14, 1990

The Multnomah County Board of Commissioners will hold a public hearing for the purpose of taking testimony and public input on issuance of general obligation bonds of Multnomah County. The bond will finance construction of three new courtrooms and related improvements in the downtown Courthouse, and renovation of the Portland Building for occupancy by the District Attorney.

The public hearing will begin with an update by the County's Departmental staff followed by public testimony on:

TUESDAY, AUGUST 14, 1990
at 9:30 A.M.
MULTNOMAH COUNTY COURTHOUSE
1021 S.W. 4th. Avenue, Room 602
Portland, Oregon

At the conclusion of the public hearing the Multnomah County Board of Commissioners will determine whether to submit the question of issuing and selling general obligation bonds not to exceed \$7.8 million to the voters at the September 18, 1990 election.

All interested persons may attend the hearing and will be given a reasonable opportunity to be heard.

REPORT OF THE
MULTNOMAH COUNTY
CHARTER REVIEW COMMITTEE

AUGUST 2, 1990



MULTNOMAH COUNTY OREGON

MULTNOMAH COUNTY CHARTER REVIEW COMMITTEE

1120 S.W. Fifth Avenue
Suite 1500
Portland, Oregon 97204
(503) 248-3525

MEMBERS

Ann Porter, *Chair*
Mark Johnson, *Vice-Chair*
Florence Bancroft
Lana Butterfield
David J. Chambers
Liberty Lane
Monica Little
Bruce McCain
Paul Norr
Marcia Pry
Casey Short
Nicholas Teeny
LaVelle VandenBerg

August 2, 1990

Commissioner Gladys McCoy
Multnomah County Chair
1021 S.W. Fourth Avenue
Portland, Oregon 97204

STAFF

William C. Rapp
Administrator
Shirley Winter
Secretary

Dear Chair McCoy and Members of the Board:

Pursuant to Section 12.60 of the Multnomah County Home Rule Charter, the charter review committee hereby submits its report to the people and to the board of county commissioners. The attached report contains the committee's findings, conclusions and recommendations including amendments proposed to the charter.

During a 12 month period beginning in July, 1989, the committee and its subcommittees held 33 public meetings throughout the county in the course of making a comprehensive study of the charter. Its record is contained in the detailed minutes and other materials to be filed with the clerk of the board. The committee's work product includes recommendations for seven ballot measures proposing amendments to the charter and one recommendation for a citizens commission to study regional issues.

The committee has looked to the future of Multnomah County. The committee offers its findings, conclusions and recommendations to the people and to the board of county commissioners with the people's and the county's best interests in mind.

Respectfully submitted,

Ann Porter

Ann Porter, Chair

Mark A. Johnson

Mark A. Johnson, Vice-Chair

TABLE OF CONTENTS

Section	Page
LETTER OF TRANSMITTAL	i
PART I: FINDINGS, CONCLUSIONS AND RECOMMENDATIONS . . .	1 - 15
Chair/County Manager	2 - 3
Advocate/Lobbyist	4 - 5
Salaries	6 - 7
Charter Review Committee	8 - 10
Running for Office Mid-Term	11 - 12
Limitations on Terms	13
Regional Issues	14 - 15
PART II: CHARTER AMENDMENTS	16 - 42
Ordinance	17 - 19
Exhibit A	20 - 42
Chair/County Manager	20 - 24
Advocate/Lobbyist	25 - 27
Sheriff's Salary	28 - 30
Chair and Commissioner Salaries	31 - 33
1997 Charter Review Committee	34 - 36
Running for Office Mid-Term	37 - 39
Limitations on Terms	40 - 42

PART I: FINDINGS, CONCLUSIONS AND RECOMMENDATIONS

CHAIR/COUNTY MANAGER

Findings

The committee finds:

1. The Multnomah County Home Rule Charter provides for the structure of government in Multnomah County.
2. The current structure of government with the chair as the executive and a member of the board of commissioners was adopted by the people in 1984 and is now in its fourth year of existence.
3. The current structure of government causes a conflict because the chair is both a policy-maker and the elected official responsible for putting that policy into effect.
4. County government is not currently as effective as it would be if the legislative functions were separate from the day-to-day administration of the county.
5. Multnomah County has the potential to be run more efficiently with a professional county manager administering the day-to-day operations of the county.
6. The hiring of a county manager will result in the need for fewer administrative personnel in the legislative branch of county government.
7. The potential savings in reducing by 10% the budget for the chair, the board of commissioners and the county manager is approximately \$180,000.

Conclusions:

The committee concludes:

1. The governmental structure of Multnomah County should operate in an efficient, business-like manner.
2. Multnomah County should not continue to allow the conflict of having the chair as both a policy-maker and administrator of the county.
3. A council/manager structure is a compromise between the current structure, with minimal separation of powers, and the elected executive form of government which existed prior to 1987.
4. The chair should continue to be the spokesperson for the county but the chair should not continue to occupy the dual role of policy-maker and administrator for the county.
5. A professional county manager should be hired to administer the county in an efficient, business-like manner.
6. The total budget for fiscal year 1991-92 for the board chair, the board of county commissioners and the county manager should not exceed 90% of funds budgeted for the board chair and the board of county commissioners in fiscal year 1990-91.
7. To allow a reasonable period of transition for this form of county government, these recommended changes should go into effect July 1, 1991.

