

SPEAKER SIGN UP CARDS

Jacqueline DATE 8-1-02

NAME ^{COOK} Jacque Cook

ADDRESS 7500 SE Division
PLD OR 97206

PHONE (503) 775-5311 office

SPEAKING ON AGENDA ITEM NUMBER OR
TOPIC Call up work - contracts

GIVE TO BOARD CLERK



Multnomah County Oregon

Board of Commissioners & Agenda

connecting citizens with information and services

BOARD OF COMMISSIONERS

Diane Linn, Chair

501 SE Hawthorne Boulevard, Suite 600
Portland, Or 97214

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Email: mult.chair@co.multnomah.or.us

Maria Rojo de Steffey,
Commission Dist. 1

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Lisa Naito, Commission Dist. 3

501 SE Hawthorne Boulevard, Suite 600
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Phone: (503) 988-5217 FAX (503) 988-5262

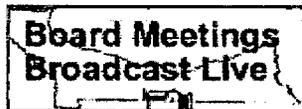
Email: lisa.h.naito@co.multnomah.or.us

Lonnie Roberts, Commission Dist. 4

501 SE Hawthorne Boulevard, Suite 600
Portland, Or 97214

Phone: (503) 988-5213 FAX (503) 988-5262

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



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AUGUST 1, 2002

BOARD MEETING

FASTLOOK AGENDA ITEMS OF INTEREST

Pg 2	9:30 a.m. Opportunity for Public Comment on Non-Agenda Matters
Pg 2	9:30 a.m. Resolution Authorizing Amendment to Ground Lease Agreement with Port City Development Center
Pg 3	9:40 a.m. ORDINANCE Amending MCC 17.001 to Change Name of Department to Department of Community Justice
Pg 3	9:40 a.m. Hearing and Acceptance of Award of Federal Bureau of Justice Assistance Local Law Enforcement Block Grant
Pg 3	9:55 a.m. RESOLUTION Submitting to the Voters a Five-Year Rate Based Local Option Levy to Continue Library Services

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

Thursday, 9:30 AM, (LIVE) Channel 30
 Friday, 11:00 PM, Channel 30
 Saturday, 10:00 AM, Channel 30
 Sunday, 11:00 AM, Channel 30
 Produced through Multnomah Community Television
 (503) 491-7636, ext. 333 for further info
 or: <http://www.mctv.org>

Thursday, August 1, 2002 - 9:30 AM
Multnomah Building, First Floor Commissioners Boardroom 100
501 SE Hawthorne Boulevard, Portland

REGULAR MEETING

CONSENT CALENDAR - 9:30 AM

OFFICE OF SCHOOL AND COMMUNITY PARTNERSHIPS

- C-1 Ratification of Intergovernmental Revenue Agreement 0110877 with the City of Portland, Bureau of Water Works, for Continuation of Water/Sewer Fixture Repair Program to Provide Financial Assistance to Low Income Residence-Occupied Homeowners to Repair Malfunctioning Plumbing Fixtures through June 30, 2004

DEPARTMENT OF HEALTH

- C-2 Budget Modification HD-03-03 Adjusting Program Revenues and Expenditures and Correcting the West Nile Virus Program within the Vector Control Budget as Approved by the Board During the FY Budget Process

DEPARTMENT OF BUSINESS AND COMMUNITY SERVICES

- C-3 RESOLUTION Authorizing Private Sale of Certain Tax Foreclosed Property to Edward K Halula, Including Direction to Tax Title for Publication of Notice Pursuant to ORS 275.225
- C-4 RESOLUTION Setting Hearing Date of August 15, 2002, for Consideration of Proposed Transfer of a Tax Foreclosed Property to the City of Portland, Bureau of Parks and Recreation for Non-Housing Purposes and Authorizing Publication of Notice

REGULAR AGENDA - 9:30 AM

PUBLIC COMMENT - 9:30 AM

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

DEPARTMENT OF BUSINESS AND COMMUNITY SERVICES - 9:30 AM

- R-1 Resolution Authorizing an Amendment to the Ground Lease Agreement Dated November 1, 2000 Executed by Multnomah County, Oregon (the

“County”), a Political Subdivision of the State of Oregon, as Lessor, and The Port City Development Center, an Oregon Not for Profit Corporation, as Lessee (the “Lessee”), in Connection with the Issuance of the County’s \$2,000,000 Motor Vehicle Rental Tax Revenue Bonds, Series 2000A (501(c)(3) (the “Bonds”)

R-2 NOTICE OF INTENT to Apply for Oregon Department of Transportation Pedestrian and Bicycle Grants

DEPARTMENT OF COMMUNITY JUSTICE - 9:40 AM

R-3 Second Reading and Possible Adoption of an ORDINANCE Amending MCC 17.001 to Change Name of Department from Juvenile and Adult Community Justice to Department of Community Justice

R-4 Public Hearing and Board Acceptance of Award of Federal Bureau of Justice Assistance Local Law Enforcement Block Grant [LLEBG] in the Amount of \$583,030

DEPARTMENT OF HEALTH - 9:45 AM

R-5 Budget Modification HD-03-02 Appropriating \$428,214 from the State of Oregon, Department of Human Services, Office of Health Services for Bioterrorism Preparedness Activities

NON-DEPARTMENTAL/LIBRARY SERVICES - 9:55 AM

R-6 RESOLUTION Submitting to the Voters a Five-Year Rate Based Local Option Levy to Continue Library Services



MULTNOMAH COUNTY OREGON

BOARD OF COUNTY COMMISSIONERS
501 S.E. HAWTHORNE BLVD., Room 600
PORTLAND, OREGON 97204
(503) 988-5217

LISA NAITO • DISTRICT 3 COMMISSIONER

MEMORANDUM

TO: Chair Diane Linn
Commissioner Maria Rojo de Steffey
Commissioner Serena Cruz
Commissioner Lonnie Roberts
Board Clerk Deb Bogstad

FROM: Carol Wessinger
Staff to Commissioner Lisa Naito

DATE: July 23, 2002

RE: Board Absence

Commissioner Naito will be unable to attend the August 1, 2002 and the August 6, 2002 Board of County Commissioners meetings. She will be in the hospital having back surgery.

At this time, she plans to participate via speaker phone on August 8, 2002 and August 15, 2002. Thank you.

MEETING DATE: August 1, 2002
AGENDA NO: C-1
ESTIMATED START TIME: 9:30 AM
LOCATION: Boardroom 100

(Above Space for Board Clerk's Use ONLY)

AGENDA PLACEMENT FORM

SUBJECT: Approval of Amendment 1 to Intergovernmental Revenue Agreement with the City of Portland, Bureau of Water Works. Provides for continuation of Water/Sewer Fixture Repair Program to provide financial assistance to low income residence-occupied homeowners to repair malfunctioning plumbing fixtures. Funding of \$70,000 has been authorized for the period September 1, 2002 through September 1, 2004. Extends agreement through June 30, 2004.

BOARD BRIEFING: DATE REQUESTED: _____
REQUESTED BY: _____
AMOUNT OF TIME NEEDED: _____

REGULAR MEETING: DATE REQUESTED: Next available
AMOUNT OF TIME NEEDED: Consent

DEPARTMENT: OSCP DIVISION: Administration

CONTACT: Lorenzo Poe TELEPHONE #: 503-988-6295 x 26323
BLDG/ROOM #: 166/2

PERSON(S) MAKING PRESENTATION: N/A

ACTION REQUESTED:

INFORMATIONAL ONLY POLICY DIRECTION APPROVAL OTHER

SUGGESTED AGENDA TITLE:

Approval of an Amendment to an Intergovernmental Agreement with the City of Portland, Bureau of Water Works.

08-02-02 ORIGINAL CAP to Keistie Lopez

SIGNATURES REQUIRED:

ELECTED OFFICIAL: _____
(OR)

DEPARTMENT MANAGER: Lorenzo T. Poe, Jr.

ALL ACCOMPANYING DOCUMENTS MUST HAVE REQUIRED SIGNATURES

Any Questions: Call the Board Clerk @ (503) 988-3277 or email
deborah.l.bogstad@co.multnomah.or.us



Office of School and Community Partnerships
MULTNOMAH COUNTY OREGON

421 SW Sixth Avenue, Second Floor
Portland, Oregon 97216-1618
(503) 988-6295 phone
(503) 988-3332 fax

STAFF REPORT

TO: Diane M. Linn, Multnomah County Chair

FROM: Lorenzo Poe, Director
Office of School and Community Partnerships

DATE: July 18, 2002

SUBJECT: Amendment 1 to Revenue Agreement with the City of Portland, Bureau of Water Works for Plumbing Fixture Repairs

- I. **Recommendation:** The Department Director recommends County Chair approval of the attached amendment to revenue contract with City of Portland, Bureau of Water Work. Request for Ratification: The Board signed agreement 0110876, Amendment #1 on 06/27/02. However, because agreement was inadvertently attached to incorrect memo and CAF, Board may have believed it was signing multiples of agreement 0110876. Consequently, the Office of School and Community Partnerships is asking the Board to ratify the approval memo and CAF attached for agreement 0110877, Amendment #1.
- II. **Analysis:** The City of Portland, Bureau of Water Works is amending its revenue agreement with Multnomah County to extend the contract to September 1, 2004. This will allow the continued provision of financial assistance to low income residence-occupied homeowners to repair malfunctioning plumbing fixtures. This program is coordinated with the Low Income Energy Assistance Program (LIEAP), the intake for which has been through nonprofit agencies in the community.
- III. **Financial Impact:** The City will reimburse the County monthly for services provided upon receipt of an invoice. The agreement is on a requirements basis, with City funding level authorized at \$70,000 for two years.
- IV. **Legal Issues:** None
- V. **Controversial Issues:** None
- VI. **Link to Current County Policies:** This program provides an opportunity for low-income people to extend their personal resources and increase economic self-sufficiency.
- VII. **Citizen Participation:** The Office of School and Community Partnerships manages the Energy Assistance Program Citizens provide input to OSCP regarding program services through participation in the Commission on Children, Families and Community.
- VII. **Other Government Participation:** This agreement represents a cooperative undertaking between the City of Portland and Multnomah County. It also involves nonprofit agencies that will provide access to the resources for low-income households.