Recommendations:

The committee recommends the following ballot measure for charter amendments to the people and to the board of county commissioners:
Ballot Measure No. 1, Chair, County Manager Responsibilities.

ADVOCATE/LOBBYIST

Findings

The committee finds:

1. Section 6.50(3) of the charter, adopted by the people in 1982 as part of ballot measure #6, provides:

Multnomah County shall not employ or hire a paid lobbyist.
2. Public sector lobbying is the conveying of information of a public policy nature and the advocating of a position.
3. Prior to ballot measure #6, Multnomah County was able to represent the county's interests before other bodies of government at state and national levels in accordance with statutory provisions.
4. Subsequent to the passage of ballot measure #6, Multnomah County has not been able to adequately represent the county's interests before other governmental bodies making decisions affecting Multnomah County and its citizens.
5. By virtue of the lobbyist prohibition, Multnomah County is restricted more than any other government in the state, if not the country, in being able to represent its current interests. Not having a lobbyist drastically reduces the county's ability to represent local interests in the state legislature. Without a lobbyist, the county's citizens have a limited ability to influence state fiscal and statutory changes which may increase costs and reduce the effectiveness of county government.
6. The lobbyist prohibition diminishes the ability of the county to more efficiently and completely perform an essential function already being performed.

7. Neither Multnomah County Commissioners, nor Multnomah County State Legislators, have the time, resources or expertise to serve as lobbyists for the county.
8. As a result of Section 6.50(3) of the charter, Multnomah County's ability to represent the interests of the county and its residents before the Oregon Legislative Assembly is diminished.

Conclusions

The committee concludes:

1. Since the state and federal governments make decisions affecting Multnomah County, it is in the best interests of Multnomah County for the county to be able to represent its interests before other bodies of government.
2. The charter should be amended to repeal the lobbying restriction in Section 6.50(3) of the charter and to permit the county to employ an advocate to represent county interests.

Recommendations

The committee recommends the following ballot measure for a charter amendment to the people and to the board of county commissioners: Ballot Measure No. 2, Advocate, County Lobbyist.

SALARIES

Findings

The committee finds:

1. Section 4.30 of the charter, amended by the last charter review committee and approved by the voters in 1984, provides for a salary commission appointed by the auditor to recommend salary adjustments which are voted on by the people for all county elected officials, except the auditor.
2. The current structure has not proven successful in that the voters have rejected the salary commission's recommendation three times since 1986. The result is that the commissioners have not had a salary increase since 1981 and the sheriff has not had a salary increase since 1982.
3. Although voters have a demonstrated ability to make policy decisions, they do not have sufficient objective information to make decisions effecting the day-to-day operations of the county; the board of commissioners does have that information.
4. A salary commission's objectivity is a valuable component in the setting of commissioners' salaries.
5. Allowing the board of commissioners to set chair and board salaries based upon the recommendation of a salary commission would comply with state law for counties without charters.
6. Prohibiting the board of commissioners from setting the chair and commissioners' salaries above those recommended by the salary commission provides a reasonable restraint on the board of commissioners.
7. The position of sheriff in Multnomah County is the highest position in the Sheriff's Office and is of a professional nature; it is primarily an administrative or managerial position. The current salary for the sheriff's position is \$15,000 less than the highest paid employee in the Sheriff's

Office. If the board of commissioners sets the sheriff's salary in an amount which is not less than that for any other member of the sheriff's office, that salary would be set in accordance with current procedures for exempt personnel. State law for general law counties (counties without charters) currently requires that the board of commissioners set the salary of the sheriff in an amount not less than any other member of the sheriff's office.

Conclusions

The committee concludes:

1. A salary commission should provide the independent and objective judgement necessary to recommend reasonable salary levels for the county chair and the board of commissioners.
2. The county chair and commissioners should set their own salaries at levels not to exceed those recommended by the salary commission.
3. The sheriff's salary should be set by the board of commissioners at an amount which is not less than that for any other member of the sheriff's office.

Recommendations

The committee recommends the following ballot measures for charter amendments to the people and to the board of county commissioners: Ballot Measure No. 3, Sheriff's Salary and Ballot Measure No. 4, Chair and Commissioner Salaries.

CHARTER REVIEW COMMITTEE

Findings

The committee finds:

1. Sections 12.30 to 12.70 of the charter relate to the charter review committee:

12.30 CHARTER REVIEW COMMITTEE. There shall be convened a Charter Review Committee for the purpose of making a comprehensive study of the Multnomah County Home Rule Charter and, if the committee chooses, submitting to the people of Multnomah County amendments to the Charter.

12.40 APPOINTMENT OF COMMITTEE MEMBERS. The Charter Review Committee shall be composed as follows:

- (1) The Committee shall have two electors appointed from each senatorial district having the majority of its voters within Multnomah County, and shall have one elector appointed from each senatorial district having less than a majority of its voters within Multnomah County. The Committee shall choose their chairperson from among themselves and shall have authority to establish their own procedures and organization.
- (2) The state senator and the two state representatives who represent residents in each state Senate district located in Multnomah County shall appoint the electors for the district. Appointees shall reside in the district and

Multnomah County. If the three appointers from any Senate district cannot agree upon an appointment, any two of the three appointers may make the appointment.

- (3) If two electors are appointed from a Senate district, they shall not be registered in the same political party.
- (4) The following persons are not eligible for appointment to the Committee: The state senators and representatives who represent districts located in Multnomah county, the members of the Multnomah County Board of Commissioners, and the chair of the board of commissioners, if any, serving at the time of appointment.
- (5) Any vacancy in the Committee shall be filled by the senator and representatives from the senate district from which the previous member was appointed, using the same method as used for the original appointment.
- (6) Appointments shall be made not later than June 30, 1989.

12.50 SCOPE OF COMMITTEE REVIEW.

- (1) The Committee shall commence study of the Charter by all appropriate means including open hearings and meetings, the taking of testimony and interviewing witnesses.
- (2) The Committee shall review the county charter and any issues relating thereto.

12.60 REPORT OF COMMITTEE. At least ninety-five days prior to the primary or general election or both of 1990, the Committee shall report to the people and to the Board of County Commissioners their findings, conclusions, and recommendations including any amendments they propose to the Charter.

12.70 SUBMISSION OF AMENDMENTS TO THE PEOPLE. All amendments proposed by the Committee shall be submitted to the people of

Multnomah County at the 1990 primary or general election, or both.

2. The charter does not provide for a future charter review committee.
3. A charter review is a valuable process ensuring that the charter provides for the most effective governing structure for the county.
4. An eight year interval between charter reviews would provide the optimal balance between necessity for a review and stability in county government.

Conclusions

The charter should be formally reviewed again and a report issued to the people and to the board of county commissioners prior to the 1998 primary or general elections.

Recommendations

The committee recommends the following ballot measure for charter amendments to the people and to the board of county commissioners: Ballot Measure No. 5, 1997 Charter Review Committee.

RUNNING FOR OFFICE MID-TERM

Findings

The committee finds:

1. Section 6.50(5) of the charter prohibits any elected official from running for another office in mid-term:

No elected official of Multnomah County may run for another office in mid-term. Filing for another office in mid-term shall be the same as resignation, effective as of date of filing. "Midterm" does not include the final year of an elected official's term. Filing for another office in the last year of an elective term shall not constitute a resignation.

2. The prohibition against running for office in mid-term has a detrimental effect on attracting qualified and competent political candidates.
3. The prohibition against running for office in mid-term creates a hardship on office-holders and on the county which must fill vacancies in elective county offices.
4. Present charter language prohibits an office-holder from running for another office not only in the middle of a term, but during the first three years of the term.
5. Allowing an elected official to run for another elective office during the last eighteen months of the term would provide a reasonable period of time for that official to prepare for a primary election.
6. Prohibiting an elected official from running for another public office except during the final twelve months of office

puts a sitting elected county official at a disadvantage to a member of the public seeking office.

Conclusions

The charter prohibition against running for office in mid-term should be modified so that elected officials are allowed to file for another elective office during the last eighteen months of their terms.

Recommendations

The committee recommends the following ballot measure for charter amendments to the people and to the board of county commissioners: Ballot Measure No. 6, Running for Office Mid-Term.

LIMITATIONS ON TERMS

Findings

The committee finds:

1. Section 6.50(4) of the charter speaks to the two-term limit:

Effective January 1, 1985, no incumbent or future elected officer of the county shall be eligible to serve more than two full consecutive four-year terms in any one elective county office within any twelve year period. If an officer of the county is elected or appointed to an elective county office for a term of less than four years, the time so served shall not be counted against the limitation on terms within any twelve-year period.

2. The two-term limit precludes the voters from retaining an elected official whom the voters would otherwise retain.
3. The current provision deprives the public of desirable expertise in county government by forcing elected officials to retire after two terms.

Conclusions

The provision restricting elected officials to two terms should be repealed.

Recommendations

The committee recommends the following ballot measure for a charter amendment to the people and to the board of county commissioners:
Ballot Measure No. 7, Limitations on Terms.

REGIONAL ISSUES

Findings

The committee finds:

1. There is some discontent with delivery of county services including police, roads, planning, parks and human services.
2. Municipal services are currently being delivered in the metropolitan area by three counties, 32 incorporated cities, 137 special districts (not including school districts) and one regional government.
3. There is currently a lack of cooperation among local governments in the tri-county area which hinders the most efficient delivery of services.