MULTNOMAH COUNTY CONTRACT APPROVAL FORM

(See Administrative Procedure CON-1)

Contract #: **0110877**

Pre-approved Contract Boilerplate (with County Counsel signature) Attached Not Attached

Amendment #: **1**

<p align="center">Class I</p> <input type="checkbox"/> Professional Services not to exceed \$50,000 (and not awarded by RFP or Exemption) <input type="checkbox"/> Revenue not to exceed \$50,000 (and not awarded by RFP or Exemption) <input type="checkbox"/> Intergovernmental Agreement (IGA) not to exceed \$50,000 <input type="checkbox"/> Expenditure <input type="checkbox"/> Revenue <input type="checkbox"/> Architectural & Engineering not to exceed \$10,000 (for tracking purposes only)	<p align="center">Class II</p> <input type="checkbox"/> Professional Services that exceed \$50,000 or awarded by RFP or Exemption (regardless of amount) <input type="checkbox"/> PCRB Contract <input type="checkbox"/> Maintenance Agreement <input type="checkbox"/> Licensing Agreement <input type="checkbox"/> Construction <input type="checkbox"/> Grant <input type="checkbox"/> Revenue that exceeds \$50,000 or awarded by RFP or Exemption (regardless of amount)	<p align="center">Class III</p> <input checked="" type="checkbox"/> Intergovernmental Agreement (IGA) that exceeds \$50,000 <input type="checkbox"/> Expenditure <input checked="" type="checkbox"/> Revenue <p align="center">APPROVED MULTNOMAH COUNTY BOARD OF COMMISSIONERS AGENDA # <u>C-1</u> DATE <u>08-01-02</u> DEB BOGSTAD, BOARD CLERK</p>
--	--	--

Department: <u>Office of School and Community Partnerships</u>	Division: <u>Community Services</u>	Date: <u>July 24, 2002</u>
Originator: <u>Tom Brodbeck</u>	Phone: <u>26057</u>	Bldg/Rm: <u>166/2</u>
Contact: <u>Dana Jean Maginn</u>	Phone: <u>22583</u>	Bldg/Rm: <u>166/2</u>

Description of Contract **This contract amendment extends the contract to September 1, 2004 and adds funding for the additional two-year period.**

RENEWAL: PREVIOUS CONTRACT #(S): _____

RFP/BID: N/A RFP/BID DATE: _____

EXEMPTION _____ EXEMPTION EXPIRATION _____ ORS/AR # _____

#/DATE: _____ DATE: _____ # _____

CONTRACTOR IS: MBE WBE ESB QRF N/A NONE (Check all boxes that apply)

Contractor City of Portland, Bureau of Water Works		Remittance Address _____	
Address 1120 SW Fifth Ave Room 400		(If different) _____	
Portland OR 97204-1972			
Phone 503-823-7740	Payment Schedule / Terms		
Employer ID# or SS# 93-6002236	<input type="checkbox"/> Lump Sum \$ _____	<input type="checkbox"/> Due on Receipt	
Effective Date September 1, 2000	<input checked="" type="checkbox"/> Monthly \$ <u>Invoice</u>	<input type="checkbox"/> Net 30	
Termination Date September 1, 2004	<input type="checkbox"/> Other \$ _____	<input type="checkbox"/> Other	
Original Contract Amount \$ 0 plus requirements	<input checked="" type="checkbox"/> Requirements \$	Previous Amount	70,000
Total Amt of Previous Amendments \$ 0		Current Amendment	70,000
		CAF ADJUSTMENT	N/A
		Requirements (no amend)	N/A
		New Requirements Total	140,000
Amount of Amendment \$ 0 plus requirements			
Total Amount of Agreement \$ 0 plus requirements	Encumber	<input type="checkbox"/> Yes <input type="checkbox"/> No	

REQUIRED SIGNATURES

Department Manager <u>Wolvenzo T Poe, JR</u>	DATE <u>7/22/02</u>
Purchasing Manager _____	DATE _____
County Counsel <u>Katie Dyer</u>	DATE <u>7/31/02</u>
County Chair <u>Chani</u>	DATE <u>8.1.02</u>
Sheriff _____	DATE _____
Contract Administration _____	DATE _____

SAP VENDOR CODE 300049 <u>HEATER G/A</u>						DEPT REFERENCE					
LINE #	FUND	AGENCY	ORG	SUB ORG	ACTIVITY	OBJ/ REV	SUB OBJ	REP CAT	LGFS DESCRIPTION	AMOUNT	INC DEC

AMENDMENT NO. 1 TO INTERGOVERNMENTAL AGREEMENT NO. 33298

This amends Intergovernmental Agreement No. 33298 between the City of Portland, (City) and Multnomah County Office of Schools and Community Partnerships (County).

RECITALS

- 1. The City entered into Intergovernmental Agreement No. 33298 September 2000 with Multnomah County.
- 2. Intergovernmental Agreement No. 33298 has an expiration date of September 1, 2002
- 3. The City requires continued administration of the Enhanced Low Income Water/Sewer Fixture Repair Program.

WHEREAS, the parties having agreed to the conditions set forth in the original agreement and amendments now desire to amend as follows:

MODIFICATION TO AGREEMENT

The following changes are made to the Agreement for Services:

- 1. Extend the termination date to September 1, 2004.

All other terms of Intergovernmental Agreement No. 33298 shall remain the same.

CITY OF PORTLAND

~~APPROVED AS TO FORM~~

Jeffrey L. Rosen
City Attorney

CITY ATTORNEY

By: *Mort Anoushiravani*
Name: Mort Anoushiravani
Title: Administrator, Bureau of Water Works

Date: 7-6-02

MULTNOMAH COUNTY

By: *Diane Linn*
Diane Linn
Multnomah County Chair

Date: 6.27.02

REVIEWED:

By: *Thomas Sponsler*
Thomas Sponsler
County Council for Multnomah County, Oregon

Date: 6/18/02

By: *Lorenzo T. Poe*
Lorenzo T. Poe, Director
Office of Schools and Community Partnerships

Date: 6/18/02

APPROVED MULTNOMAH COUNTY BOARD OF COMMISSIONERS

AGENDA # C-1 DATE 06.27.02
DEB BOGSTAD, BOARD CLERK

1. REQUEST FOR PLACEMENT ON THE AGENDA FOR: August 1, 2002
(Date)

DEPARTMENT: Health DIVISION: Disease Prevention

CONTACT: Karen Garber PHONE: x29364

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

SUGGESTED AGENDA TITLE (To assist in preparing a description for the printed agenda)

Budget Modification HD-03-03 adjusting program revenues and expenditures in the Vector Control program

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

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

This budget modification revises the Vector Control budget as follows:

- Corrects an error in the West Nile Virus package:
 - Delete 0.8 FTE Environmental Health Specialist
 - Add 2.0 FTE Chemical Applicator
- Updates revenue and expenditure projections and rebalances budget:
 - See below for revenue changes.
 - Reduce facilities estimate per agreement with Facilities & Property Management
 - Reduce budget for on-call staffing
 - Increase department-wide salary savings (budgeted in Business Services Administration) to rebalance

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

Add \$8,953 from City of Portland for the Lead Line
 Add \$6,000 carryover from FY02 West Nile Virus surveillance grant (federal CDC funds received via Oregon Health Services)
 Delete \$22,422 from Clark County (contract for mosquito surveillance cancelled)
 Add \$2,700 from Washington Department of Health Contract (new contract for mosquito surveillance)

TOTAL (\$4,769)

4. CONTINGENCY STATUS [To Be Completed by Budget]

_____ Fund Contingency BEFORE THIS MODIFICATION AS OF _____
 (Specify Fund) AFTER THIS MODIFICATION: _____

Originated By: <u>Karen Garber</u>	Date: <u>7/24/02</u>	Department Director: <u>[Signature]</u>	Date: <u>7-24-02</u>
Plan / Budget Analyst: <u>[Signature]</u>	Date: <u>7-24-02</u>	Employee Services:	Date:
Board Approval: <u>[Signature]</u>	Date: <u>08.01.02</u>		

EXPENDITURES & REVENUES

Please show an increase in revenue as a negative value and a decrease as a positive value for consistency with MERLIN.

Line No.	Fund Center	Fund Code	Accounting Unit			Cost Element	Current Amount	Revised Amount	Change Increase/ (Decrease)	Subtotal	Description
			Internal Order	Cost Center	WBS Element						
1	40-30	1505		403070		50195	(53,706)	(62,659)	(8,953)		City of Portland - Lead Line
2	40-30	1000		403320		50190	(6,000)	(12,000)	(6,000)		CDC West Nile Virus surveillance
3	40-30	1000		403320		50200	(263,570)	(243,848)	19,722		Clark County contract (22,422); Washington DOH contract (-2,700)
4								0			
5	40-30	1000		403320		60000	322,867	358,227	35,360		
6	40-30	1000		403320		60130	69,642	77,270	7,628		
7	40-30	1000		403320		60140	93,901	106,508	12,607		
8	40-30	1000		403320		60430	22,964	6,938	(16,026)		Revised estimate from Facilities Mgmt
9	40-30	1000		403320		90002	37,527	8,953	(28,574)		
10	40-90	1000		409001		60000	(164,228)	(179,992)	(15,764)		
11								0			
12								0			
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26								0			
27								0			
28								0			
29								0			
								0	0		Total - Page 1
								0	0		GRAND TOTAL

5. ANNUALIZED PERSONNEL CHANGE

Change on a full year basis even though this action affects only a part of the fiscal year (FY).