Conclusions

The committee concludes:

1. Efficient and orderly delivery of services in the tri-county area is a desirable goal and the means to achieve that goal is cooperation among local governments and a logical local government organizational plan in the tri-county area.
2. In order to facilitate the efficient delivery of services in the tri-county area, the board of county commissioners should initiate a study of service delivery and local government organization in the tri-county area.

Recommendations

The committee recommends that the Multnomah County Board of Commissioners appoint a citizens commission to study the issue of service delivery in the tri-county area, including the study of

local government organization. The commission should encourage the participation of Washington and Clackamas Counties.

The citizens commission should have the authority to study this issue by all appropriate means including open hearings and meetings, the taking of testimony and interviewing witnesses.

The citizens commission should report to the board of county commissioners their findings, conclusions and recommendations at the completion of its study.

PART II: CHARTER AMENDMENTS

This part contains the ordinance presented to the board of county commissioners, the proposed ballot titles, explanatory statements and charter amendments.

BEFORE THE BOARD OF COUNTY COMMISSIONERS FOR
MULTNOMAH COUNTY, OREGON
ORDINANCE NO. _____

An ordinance submitting proposed County Home Rule Charter amendments to the voters at the general election to be held November 6, 1990; and declaring an emergency.

Multnomah County ordains as follows:

Section I. Purposes

A. The Multnomah County Home Rule Charter creates a Charter Review Committee and directs the Committee to make its report to the Board, including any amendments proposed to the charter, at least ninety-five (95) days prior to the 1990 primary or general election.

B. The Committee has concluded its review and has submitted its report to the board. The Committee recommends that seven (7) separate measures containing amendments to the Charter be submitted to the voters at the 1990 general election.

C. The Charter requires that amendments proposed by the Committee be submitted to the voters at the 1990 primary or general election or both.

Section II. Submission of Proposed Charter Amendments to Voters.

A. There shall be submitted to the voters of Multnomah County at the election to be held November 6, 1990, seven (7) measures containing amendments to the Multnomah County Charter. The election shall be held concurrently with the statewide general

election and notice thereof shall be given as required by law.

B. Exhibit A, attached hereto and by this reference incorporated herein, contains the proposed measures, proposed ballot titles and explanatory statements.

C. The Clerk of the Board shall promptly certify the proposed measures, ballot titles and explanatory statements to the Director of the Elections Division who shall publish the notice required by the county code.

D. The Board hereby determines that the aforementioned measures, ballot titles and explanatory statements shall be included in the state voters' pamphlet for the November, 1990 election. The Director of Elections shall file them with the Secretary of State as required by law.

Section III. Emergency Clause.

This Ordinance, being necessary for the health, safety, and general welfare of the people of Multnomah County, an emergency is declared and the Ordinance shall take effect upon its execution by the County Chair, pursuant to Section 5.50 of the Charter of Multnomah County.

ADOPTED this _____ day of _____ , 1990 being the date of its
_____ reading before the Board of County Commissioners of
Multnomah County, Oregon.

By _____
GLADYS McCOY, CHAIR
MULTNOMAH COUNTY, OREGON

REVIEWED:

Laurence Kressel, County Counsel
of Multnomah County, Oregon.

EXHIBIT A

BALLOT MEASURE NO. 1

CAPTION:

Multnomah County Charter Review Committee's
Recommendations: Chair, County Manager Responsibilities.

QUESTION:

Shall the Board of County Commissioners appoint a professional County Manager to perform the administrative functions of the County?

PURPOSE:

If this measure is approved: The County Charter will be amended to transfer administrative functions of the Chair of the Board to a professional County Manager who shall be appointed by the Board. The Chair of the Board will retain non-administrative functions and will be the chief spokesperson for the Board. The Charter will also be amended to reduce by 10% the total budget for the Chair, Commission and the County Manager for next fiscal year. The amendment would be effective July 1, 1991.

TEXT OF AMENDMENT FOR BALLOT MEASURE NO. 1

6.10 CHAIR OF THE BOARD. Effective July 1, 1991, t[T]he Chair of the Board of County Commissioners:

- (1) [shall be chief executive officer and personnel office of the County;]
shall be the chief spokesperson for the Board;
- (2) shall preside over meetings of the Board and have a vote on each matter before the Board; and
- [(3) shall have sole authority to appoint, order, direct and discharge administrative officers and employees of the County, except for the personal staff, employees or agents of elective county offices. Appointment of department heads shall be subject to consent of a majority of the board of commissioners;]
- [(4) shall execute the policies of the Board and ordinances of the County;]
- (3)[(5)] shall sign all contracts, bonds and other instruments requiring county consent[;]except as otherwise delegated by the Board.
- [(6) shall prepare the county budget for submission to the Board;]
- [(7) may delegate his or her administrative powers but shall retain full responsibility for the acts of his or her subordinates; and]
- [(8) shall perform all functions assigned in this County Charter to the County Executive. The Chair shall receive the same salary as the County Executive unless changed in accordance with Section 4.30 of this Charter. This Charter may be restated by the office of County Counsel to replace all references to the County Executive with references to the Chair of the Board Commissioners.]