						ANNUALIZED			
Fund	Job #	HR Org Unit	Position Title	Position Number	FTE	BASE PAY	FRINGE	INSUR	TOTAL
1000	6356	61190	Environmental Health Specialist	705098	(0.80)	(32,668)	(7,046)	(9,315)	(49,029)
1000	6093	61190	Chemical Applicator	tbd	1.00	34,014	7,337	10,961	52,312
1000	6093	61190	Chemical Applicator	tbd	1.00	34,014	7,337	10,961	52,312
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TOTAL ANNUALIZED CHANGES					1.20	35,360	7,628	12,607	55,595

6. CURRENT YEAR PERSONNEL DOLLAR CHANGE

Calculate costs/savings that will take place in this FY these should explain the actual dollar amounts being changed by this Bud Mod.

						CURRENT YEAR			
Fund	Job #	HR Org Unit	Position Title	Position Number	FTE	BASE PAY	FRINGE	INSUR	TOTAL
1000	6356	61190	Environmental Health Specialist	705098	(0.80)	(32,668)	(7,046)	(9,315)	(49,029)
1000	6093	61190	Chemical Applicator	tbd	1.00	34,014	7,337	10,961	52,312
1000	6093	61190	Chemical Applicator	tbd	1.00	34,014	7,337	10,961	52,312
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TOTAL CURRENT FY CHANGES					1.20	35,360	7,628	12,607	55,595



Health Department
Office of the Director

MULTNOMAH COUNTY OREGON

1120 SW 5th Ave, Suite 1400
Portland, Oregon 97204
(503) 988-3674 phone
(503) 988-4117 fax

Memorandum

TO: Board of County Commissioners

FROM: Lillian Shirley, Director
Multnomah County Health Department *L Shirley*

DATE: July 24, 2002

SUBJECT: Budget Modification HD-03-03 – Vector Control program re-balance

I. RECOMMENDATION/ACTION REQUESTED

The Health Department recommends approval of Budget Modification HD-03-03, adjusting program revenues and expenditures and correcting the West Nile Virus program.

II. BACKGROUND ANALYSIS

This budget modification revises the Vector Control program budget as follows:

- A. Corrects an error in the West Nile Virus package.
- Add 2.0 FTE Chemical Applicator.
 - Delete 0.8 FTE Environmental Health Specialist
 - Reduce on-call staffing
- B. Updates revenue and expenditure projections and rebalances the program budget.
- Total revenues are reduced by \$4,769. Clark County cancelled its contract for mosquito surveillance, but the program gained additional revenues from the City of Portland (support for the lead poisoning prevention hotline), Oregon Health Services (a CDC grant for West Nile Virus surveillance), and the Washington Department of Health (new contract for mosquito surveillance).
 - To rebalance its budget, the program worked with Facilities & Property Management to reduce its facilities costs. The Department is covering the remaining gap by increasing the department-wide budget for salary savings.

This budget modification was approved by the Board as a budget amendment during the FY 2003 budget process, but was omitted from the published adopted budget documents due to a technical error. This action corrects that error.

III. FINANCIAL IMPACT

Revenues for the Vector Control program are reduced by \$4,769. Correcting the West Nile Virus package adds expenditures of \$27,021. The department is able to accommodate these changes by reducing facilities costs (\$16,026) at the program level and increasing the department-wide salary savings budget by \$15,764 (from \$1.022 million to \$1.038 million).

July 24, 2002

Budget Modification HD-03-03 – Vector Control program re-balance

IV. LEGAL ISSUES

N/A

V. CONTROVERSIAL ISSUES

N/A

VI. LINK TO CURRENT COUNTY POLICY

N/A

VII. CITIZEN PARTICIPATION

N/A

VIII. OTHER GOVERNMENT PARTICIPATION

N/A

MEETING DATE: August 1, 2002
AGENDA NO: C-3
ESTIMATED START TIME: 9:30 AM
LOCATION: Boardroom 100

(Above Space for Board Clerk's Use ONLY)

AGENDA PLACEMENT FORM

SUBJECT: Authorizing certain Tax-Foreclosed Property for Private Sale

BOARD BRIEFING: DATE REQUESTED: _____
REQUESTED BY: _____
AMOUNT OF TIME NEEDED: _____

REGULAR MEETING: DATE REQUESTED: August 1, 2002
AMOUNT OF TIME NEEDED: NA

DEPARTMENT: DBCS DIVISION: Housing / Tax Title
CONTACT: Gary Thomas TELEPHONE #: 503.988.3590 x22591
BLDG/ROOM #: 503/4th floor

PERSON(S) MAKING PRESENTATION: Consent Calendar Item

ACTION REQUESTED:

INFORMATIONAL ONLY POLICY DIRECTION APPROVAL OTHER

SUGGESTED AGENDA TITLE:

RESOLUTION Authorizing Private Sale of Certain Tax Foreclosed Property to Edward K Halula, Including Direction to Tax Title for Publication of Notice Pursuant to ORS 275.225

08-01-02 ORIGINAL (08-19-02) Deed & copies of
All to Becky Grace

SIGNATURES REQUIRED:

ELECTED OFFICIAL: _____
(OR)

DEPARTMENT MANAGER: M. Cecilia Johnson

ALL ACCOMPANYING DOCUMENTS MUST HAVE REQUIRED SIGNATURES

Any Questions: Call the Board Clerk @ (503) 988-3277 or email
deborah.l.bogstad@co.multnomah.or.us



Department of Business and Community Services
MULTNOMAH COUNTY OREGON

501 SE Hawthorne Blvd, Fourth Floor
Portland, Oregon 97214
(503) 988-3590 phone
(503) 988-3330 fax

STAFF REPORT

TO: Board of County Commissioners
FROM: Tax Title, Gary Thomas
DATE: Thursday, August 1, 2002
RE: Request approval to sell a Tax Foreclosed Property by Private Sale

1. Recommendation/Action Requested:

Approval to sell a Tax Foreclosed Property by Private Sale.

2. Background/Analysis:

The subject property was deeded to Multnomah County on 12/2/1987, through foreclosure for the non-payment of property tax liens. The parcel was made available to Government Agencies and Non-Profit Housing Developers of Multnomah County in 1997 and again in 2000. The Multnomah County Tax Title Division was approached by an adjacent property owner to purchase the property. The individual named in this proposed sale is the party who approached Tax Title with the request.

The property is a small irregular shaped parcel approximately 1,378 square feet. The lot is adjacent to a small duplex at 1014-1016 N Going St near the I-5 freeway. The State of Oregon, Department of Transportation requested and was granted a temporary work easement on the property in July 2000. The attached Exhibits A-1 and A-2 include a map showing where it is located and a photo of the property. The only adjacent property owner is the person who is requesting to purchase it.

3. Financial Impact:

The Private Sale will allow for a full recovery of delinquent taxes, fees, and costs. The sale will also reinstate the property on the tax roll (see Exhibit A).

4. Legal Issues:

Under ORS 275.225 Private Sales are available on property that is unsuitable for construction or placement of a dwelling thereon under current zoning ordinances and building codes and that is assessed at less than \$5,000. A letter was not obtained from the City of Portland

stating that the property is not suitable for the construction or placement of a dwelling because of the size, shape, and location of the property. The current assessed value on the property is \$650. No legal issues are expected.

5. Controversial Issues:

This parcel would be sold "AS IS" without guarantee of clear title.

6. Link to Current County Policies:

This property conforms to those policies as outlined in Multnomah County Code Chapter 7.

7. Citizen Participation:

Once the Board of Commissioners approves the action to sell, a notice will be placed in the Daily Journal of Commerce to advertise the Private Sale.

8. Other Government Participation:

Properties sold at Multnomah County Public or Private Sale are subject to ORS 275.225.

"EXHIBIT A"

**PROPOSED PROPERTY LISTED FOR PRIVATE SALE
FISCAL YEAR 2002-03**

LEGAL DESCRIPTION:

Lot 4, Block 21 PATTONS' ADDITION TO ALBINA, Multnomah County, Oregon.

EXCEPT therefrom that property described in that warranty deed to the State of Oregon, by and through its State Highway Commission, recorded June 9, 1961 in Book 2066, Page 26 of Multnomah County Deed Records.

ADJACENT PROPERTY ADDRESS:	Vacant Land Adjacent to 1014-1016 N Going ST
TAX ACCOUNT NUMBER:	R210516
GREENSPACE DESIGNATION:	None
SIZE OF PARCEL:	Irregular shaped approximately 1,378sqft
ASSESSED VALUE:	\$650.00

ITEMIZED EXPENSES FOR TOTAL PRICE OF PRIVATE SALE

BACK TAXES & INTEREST:	\$238.30
TAX TITLE MAINTENANCE COST & EXPENSES:	\$49.00
ADVERTISING COST:	50.00
RECORDING FEE:	24.00
CITY LIENS:	-0-
SUB-TOTAL	\$361.30
MINIMUM PRICE REQUEST OF PRIVATE SALE	\$370.00

EXHIBIT A-1 (STAFF REPORT)