6.15 COUNTY MANAGER.

- (1) The Board of County Commissioners shall, effective July 1, 1991, appoint, and thereafter employ, a County Manager to serve at the pleasure of the Board.
- (2) The Manager shall be the head of the administration of the county government and shall be responsible to the Board for proper administration of the affairs of the County and for carrying out the policies of the Board.

- (3) The Board shall select the Manager on the basis of his or her professional qualifications.
- (4) Except as otherwise specifically provided in this County Charter, the Manager shall:
- (a) Submit an annual report on the affairs of the County and otherwise keep the Board informed about the affairs and needs of the County;
 - (b) Appoint, supervise, transfer and remove all county department heads, administrative officers and employees except for the staff and employees of elected officials and the County Counsel; provided, however, the appointment of department heads shall be subject to confirmation by the Board and county counsel shall be appointed by, and serve at the pleasure of, the Board;
 - (c) See that county ordinances are enforced and that the terms of all county franchises, leases, contracts, permits and licenses are observed;
 - (d) Prepare the annual budget estimates to submit to the Board, including the manager's recommendations as to proposed expenditures and the revenue necessary to balance the budget;
 - (e) Have charge of all county purchases and custody and management of all county property and facilities; and
 - (f) Perform such other duties and exercise such other responsibilities as the Board deems necessary and appropriate to the Manager's function as head of County administration.
- (5) The total budget for the Board Chair, the Board of County Commissioners and the office of the County Manager for FY 1991-92 shall not exceed 90% of funds budgeted for the Board Chair and the Board of County Commissioners for FY 1990-91.

7.10 CLASSIFIED SERVICE. The classified service of the County shall consist of all positions in the government of the County except those of:

- (1) elective officers,
- (2) their personal assistants and secretaries,

(3) department heads, [and]

(4) the County Manager, and

[(4)](5) employees excluded by County Ordinance.

NOTE: Boldface type indicates new language; [bracketed and italicized] words are deletions or comments.

EXPLANATORY STATEMENT FOR BALLOT MEASURE NO. 1

This measure amends the county charter provisions concerning the Multnomah County Chair.

The measure transfers the administrative functions of the chair of the board to a professional county manager who shall be appointed by the board. The chair of the board will retain non-administrative functions and will remain the chief spokesperson for the board.

This measure also reduces the total budget for the chair of the board, the board of county commissioners and the newly created office of the county manager for fiscal year 1991-92 to no more than 90% of funds budgeted for the chair and board of commissioners for fiscal year 1990-91.

The measure provides an effective date of July 1, 1991.

The Charter Review Committee found that county government is not currently as effective as it would be if legislative/policy functions were separate from day-to-day administration of the county.

The Committee also found that the county has the potential to be run more efficiently, and in a more cost-effective manner, if a professional county manager administers the day-to-day operations of the county.

The Committee further found that the current structure of government causes a conflict because the chair is both a policy-maker and the elected official responsible for putting that policy into effect. For example, the chair is the elected official responsible for preparing the county budget and then also presents that budget to the entire board, including the chair, for approval.

Finally, the Committee found that the hiring of a county manager will result in the need for fewer administrative personnel in the legislative branch of county government.

In terms of cost savings, the Committee found that the potential savings in reducing by 10% the budget for the chair, the board of commissioners and the county manager is approximately \$180,000.

The Committee concluded that the conflict of interest should be reduced by eliminating the dual role of the county chair.

The Committee further concluded that county government would be more cost-effective if administrative tasks were performed by a professional county manager together with the imposition of a cap on the budgets of the board chair, the board of county commissioners and the county manager.

BALLOT MEASURE NO. 2

CAPTION:

Multnomah County Charter Review Committee's
Recommendation: Advocate, County Lobbyist.

QUESTION:

Shall the County be permitted to employ an advocate to represent County interests by repealing the prohibition of County lobbyist?

PURPOSE:

If this measure is approved: the County will be permitted to employ an advocate to represent the County's interests before the state legislature and other governmental bodies; and, the County Charter's prohibition on employing or hiring a paid lobbyist will be repealed.

TEXT OF AMENDMENT FOR BALLOT MEASURE NO. 2

6.50 SHERIFF--[PAID LOBBYIST] ADVOCATE. The people of Multnomah County shall elect:

- (1) A County Sheriff for the function of said office as prescribed by State Law and he or she shall have sole administration of all county jails and correctional institutions located in Multnomah County.
- (2) (This section was repealed in 1984).
- [(3) Multnomah County shall not employ or hire a paid lobbyist.]
- (3) The County may employ an advocate to represent the County's interests before the state legislature and other governmental bodies.
- (4) Effective January 1, 1985, no incumbent or future elected officer of the County shall be eligible to serve more than two full consecutive four-year terms in any one elective county office within any twelve-year period. If an officer of the County is elected or appointed to an elective county office for a term of less than four years, the time so served shall not be counted against the limitation on terms within any twelve-year period.
- (5) No elected official of Multnomah County may run for another office in mid-term. Filing for another office in mid-term shall be the same as a resignation, effective as of date of filing. "Midterm" does not include the final year of an elected official's term. Filing for another office in the last year of an elective term shall not constitute a resignation.

NOTE: Boldface type indicates new language; [bracketed and italicized] words are deletions or comments.

EXPLANATORY STATEMENT FOR BALLOT MEASURE NO. 2

This measure amends the county charter provision concerning a lobbyist.

This measure permits the county to employ an advocate to represent the county's interests before the state legislature and other governmental bodies. The measure also repeals the prohibition on employing or hiring a paid lobbyist.

The Charter Review Committee found that lobbying is the conveying of information and the advocating of a position on issues.

The Committee also found that because of the current charter provision, Multnomah County has not been able to adequately represent the county's interests before other governmental bodies making decisions affecting Multnomah County and its citizens.

The Committee also found that the lobbyist prohibition diminishes the ability of the county to more efficiently and completely perform an essential function already being performed.

The Committee further found that without an advocate, the county's citizens are not adequately represented which may increase costs and reduce the effectiveness of county government.

Finally, the Committee found that neither Multnomah County Commissioners, nor Multnomah County State Legislators, have the time, resources or expertise to serve as lobbyists for the county.

The Committee concluded that since the state and federal governments make decisions affecting Multnomah County, it is in the best interests of Multnomah County citizens for the county to be able to have an advocate to represent county citizen interests.

BALLOT MEASURE NO. 3

CAPTION:

Multnomah County Charter Review Committee's
Recommendations: Sheriff's Salary.

QUESTION:

Shall the Sheriff's salary be set at not less than
that of any other member of the Sheriff's Office?

PURPOSE:

If this measure is approved: the County Charter
will be amended to conform with current state law for counties
without charters. The Board of County Commissioners would set the
salary of the Sheriff in an amount which is not less than that for
any other member of the Sheriff's Office.

TEXT OF AMENDMENT FOR BALLOT MEASURE NO. 3

6.50 SHERIFF--PAID LOBBYIST. The people of Multnomah County shall elect:

- (1) A County Sheriff for the function of said office as prescribed by State Law and he or she shall have sole administration of all county jails and correctional institutions located in Multnomah County.
 - (a) Notwithstanding any other charter provision to the contrary, the salary for the Sheriff shall be fixed by the Board of County Commissioners in an amount which is not less than that for any member of the Sheriff's Office.
- (2) (This section was repealed in 1984).
- (3) Multnomah County shall not employ or hire a paid lobbyist.
- (4) Effective January 1, 1985, no incumbent or future elected officer of the County shall be eligible to serve more than two full consecutive four-year terms in any one elective county office within any twelve-year period. If an officer of the County is elected or appointed to an elective county office for a term of less than four years, the time so served shall not be counted against the limitation on terms within any twelve-year period.
- (5) No elected official of Multnomah County may run for another office in mid-term. Filing for another office in mid-term shall be the same as a resignation, effective as of date of filing. "Mid-term" does not include the final year of an elected official's term. Filing for another office in the last year of an elective term shall not constitute a resignation.

NOTE: Boldface type indicates new language; [bracketed and italicized] words are deletions or comments.

EXPLANATORY STATEMENT FOR BALLOT MEASURE NO. 3

This measure amends the county charter provision concerning setting the Multnomah County Sheriff's salary.

The measure would require the board of commissioners to set the salary of the sheriff in an amount which is not less than the salary of any other member of the sheriff's office.

The Charter Review Committee found that the position of sheriff is the highest position in the sheriff's office and is a professional position.

The Committee also found that the current salary for the sheriff's position is \$15,000 less than the highest paid employee in the Sheriff's Office.

The Committee further found that if the board of commissioners sets the sheriff's salary in an amount which is not less than the salary of any other member of the sheriff's office, that salary would be set in accordance with current procedures for exempt personnel.

Finally, the Committee found that if this measure is approved, the county charter will be amended to comply with current state law for counties without charters.

The Committee concluded that since the position of sheriff is a professional/managerial position, the board of commissioners should be required to set the sheriff's salary in an amount not less than the salary of any other member of the sheriff's office in accordance with state law for counties without charters.

BALLOT MEASURE NO. 4

CAPTION:

Multnomah County Charter Review Committee's
Recommendation: Chair and Commissioner Salaries.

QUESTION:

Shall the Board of County Commissioners establish
Chair and Commissioner salaries not to exceed a salary commission's
recommendation?