R210516

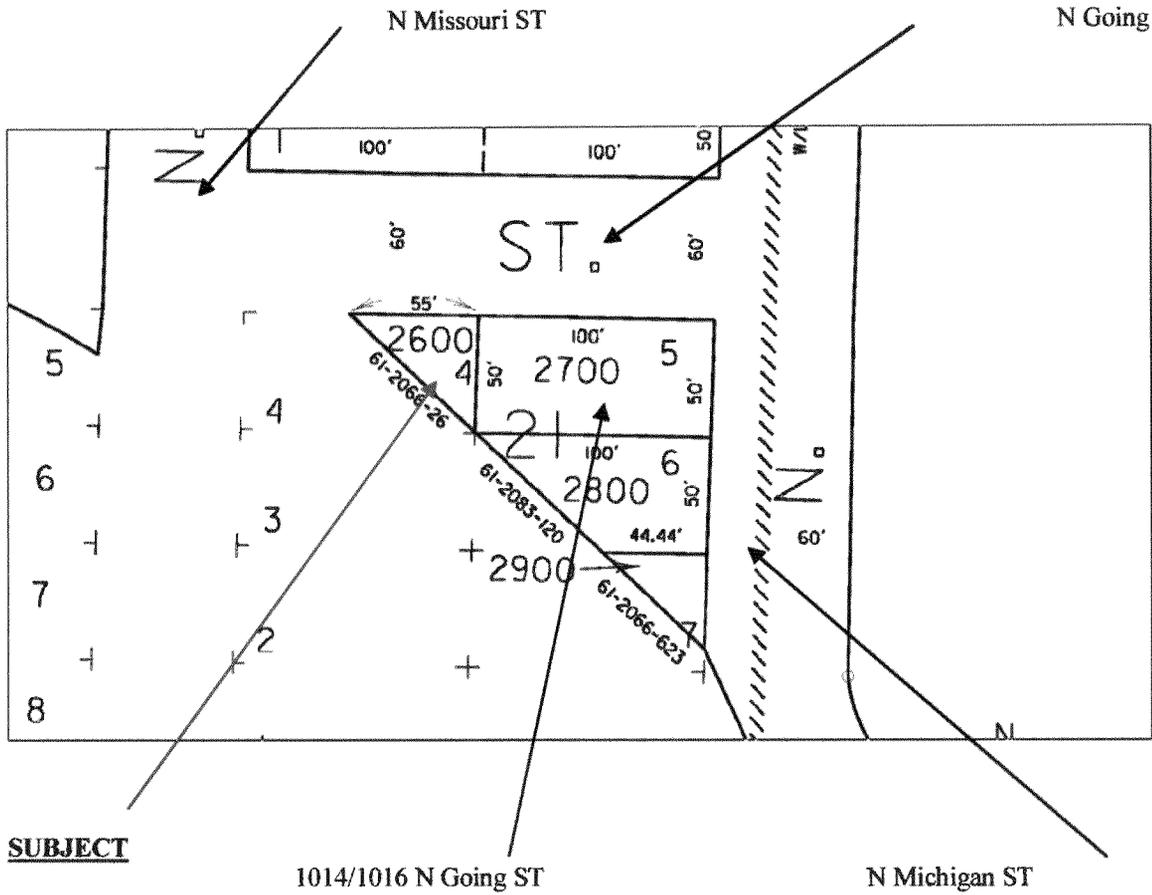


EXHIBIT A-2 (STAFF REPORT)

Subject Property – R210516



**BEFORE THE BOARD OF COUNTY COMMISSIONERS
FOR MULTNOMAH COUNTY**

RESOLUTION NO. _____

Authorizing Private Sale of Certain Tax Foreclosed Property to EDWARD K. HALULA, including direction to Tax Title for Publication of Notice Pursuant to ORS 275.225.

The Multnomah County Board of Commissioners Finds:

- a) Multnomah County acquired the real property described in the attached Exhibit A through the foreclosure of liens for delinquent taxes.
- b) The property has an assessed value of \$650.00 on the County's current tax roll.
- c) Although no written confirmation from the City of Portland was obtained, the Tax Title Division is confident the irregular shape and size of the property, i.e. approximately 1,378 sq ft, make it unsuitable for construction or placement of a dwelling thereon under current zoning ordinances and building codes, as provided under ORS 275.225.
- d) EDWARD K. HALULA has agreed to pay \$370.00, an amount the Board finds to be a reasonable price for the property in conformity with ORS 275.225.
- e) EDWARD K. HALULA has agreed to reimburse the County for the cost of publishing the notice of this sale.

The Multnomah County Board of Commissioners Resolves:

- 1. Multnomah County Tax Title Division is directed to publish notice of this sale in a newspaper of general circulation as provided under ORS 275.225(2).
- 2. Not earlier than 15 days after publication of the notice and upon Tax Title's receipt of the payment of \$370.00 including the cost of publishing as provided above, the Chair on behalf of Multnomah County, is authorized to execute a deed conveying to EDWARD K. HALULA the real property described in the attached Exhibit A.

ADOPTED this 1st day of August 2002.

BOARD OF COUNTY COMMISSIONERS
FOR MULTNOMAH COUNTY, OREGON

Diane M. Linn, Chair

REVIEWED:
THOMAS SPONSLER, COUNTY ATTORNEY
FOR MULTNOMAH COUNTY, OREGON

By *Sandra Duffy*
Sandra N. Duffy, Assistant County Attorney

EXHIBIT A (RESOLUTION)

Legal Description:

Lot 4, Block 21, PATTON'S ADDITION TO ALBINA, Multnomah County, Oregon. EXCEPT therefrom that property described in that warranty deed to the State of Oregon, by and through its State Highway Commission, recorded June 9, 1961 in Book 2066, Page 26 of Multnomah County Deed Records.

Multnomah County Deed No: D031860

Tax Account No.: R210516

Until a change is requested, all tax statements shall be sent to the following address:
EDWARD K. HALULA
5834 NE EMERSON ST
PORTLAND OR 97218

After recording, return to:
EDWARD K. HALULA
5834 NE EMERSON ST
PORTLAND OR 97218

Deed D031860

MULTNOMAH COUNTY, a political subdivision of the State of Oregon, Grantor, conveys to EDWARD K. HALULA, Grantee, that certain real property, located in the City of Portland, Multnomah County, Oregon more particularly described as follows:

As Described In Attached Exhibit A.

The true and actual consideration paid for this transfer; stated in the terms of dollars is \$370.00.

THIS INSTRUMENT WILL NOT ALLOW USE OF THE PROPERTY DESCRIBED IN THIS INSTRUMENT IN VIOLATION OF APPLICABLE LAND USE LAWS AND REGULATIONS. BEFORE SIGNING OR ACCEPTING THIS INSTRUMENT, THE PERSON ACQUIRING FEE TITLE TO THE PROPERTY SHOULD CHECK WITH THE APPROPRIATE CITY OR COUNTY PLANNING DEPARTMENT TO VERIFY APPROVED USES AND TO DETERMINE ANY LIMITS ON LAWSUITS AGAINST FARMING OR FOREST PRACTICES AS DEFINED IN ORS 30.930.

IN WITNESS WHEREOF, MULTNOMAH COUNTY has caused these presents to be executed by the Chair of the Multnomah County Board of Commissioners the 19th day of August 2002, by authority of a Resolution of the Board of County Commissioners heretofore entered of record.

BOARD OF COUNTY COMMISSIONERS
FOR MULTNOMAH COUNTY, OREGON

Diane M. Linn, Chair

REVIEWED:

THOMAS SPONSLER, COUNTY ATTORNEY
FOR MULTNOMAH COUNTY, OREGON

By Sandra Duffy
Sandra N. Duffy, Assistant County Attorney

STATE OF OREGON)
) ss
COUNTY OF MULTNOMAH)

This Deed was acknowledged before me this 19th day of August 2002, by Diane M. Linn, to me personally known, as Chair of the Multnomah County Board of Commissioners, on behalf of the County by authority of the Multnomah County Board of Commissioners.

Deborah Lynn Bogstad
Notary Public for Oregon
My Commission expires: 6/27/05

EXHIBIT A (DEED)

Legal Description:

Lot 4, Block 21, PATTON'S ADDITION TO ALBINA, Multnomah County, Oregon. EXCEPT therefrom that property described in that warranty deed to the State of Oregon, by and through its State Highway Commission, recorded June 9, 1961 in Book 2066, Page 26 of Multnomah County Deed Records.

Multnomah County Deed No: D031860

Tax Account No.: R210516

**NOTICE OF PRIVATE SALE
PURSUANT TO ORS 275.225**

Multnomah County, Department of Business and Business Services, Tax Title Unit, 501 SE Hawthorne Blvd, Portland, Oregon 97214-3560, will sell the following property:

Legal Description:

Lot 4, Block 21, PATTON'S ADDITION TO ALBINA, Multnomah County, Oregon. EXCEPT therefrom that property described in that warranty deed to the State of Oregon, by and through its State Highway Commission, recorded June 9, 1961 in Book 2066, Page 26 of Multnomah County Deed Records.

The parcel also known as R210516 has a current assessed value of \$650.

BEFORE THE BOARD OF COUNTY COMMISSIONERS
FOR MULTNOMAH COUNTY, OREGON

RESOLUTION NO. 02-106

Authorizing Private Sale of Certain Tax Foreclosed Property to EDWARD K HALULA, Including Direction to Tax Title for Publication of Notice Pursuant to ORS 275.225

The Multnomah County Board of Commissioners Finds:

- a) Multnomah County acquired the real property described in the attached Exhibit A through the foreclosure of liens for delinquent taxes.
- b) The property has an assessed value of \$650.00 on the County's current tax roll.
- c) Although no written confirmation from the City of Portland was obtained, the Tax Title Division is confident the irregular shape and size of the property, i.e. approximately 1,378 sq ft, make it unsuitable for construction or placement of a dwelling thereon under current zoning ordinances and building codes, as provided under ORS 275.225.
- d) EDWARD K HALULA has agreed to pay \$370.00, an amount the Board finds to be a reasonable price for the property in conformity with ORS 275.225.
- e) EDWARD K HALULA has agreed to reimburse the County for the cost of publishing the notice of this sale.

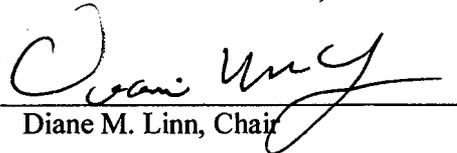
The Multnomah County Board of Commissioners Resolves:

1. Multnomah County Tax Title Division is directed to publish notice of this sale in a newspaper of general circulation as provided under ORS 275.225(2).
2. Not earlier than 15 days after publication of the notice and upon Tax Title's receipt of the payment of \$370.00 including the cost of publishing as provided above, the Chair on behalf of Multnomah County, is authorized to execute a deed conveying to EDWARD K HALULA the real property described in the attached Exhibit A.