PURPOSE:

If this measure is approved: the County Charter
would continue to require the County Auditor to appoint a salary
commission which would be required to report to the Board. The
Board would be allowed to establish salaries of the Board Chair and
Commissioners, but only after receiving a salary commission
recommendation. No salaries could exceed the salaries recommended
by the salary commission.

TEXT OF AMENDMENT FOR BALLOT MEASURE NO. 4

4.30 COMPENSATION[.] OF THE CHAIR AND COMMISSIONERS. [Except as provided in Section 8.10(2), the compensation of all holders of elective office of Multnomah County shall be fixed by the registered voters of Multnomah County at a primary or general election only.] The auditor shall appoint a five member salary commission, composed of qualified people with personnel experience, by January 1, 1986, and by January 1 in each even year thereafter. The commission's salary adjustment recommendations, if any, for [elected officials] the Chair of the Board of County Commissioners and the Commissioners shall be submitted to the [voters at each subsequent primary election.] Board. The Board shall establish salaries for the Chair and the Commissioners, and such salaries shall not exceed the salaries recommended by the salary commission. All elected or appointed Multnomah County officials and employees are prohibited from serving on the salary commission.

NOTE: Boldface type indicates new language; [bracketed and italicized] words are deletions or comments.

EXPLANATORY STATEMENT FOR BALLOT MEASURE NO. 4

This measure amends the county charter concerning the salaries of the chair and commissioners.

The measure would allow the board to establish salaries of the board chair and commissioners, but only after receiving a salary commission report. No salaries could exceed the salaries recommended by the salary commission.

The Charter Review Committee found that the current structure has not proven successful in that the salary commission's recommendations have been rejected three times since 1986. The result is that the chair and the commissioners have not had a salary increase since 1981.

The Committee also found that the salary commission's independent judgment is necessary in establishing salary adjustment recommendations for these elected officials.

The Committee also found that allowing the board of commissioners to set chair and board salaries based upon the recommendation of a salary commission would comply with state law for counties without charters.

The Committee further found that the board of commissioners has sufficient objective information to set chair and commission salaries at an amount not to exceed the salary commission's recommendations.

Finally, the Committee found that prohibiting the board of commissioners from setting the chair and commissioners' salaries above those recommended by the salary commission provides a reasonable restraint on the authority of the board of commissioners.

The Committee concluded that the board of county commissioners should set chair and commission salaries at an amount not to exceed the salary commission's recommendations.

BALLOT MEASURE NO. 5

CAPTION:

Multnomah County Charter Review Committee's
Recommendation: 1997 Charter Review Committee.

QUESTION:

Shall a Charter Review committee be convened to
recommend County Charter changes to the voters at the 1998
elections?

PURPOSE:

If this measure is approved: the County Charter
will be amended to provide for the appointment of another Charter
Review Committee in 1997 which will prepare recommendations to be
submitted to the voters at the 1998 primary or general election.

TEXT OF AMENDMENT FOR BALLOT MEASURE NO. 5

12.40 APPOINTMENT OF COMMITTEE MEMBERS. The Charter Review Committee shall be composed as follows:

- (1) The Committee shall have two electors appointed from each senatorial district having the majority of its voters within Multnomah County, and shall have one elector appointed from each senatorial district having less than a majority of its voter within Multnomah County. The Committee shall choose their chairperson from among themselves and shall have authority to establish their own procedures and organization.
- (2) The state senator and the two state representatives who represent residents in each state Senate district located in Multnomah County shall appoint the electors for the district. Appointees shall reside in the district and Multnomah County. If the three appointers from any Senate district cannot agree upon an appointment, any two of the three appointers may make the appointment.
- (3) If the two electors are appointed from a Senate district, they shall not be registered in the same political party.
- (4) The following persons are not eligible for appointment to the Committee: the state senators and state representatives who represent districts located in Multnomah County, the members of the Multnomah County Board of County Commissioners, and the chair of the Board, if any, serving at the time of appointment.
- (5) Any vacancy in the Committee shall be filled by the senator and representatives from the senate district from which the previous member was appointed, using the same method as used for the original appointment.
- (6) Appointments shall be made not later than June 30, [1989] 1997.

12.60 REPORT OF COMMITTEE. At least ninety-five days prior to the primary or general election or both of [1990] 1998, the Committee shall report to the people and to the Board of County Commissioners their findings, conclusions, and recommendations including any amendments they propose to the County Charter.

12.70 SUBMISSION OF AMENDMENTS TO THE PEOPLE. All amendments proposed by the Committee shall be submitted to the people of Multnomah county at the [1990] 1998 primary or general election, or both.

NOTE: Boldface type indicates new language; [bracketed and italicized] words are deletions or comments.

EXPLANATORY STATEMENT FOR BALLOT MEASURE NO. 5

This measure amends the county charter provision concerning the charter review committee.

The measure provides for the appointment of another charter review committee in 1997 which will prepare recommendations to be submitted to the voters at the 1998 primary or general election.

The Charter Review Committee found that a charter review is a necessary and valuable process ensuring that the charter provides for the most effective governing structure for the county.

The Committee also found that an eight year interval between charter reviews would provide the optimal balance between necessity for a regular review and stability in county government.

The Committee concluded that the charter should be formally reviewed again and a report issued to the people and to the board of commissioners prior to the 1998 primary or general election.

BALLOT MEASURE NO. 6

CAPTION:

Multnomah County Charter Review Committee's
Recommendation: Running for Office Mid-term.

QUESTION:

Shall County elected officials be allowed to file
for another elective office during the last eighteen months of
their terms?

PURPOSE:

If this measure is approved: the County Charter
will be amended to allow elected officials to file for another
elective office in the last eighteen months of their term of
office. The County Charter currently prohibits filing except
during the final twelve months of a term of office. The amendment
is recommended to allow elected officials more time to prepare for
primary elections.

TEXT OF AMENDMENT FOR BALLOT MEASURE NO. 6

6.50 SHERIFF--PAID LOBBYIST. The people of Multnomah County shall elect:

- (1) A County Sheriff for the function of said office as prescribed by State Law and he or she shall have sole administration of all county jails and correctional institutions located in Multnomah County.
- (2) (This section was repealed in 1984.)
- (3) Multnomah County shall not employ or hire a paid lobbyist.
- (4) Effective January 1, 1985, no incumbent or future elected officer of the County shall be eligible to serve more than two full consecutive four-year terms in any one elective county office within any twelve-year period. If an officer of the County is elected or appointed to an elective county office for a term of less than four years, the time so served shall not be counted against the limitation on terms within any twelve-year period.
- (5) No elected official of Multnomah County may run for another office in mid-term. Filing for another office in mid-term shall be the same as a resignation, effective as of date of filing. "Midterm" does not include the final [year] eighteen months of an elected official's term. Filing for another office in the last [year] eighteen months of an elective term shall not constitute a resignation.

NOTE: Boldface type indicates new language; [bracketed and italicized] words are deletions or comments.

EXPLANATORY STATEMENT FOR BALLOT MEASURE NO. 6

This measure amends the county charter provision concerning running for another elective office in mid-term.

The measure allows elected officials to file for another elective office in the last eighteen months of their term of office. The charter currently prohibits filing for another office except during the final twelve months of a term of office.

The Charter Review Committee found that present charter language prohibits an office-holder from running for another office not only in the middle of a term, but during the first three years of the term.

The Committee also found that allowing an elected official to run for another elective office during the last eighteen months of the term would provide a reasonable period of time for that official to prepare for a primary election.

The Committee further found that prohibiting an elected official from running for another public office except during the final twelve months of office puts a sitting elected county official at a disadvantage to a member of the public seeking office.

The Committee concluded that the current charter provision should be modified so that an elected official is allowed to run for another elective office during the final eighteen months of a term of office.

BALLOT MEASURE NO. 7

CAPTION:

Multnomah County Charter Review Committee's
Recommendations: Limitations on Terms.

QUESTION:

Shall the County Charter limitation on serving two consecutive four-year terms in any one elective County office be repealed?

PURPOSE:

If this measure is approved: the County Charter will be amended to repeal the existing prohibition of elected officials from serving more than two consecutive four-year terms in any one elective County office.

TEXT OF AMENDMENT FOR BALLOT MEASURE NO. 7

6.50 SHERIFF--PAID LOBBYIST. The people of Multnomah County shall elect:

- (1) A County Sheriff for the function of said office as prescribed by State Law and he or she shall have sole administration of all county jails and correctional institutions located in Multnomah County.
- (2) (This section was repealed in 1984).
- (3) Multnomah County shall not employ or hire a paid lobbyist.
- [(4) Effective January 1, 1985, no incumbent or future elected officer of the County shall be eligible to serve more than two full consecutive four-year terms in any one elective county office within any twelve-year period. If an officer of the County is elected or appointed to an elective county office for a term of less than four years, the time so served shall not be counted against the limitation on terms within any twelve-year period.]

[(5)](4) No elected official of Multnomah County may run for another office in mid-term. Filing for another office in mid-term shall be the same as a resignation, effective as of date of filing. "Midterm" does not include the final year of an elected official's term. Filing for another office in the last year of an elective term shall not constitute a resignation.

NOTE: Boldface type indicates new language; [bracketed and italicized] words are deletions or comments.

EXPLANATORY STATEMENT FOR BALLOT MEASURE NO. 7

This measure amends the county charter provision concerning limitations on terms of office for elected officials.

The measure repeals the current charter provision which prohibits elected officials of the county from serving more than two consecutive four-year terms in any one elective office within any twelve year period.

The Charter Review Committee found that the two-term limit precludes the voters from retaining an elected official whom the voters would otherwise retain.

The Committee also found that the current provision deprives the public of desirable expertise in county government by forcing elected officials to retire after two terms.

The Committee concluded that the provision restricting elected officials to two terms should be repealed.