ADOPTED this 1st day of August 2002.



BOARD OF COUNTY COMMISSIONERS
FOR MULTNOMAH COUNTY, OREGON


Diane M. Linn, Chair

REVIEWED:
THOMAS SPONSLER, COUNTY ATTORNEY
FOR MULTNOMAH COUNTY, OREGON

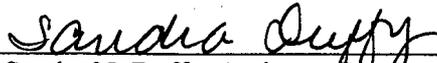
By 
Sandra N. Duffy, Assistant County Attorney

EXHIBIT A (RESOLUTION)

Legal Description:

Lot 4, Block 21, PATTON'S ADDITION TO ALBINA, Multnomah County, Oregon. EXCEPT therefrom that property described in that warranty deed to the State of Oregon, by and through its State Highway Commission, recorded June 9, 1961 in Book 2066, Page 26 of Multnomah County Deed Records.

Multnomah County Deed No: D031860

Tax Account No.: R210516

EXHIBIT A (DEED)

Legal Description:

Lot 4, Block 21, PATTON'S ADDITION TO ALBINA, Multnomah County, Oregon. EXCEPT therefrom that property described in that warranty deed to the State of Oregon, by and through its State Highway Commission, recorded June 9, 1961 in Book 2066, Page 26 of Multnomah County Deed Records.

Multnomah County Deed No: D031860

Tax Account No.: R210516

**NOTICE OF PRIVATE SALE
PURSUANT TO ORS 275.225**

Multnomah County, Department of Business and Business Services, Tax Title Unit, 501 SE Hawthorne Blvd, Portland, Oregon 97214-3560, will sell the following property:

Legal Description:

Lot 4, Block 21, PATTON'S ADDITION TO ALBINA, Multnomah County, Oregon. EXCEPT therefrom that property described in that warranty deed to the State of Oregon, by and through its State Highway Commission, recorded June 9, 1961 in Book 2066, Page 26 of Multnomah County Deed Records.

The parcel also known as R210516 has a current assessed value of \$650.

EXHIBIT A (DEED)

Legal Description:

Lot 4, Block 21, PATTON'S ADDITION TO ALBINA, Multnomah County, Oregon. EXCEPT therefrom that property described in that warranty deed to the State of Oregon, by and through its State Highway Commission, recorded June 9, 1961 in Book 2066, Page 26 of Multnomah County Deed Records.

Multnomah County Deed No: D031860

Tax Account No.: R210516

MEETING DATE: August 1, 2002
AGENDA NO: C-4
ESTIMATED START TIME: 9:30 AM
LOCATION: Boardroom 100

(Above Space for Board Clerk's Use ONLY)

AGENDA PLACEMENT FORM

SUBJECT: Set hearing date for proposed Government Transfer

BOARD BRIEFING: DATE REQUESTED: _____
REQUESTED BY: _____
AMOUNT OF TIME NEEDED: _____

REGULAR MEETING: DATE REQUESTED: August 1, 2002
AMOUNT OF TIME NEEDED: _____

DEPARTMENT: DBCS DIVISION: Tax Title
CONTACT: Gary Thomas TELEPHONE #: 503-988-3590 x22591
BLDG/ROOM #: 503/4/Tax Title

PERSON(S) MAKING PRESENTATION: Consent Item

ACTION REQUESTED:

INFORMATIONAL ONLY POLICY DIRECTION APPROVAL OTHER

SUGGESTED AGENDA TITLE:

Setting the Public Hearing date of August 15, 2002 for the Proposed Transfer of a Tax Foreclosed Property to the City of Portland, Bureau of Parks and Recreation for Non Housing Purposes and Authorizing the Publication of the Public Notice in the DJC

DB-01-02 copies to BELLY GRACE

SIGNATURES REQUIRED:

ELECTED OFFICIAL: _____
(OR)

DEPARTMENT MANAGER: M. Cecilia Johnson

ALL ACCOMPANYING DOCUMENTS MUST HAVE REQUIRED SIGNATURES

Any Questions: Call the Board Clerk @ (503) 988-3277 or email
deborah.l.bogstad@co.multnomah.or.us



Department of Business and Community Services
MULTNOMAH COUNTY OREGON

501 SE Hawthorne Blvd, Suite 310
Portland, Oregon 97214
(503) 988-3590 phone
(503) 988-3330 fax

STAFF REPORT

TO: Board of County Commissioners

FROM: Tax Title, Gary Thomas

DATE: Thursday, August 1, 2002

RE: Proposed Transfer of Certain Tax Foreclosed Property to the City of Portland, Bureau of Parks and Recreation, for Non-Housing Purposes

1. Recommendation/Action Requested:

The Department of Business and Community Services, Tax Title Division, requests the Board of County Commissioners to set August 15, 2002 as a date to receive public testimony concerning the proposed transfer of one Tax Foreclosed Property identified in the attached Exhibit A, to The City of Portland, Parks and Recreation. Further, the Department requests the Board to authorize the publication of the required notice for the proposed hearing. This request is undertaken pursuant to ORS 271.330(5) and MCC Section 7.407(E).

2. Background/Analysis:

The property came into Multnomah County ownership through the foreclosure of delinquent property tax liens in April 1985. It is irregular in shape and contains approximately 3,674 square feet. The parcel is located between a set of railroad tracks and N Terminal Road. Chimney Park, a City of Portland Park is located across Terminal RD to the North and Pier Park, another City of Portland Park is located to the South of the subject property.

3. Financial Impact:

The Tax Title Fund has incurred expenses associated with the preparation of the Board Documents. There are also costs associated with the past maintenance of the property. Future costs will include recording fees and advertising costs. The proposed transfer of these properties at present does not provide for reimbursement to the County for these costs.

4. Legal Issues:

No legal issues are expected to develop as a result of this action.

5. Controversial Issues:

None foreseen at this time.

6. Link to Current County Policies:

The property was made available to government agencies and AHDP in 1997 as per Multnomah County Code Chapter 7 but was not requested.

7. Citizen Participation:

Notice of this transfer hearing will be published in a newspaper for one day in two successive weeks.

The Daily Journal of Commerce, Public Notice Section
Dates of publication: August 2 and 9th

8. Other Government Participation:

None anticipated.

EXHIBIT A (STAFF REPORT)

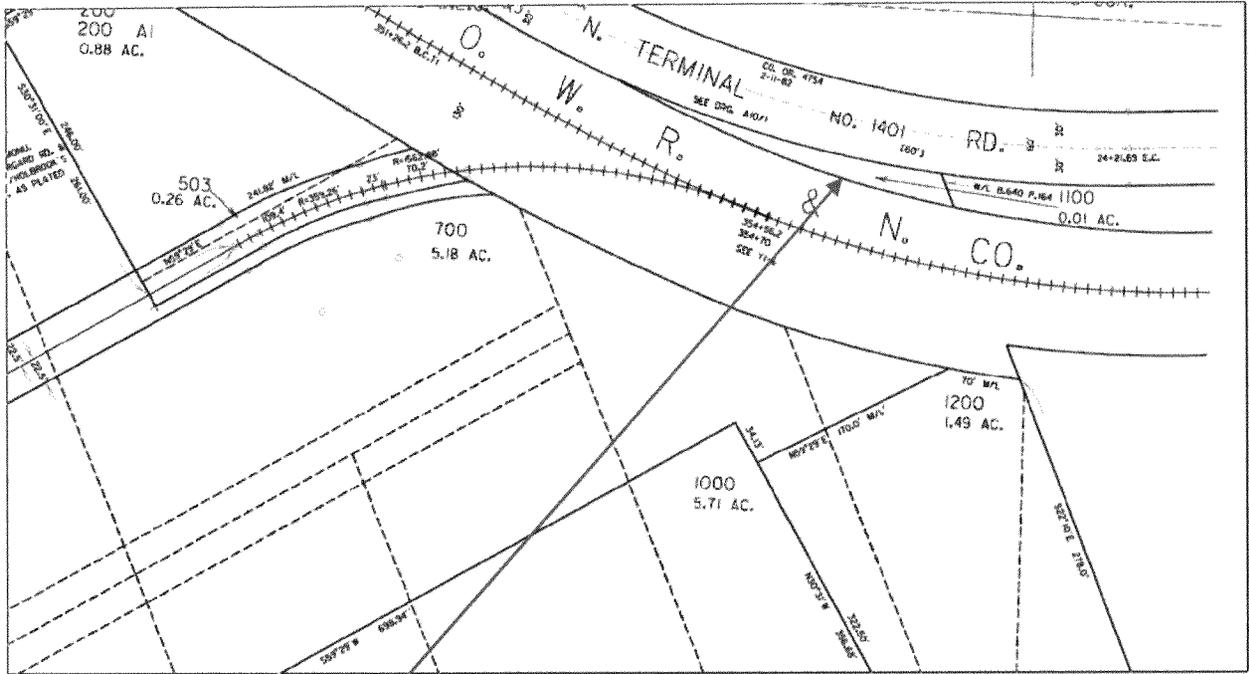
CITY OF PORTLAND, PARKS AND RECREATION

Legal Description:

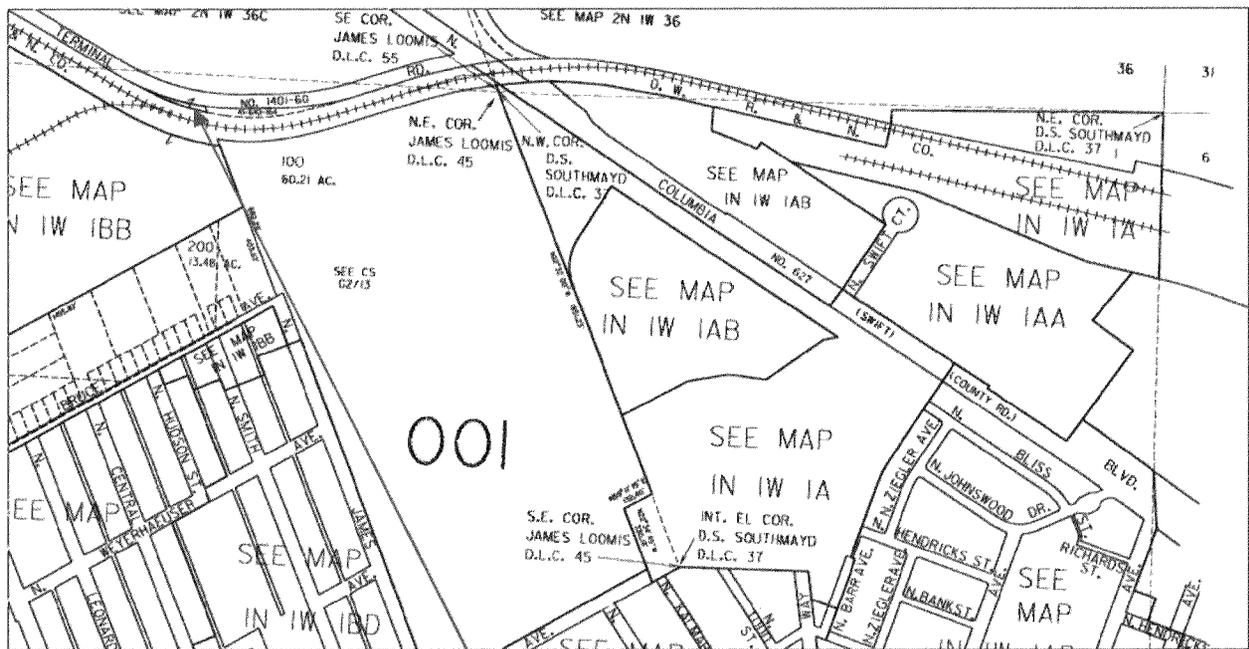
A parcel of land located in the Northwest quarter of Section 1, Township 1 North, Range 1 West of the Willamette Meridian, in the County of Multnomah and State of Oregon, being more particularly described as follows:

All that parcel of land laying West of the West line of a tract of land conveyed to the O.W.R. & N Co. Railroad, recorded September 30, 1941, in Deed Book 640 page 164 Multnomah County Deed Records, and laying North of the O.W.R. & N. Co. Right of way and South of the South line of N. Terminal Road, Co. Rd. No. 1401-60.

Multnomah County Deed No.:	D031859
Tax Account No.:	R323743
Type of Use:	Trail connection between two parks
Taxes:	\$16.51
Expenses:	\$1,200.00



Subject



Subject

**BEFORE THE BOARD OF COUNTY COMMISSIONERS
FOR MULTNOMAH COUNTY, OREGON**

RESOLUTION NO. _____

Setting Hearing Date of August 15, 2002, for Consideration of Proposed Transfer of a Tax Foreclosed Property to the City of Portland, Bureau of Parks and Recreation for Non-Housing Purposes and Authorizing Publication of Notice

The Multnomah County Board of Commissioners Finds:

- a) ORS 271.330 and Multnomah County Code Chapter 7 allow for transfer of tax foreclosed real property to governmental bodies provided the property is used for a public purpose.
- b) The City of Portland, Bureau of Parks and Recreation has formally requested the transfer of certain tax foreclosed property located in Multnomah County, more particularly described in the attached Exhibit A.
- c) Pursuant to MCC Section 7.407(D) the Department of Business and Community Services, Tax Title Division, issued a report dated August 1, 2002 to the Board (the Staff Report for this resolution) regarding the proposed transfer of tax foreclosed property to the City of Portland.

The Multnomah County Board of Commissioners Resolves:

1. Under ORS 271.330(5) and MCC 7.407(E) this request by a local government for transfer of the tax foreclosed property described in Exhibit A for non-housing purposes is set for a further hearing before this Board on August 15, 2002 at 9:30 a.m.
2. The Multnomah County Tax Title Division is directed to publish notice of the public hearing in a newspaper of general circulation for two successive weeks. The notice must be in a form consistent with that set forth in Exhibit B, attached to this Resolution and incorporated by this reference and must:
 - a. Advise the public of the County's intention to transfer this property;
 - b. Describe the property proposed for transfer;
 - c. Identify the date, time and location of the hearing;

- d. State that the Board will accept objections and comments concerning the transfer at the hearing;
 - e. Advise how a copy of the Department's report may be obtained.
3. The Tax Title Division will mail a copy of the notice to the local government applicant and other persons requesting such notice.

ADOPTED this 15th day of August 2002.

BOARD OF COUNTY COMMISSIONERS
FOR MULTNOMAH COUNTY, OREGON

Diane M. Linn, Chair

REVIEWED:

THOMAS SPONSLER, COUNTY ATTORNEY
FOR MULTNOMAH COUNTY, OREGON

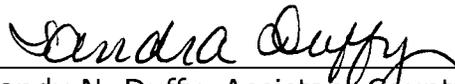
By 
Sandy N. Duffy, Assistant County Attorney

EXHIBIT A (RESOLUTION)

CITY OF PORTLAND, PARKS & RECREATION

PARCEL NO. 1:

Legal Description:

A parcel of land located in the Northwest quarter of Section 1, Township 1 North, Range 1 West of the Willamette Meridian, in the County of Multnomah and State of Oregon, being more particularly described as follows:

All that parcel of land laying West of the West line of a tract of land conveyed to the O.W.R. & N Co. Railroad, recorded September 30, 1941, in Deed Book 640 page 164 Multnomah County Deed Records, and laying North of the O.W.R. & N. Co. Right of way and South of the South line of N. Terminal Road, Co. Rd. No. 1401-60.

Multnomah County Deed No.:	D031859
Tax Account No.:	R323743
Type of Use:	Trail Connection between Two Parks
Taxes:	\$16.51
Expenses:	\$1200.00

EXHIBIT B (RESOLUTION)

**NOTICE OF PUBLIC HEARING
BEFORE THE MULTNOMAH COUNTY BOARD OF COMMISSIONERS**

TIME: 9:30 a.m., Thursday, August 15, 2002

PLACE: The Multnomah Building, Room 100
501 SE Hawthorne Blvd, Portland, Oregon

SUBJECT: Proposed Transfer of a Multnomah County owned property listed below, to a Government Agency to be used for public purposes as authorized under ORS 271.330 and Multnomah County Code Chapter 7. The Government requesting the property and the description of the property proposed for transfer is as follows:

To the CITY OF PORTLAND, BUREAU OF PARKS AND RECREATION, for public purposes:

Tax Account No. R323743

A parcel of land located in the Northwest quarter of Section 1, Township 1 North, Range 1 West of the Willamette Meridian, in the County of Multnomah and State of Oregon, being more particularly described as follows:

All that parcel of land laying West of the West line of a tract of land conveyed to the O.W.R. & N Co. Railroad, recorded September 30, 1941, in Deed Book 640 page 164 Multnomah County Deed Records, and laying North of the O.W.R. & N. Co. Right of way and South of the South line of N. Terminal Road, Co. Rd. No. 1401-60.

TO OBTAIN A COPY OF THE COUNTY STAFF REPORT ON THIS PROPOSED TRANSFER CONTACT: Multnomah County Tax Title Division at (503) 988-3590.

OBJECTIONS OR COMMENTS TO THE PROPOSED TRANSFER: Will be heard at the date, time and location set forth above, or as soon thereafter on that date as the matter may be heard, that being the time and place of the regular weekly meeting of the Multnomah County Board of Commissioners.

BEFORE THE BOARD OF COUNTY COMMISSIONERS
FOR MULTNOMAH COUNTY, OREGON

RESOLUTION NO. 02-107

Setting Hearing Date of August 15, 2002, for Consideration of Proposed Transfer of a Tax Foreclosed Property to the City of Portland, Bureau of Parks and Recreation for Non-Housing Purposes and Authorizing Publication of Notice

The Multnomah County Board of Commissioners Finds:

- a) ORS 271.330 and Multnomah County Code Chapter 7 allow for transfer of Tax Foreclosed Real Property to governmental bodies provided the property is used for a public purpose. Attached to this Resolution is Exhibit A, which describes the property for which the County received a request from the City of Portland, Bureau of Parks and Recreation for transfer as authorized under the cited State Law and the County Code.
- b) Pursuant to MCC Section 7.407(D) the Department of Business and Community Services, Tax Title Division, issued a report dated August 1, 2002 to the County Board of Commissioners regarding the proposed transfer of Tax Foreclosed Property to the above named local government. The Department's report is attached and is identified as the "Staff Report" to this Resolution.

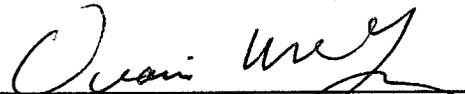
The Multnomah County Board of Commissioners Resolves:

1. That pursuant to ORS 271.330(5) and MCC 7.407(E) this request by a local government for transfer of the above described tax foreclosed property for non-housing purposes be set for a further hearing before this Board on August 15, 2002 at 9:30 a.m.
2. That the Multnomah County Tax Title Division is directed to publish notice of the public hearing in a newspaper of general circulation for two successive weeks. The notice shall be in a form consistent with that set forth in Exhibit B, attached to this Resolution and incorporated by this reference and shall:
 - a. Advise the public of the County's intention to transfer this property;
 - b. Describe the property proposed for transfer;
 - c. Identify the date, time and location of the hearing;
 - d. State that the Board will accept objections and comments concerning the transfer at the hearing;
 - e. Advise how a copy of the Department's report can be obtained.
3. That the Tax Title Division shall mail a copy of the notice to the local government applicants and other persons requesting such notice.

ADOPTED this 1st day of August 2002.



BOARD OF COUNTY COMMISSIONERS
FOR MULTNOMAH COUNTY, OREGON


Diane M. Linn, Chair

REVIEWED:

THOMAS SPONSLER, COUNTY ATTORNEY
FOR MULTNOMAH COUNTY, OREGON

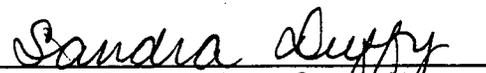
By 
Sandra N. Duffy, Assistant County Attorney

EXHIBIT A (RESOLUTION)

CITY OF PORTLAND, PARKS & RECREATION

PARCEL NO. 1:

Legal Description:

A parcel of land located in the Northwest quarter of Section 1, Township 1 North, Range 1 West of the Willamette Meridian, in the County of Multnomah and State of Oregon, being more particularly described as follows:

All that parcel of land laying West of the West line of a tract of land conveyed to the O.W.R. & N Co. Railroad, recorded September 30, 1941, in Deed Book 640 page 164 Multnomah County Deed Records, and laying North of the O.W.R. & N. Co. Right of way and South of the South line of N. Terminal Road, Co. Rd. No. 1401-60.

Multnomah County Deed No.:	D031859
Tax Account No.:	R323743
Type of Use:	Trail Connection between Two Parks
Taxes:	\$16.51
Expenses:	\$1200.00

EXHIBIT B (RESOLUTION)

**NOTICE OF PUBLIC HEARING
BEFORE THE MULTNOMAH COUNTY BOARD OF COMMISSIONERS**

TIME: 9:30 a.m., Thursday, August 15, 2002

PLACE: Multnomah Building, Commissioners Boardroom Room 100
501 SE Hawthorne Blvd, Portland, Oregon

SUBJECT: Proposed Transfer of a Multnomah County owned property listed below, to a Government Agency to be used for public purposes as authorized under ORS 271.330 and Multnomah County Code Chapter 7. The Government requesting the property and the description of the property proposed for transfer is as follows:

To the CITY OF PORTLAND, BUREAU OF PARKS AND RECREATION, for public purposes:

Tax Account No. R323743

A parcel of land located in the Northwest quarter of Section 1, Township 1 North, Range 1 West of the Willamette Meridian, in the County of Multnomah and State of Oregon, being more particularly described as follows:

All that parcel of land laying West of the West line of a tract of land conveyed to the O.W.R. & N Co. Railroad, recorded September 30, 1941, in Deed Book 640 page 164 Multnomah County Deed Records, and laying North of the O.W.R. & N. Co. Right of way and South of the South line of N. Terminal Road, Co. Rd. No. 1401-60.

TO OBTAIN A COPY OF THE COUNTY STAFF REPORT ON THIS PROPOSED TRANSFER CONTACT: Multnomah County Tax Title Division at (503) 988-3590.

OBJECTIONS OR COMMENTS TO THE PROPOSED TRANSFER: Will be heard at the date, time and location set forth above, or as soon thereafter on that date as the matter may be heard, that being the time and place of the regular weekly meeting of the Multnomah County Board of Commissioners.



Department of Business and Community Services
MULTNOMAH COUNTY OREGON

501 SE Hawthorne Blvd, Suite 310
Portland, Oregon 97214
(503) 988-3590 phone
(503) 988-3330 fax

STAFF REPORT

TO: Board of County Commissioners

FROM: Tax Title, Gary Thomas

DATE: Thursday, August 1, 2002

RE: Proposed Transfer of Certain Tax Foreclosed Property to the City of Portland, Bureau of Parks and Recreation, for Non-Housing Purposes

1. Recommendation/Action Requested:

The Department of Business and Community Services, Tax Title Division, requests the Board of County Commissioners to set August 15, 2002 as a date to receive public testimony concerning the proposed transfer of one Tax Foreclosed Property identified in the attached Exhibit A, to The City of Portland, Parks and Recreation. Further, the Department requests the Board to authorize the publication of the required notice for the proposed hearing. This request is undertaken pursuant to ORS 271.330(5) and MCC Section 7.407(E).

2. Background/Analysis:

The property came into Multnomah County ownership through the foreclosure of delinquent property tax liens in April 1985. It is irregular in shape and contains approximately 3,674 square feet. The parcel is located between a set of railroad tracks and N Terminal Road. Chimney Park, a City of Portland Park is located across Terminal RD to the North and Pier Park, another City of Portland Park is located to the South of the subject property.

3. Financial Impact:

The Tax Title Fund has incurred expenses associated with the preparation of the Board Documents. There are also costs associated with the past maintenance of the property. Future costs will include recording fees and advertising costs. The proposed transfer of these properties at present does not provide for reimbursement to the County for these costs.

4. Legal Issues:

No legal issues are expected to develop as a result of this action.

5. Controversial Issues:

None foreseen at this time.

6. Link to Current County Policies:

The property was made available to government agencies and AHDP in 1997 as per Multnomah County Code Chapter 7 but was not requested.

7. Citizen Participation:

Notice of this transfer hearing will be published in a newspaper for one day in two successive weeks.

The Daily Journal of Commerce, Public Notice Section
Dates of publication: August 2 and 9th

8. Other Government Participation:

None anticipated.

EXHIBIT A (STAFF REPORT)

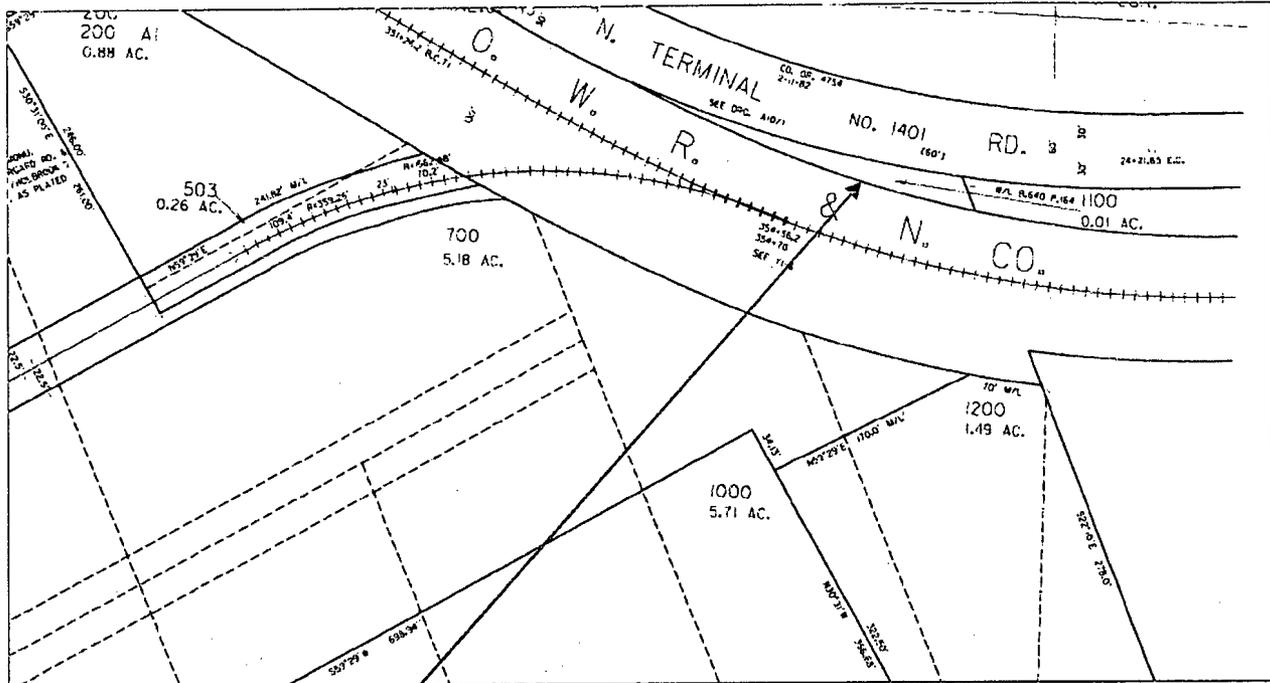
CITY OF PORTLAND, PARKS AND RECREATION

Legal Description:

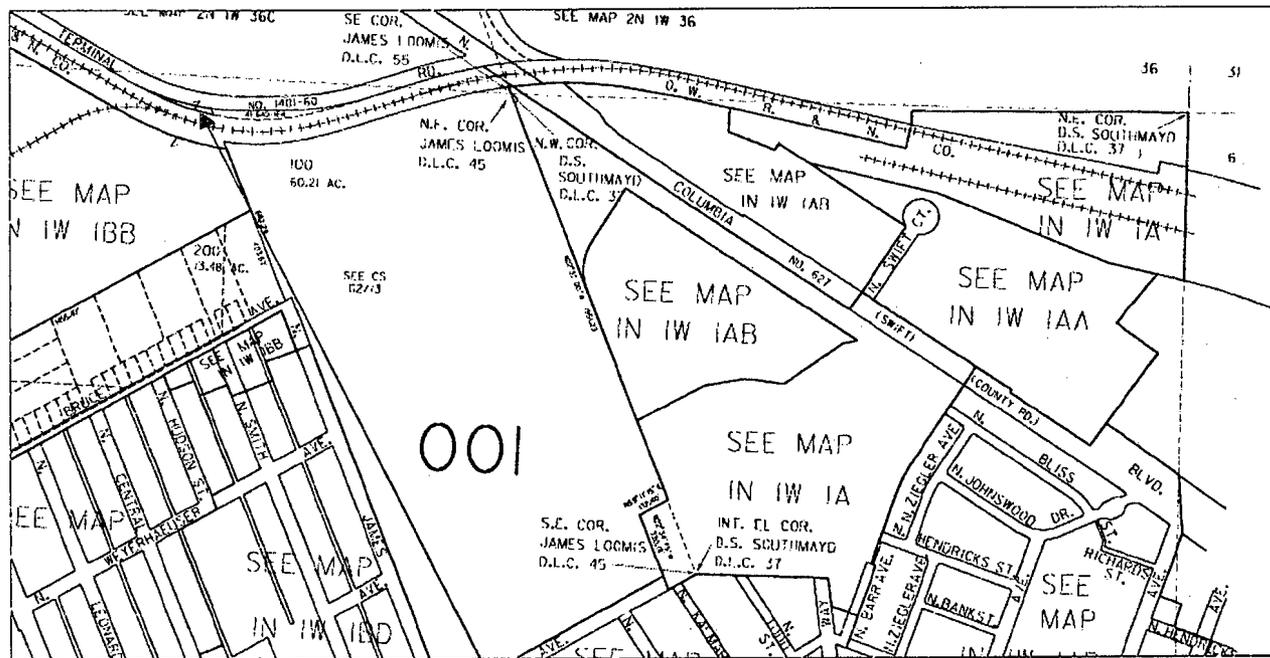
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All that parcel of land laying West of the West line of a tract of land conveyed to the O.W.R. & N Co. Railroad, recorded September 30, 1941, in Deed Book 640 page 164 Multnomah County Deed Records, and laying North of the O.W.R. & N. Co. Right of way and South of the South line of N. Terminal Road, Co. Rd. No. 1401-60.

Multnomah County Deed No.:	D031859
Tax Account No.:	R323743
Type of Use:	Trail connection between two parks
Taxes:	\$16.51
Expenses:	\$1,200.00



Subject



Subject



MULTNOMAH COUNTY, OREGON

COMMISSIONERS**DEPARTMENT OF BUSINESS AND COMMUNITY SERVICES**

DIANE LINN, CHAIR
MARIA ROJO DE STEFFEY, DISTRICT
#1
SERENA CRUZ, DISTRICT #2
LISA NAITO, DISTRICT #3
LONNIE ROBERTS, DISTRICT #4

MULTNOMAH BUILDING
501 SE HAWTHORNE BLVD. 4TH FLOOR
PO BOX 14700
PORTLAND, OR 97293-0700
PHONE (503) 988-3312
FAX (503) 988-3292

MEMORANDUM

TO: Board of County Commissioners

FROM: David Boyer, Finance Director *DB*

DATE: July 5, 2002

AGENDA DATE: August 1, 2002

SUBJECT: Resolution Approving First Ground Lease Amendment with Port City

I. Recommendation / Action Requested:

Adopt the Resolution authorizing ground lease amendment.

II. Background / Analysis:

On November 7, 2000, the County issued \$2,000,000 Motor Vehicle Rental Tax Revenue Bonds, Series 2000A (501(c)(3)) in partnership with Port City and entered into a Lease/Sub Lease Agreement with Port City.

Port City has encountered financial difficulty and will not be able to repay the entire \$2,000,000 bonded debt. We have been working with Port City and their architects and have arrived at a scaled back project and we will be transferring \$889,292 from a project account to the bond payment account and reducing the annual lease payment for Port City. Port City has used a portion of the original proceeds to purchase the land and pay for other related building costs. Approximately \$500,000 is needed to complete the project. The renegotiated lease payment allows Port City to relocate from their current facility that is in very poor condition to a much better facility. The facility is expected to be remodeled by September or October of this year.

The Lease Agreement allows the Lease Agreement to be amended and supplemented without the prior written consent of the Trustee if such amendment does not materially affect the rights of the Bondholders and provided any other relevant provisions in the Lease Agreement and the Trust Indenture have been complied with and the Trust Indenture provides that in connection with any amendment to the Lease Agreement the Trustee may obtain an opinion of Bond Counsel that such amendment is authorized or

permitted by the Trust Indenture and will not adversely affect the excludability for federal income tax purposes of interest on the Bonds.

III. Financial Impact:

Funds will be held in the Revenue Bond Sinking Fund to pay the bonds when they are due. No financial impact to the County.

IV. Legal Issues:

The County Attorney has reviewed the amendment and the County's Bond Counsel is providing an opinion as required by the bond documents.

V. Controversial Issues:

None

VI. Link to Current County Policies:

County debt policy and bond documents provides for restructuring of debt payments.

VII. Citizen Participation:

None

VIII. Other Government Participation:

N/A

**BEFORE THE BOARD OF COUNTY COMMISSIONERS
MULTNOMAH COUNTY, OREGON**

RESOLUTION No. 02 - ____

Authorizing an amendment to the Sublease Agreement dated November 1, 2000 executed by Multnomah County, Oregon (the "County"), a political subdivision of the State of Oregon, as lessor, and The Port City Development Center, an Oregon not for profit corporation, as lessee (the "Lessee"), in connection with the issuance of the County's \$2,000,000 Motor Vehicle Rental Tax Revenue Bonds, Series 2000A (501(c)(3)) (the "Bonds").

The Multnomah County Board of Commissioners finds:

- a) The Bonds were issued pursuant to a Trust Indenture (the "Trust Indenture"), dated as of November 1, 2000, between the County, as issuer, and U.S. Bank, N.A. (formerly known as U.S. Bank Trust National Association), as trustee.
- b) The County entered into a Sublease Agreement (the "Sublease Agreement") relating to the Bonds on November 1, 2000 with Lessee regarding certain real property and improvements located in the City of Portland, County of Multnomah, State of Oregon as described more fully in the Sublease Agreement (the "Property").
- c) Rental Amounts (as defined in the Trust Indenture) made by Lessee to the County are being used to repay the Bonds.
- d) The project originally financed by the Bonds has been revised and downsized and, therefore, the Rental Amounts due under the Sublease Agreement require adjustment through an amendment to the schedule of Rental Amounts.

The Multnomah County Board of Commissioners Resolves:

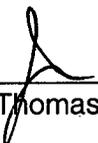
1. The County shall cause to be prepared an amendment to the Sublease Agreement revising the schedule of Rental Amounts payable by Lessee to the County for the use of the Property.
2. The Finance Director, or his designee, is authorized to sign the amendment once it has been approved by the County Attorney.

ADOPTED this 1st day of August, 2002.

BOARD OF COUNTY COMMISSIONERS
FOR MULTNOMAH COUNTY, OREGON

Diane M. Linn, Chair

REVIEWED:
THOMAS SPONSLER, COUNTY ATTORNEY
FOR MULTNOMAH COUNTY, OREGON

By  _____
John Thomas, Assistant County Attorney

**FIRST AMENDMENT TO
SUBLEASE AGREEMENT**

This First Amendment to Sublease Agreement (the "First Amendment"), is made and entered into as of _____, 2002 by and between Multnomah County, Oregon, a political subdivision of the State of Oregon (the "Lessor"), and The Port City Development Center, an Oregon not for profit corporation (the "Lessee").

WITNESSETH:

WHEREAS, on November 7, 2000, the Lessor issued its \$2,000,000 Motor Vehicle Rental Tax Revenue Bonds, Series 2000A (501(c)(3)) (the "Bonds") pursuant to a Trust Indenture (the "Trust Indenture"), dated as of November 1, 2000, between the Lessor and U.S. Bank, N.A. (formerly known as U.S. Bank Trust National Association), as trustee (the "Trustee"); and

WHEREAS, on November 1, 2000, the Lessor and the Lessee entered into a Sublease Agreement relating to the Bonds (the "Sublease Agreement"); and

WHEREAS, the Lessor and the Lessee desire to amend and supplement the Sublease Agreement by the execution and delivery of this First Amendment; and

WHEREAS, Section 12.5 of the Sublease Agreement allows the Sublease Agreement to be amended and supplemented without the prior written consent of the Trustee if such amendment does not materially affect the rights of the Bondholders and provided any other relevant provisions in the Sublease Agreement and the Trust Indenture have been complied with; and

WHEREAS, Section 7.3 of the Trust Indenture provides that in connection with any amendment to the Sublease Agreement the Trustee may obtain an opinion of Bond Counsel that such amendment is authorized or permitted by the Trust Indenture and will not adversely affect the excludability for federal income tax purposes of interest on the Bonds.

NOW, THEREFORE, THIS FIRST AMENDMENT WITNESSETH, for in consideration of the premises and the mutual covenants and agreements set forth herein, the Lessor and the Lessee hereby agree as follows:

ARTICLE 1.

DEFINITIONS AND FINDINGS

Section 1.1. Terms Defined in the Trust Indenture or Sublease Agreement. Except as modified herein, or unless the context shall clearly indicate some other meaning, all words and terms used in this First Amendment that are defined in the Trust Indenture or Sublease Agreement shall, for all purposes of this First Amendment, have the respective meanings given to them in the Trust Indenture or Sublease Agreement.

Section 1.2. Findings. The amendments and supplements to the Sublease Agreement made by Section 2.1 of this First Amendment are authorized by Section 12.5 of the Sublease Agreement as described in the fourth "Whereas" paragraph above.

ARTICLE 2.

AMENDMENT AND RESTATEMENT OF SCHEDULE OF RENTAL AMOUNTS

Section 2.1. Amendment of Exhibit B. The schedule of Rental Amounts payable by Lessee to Lessor for the use of the Property as set forth in Exhibit B of the Sublease Agreement is hereby amended and restated as set forth in Exhibit B attached hereto.

ARTICLE 3.

MISCELLANEOUS

Section 3.1. Effect of Sublease Agreement. Except as expressly amended herein, the Sublease Agreement shall remain in full force and effect.

Section 3.2. Execution in Counterparts. This First Amendment may be executed in several counterparts, each of which shall be an original and all of which shall constitute but one and the same instrument.

Section 3.3. Captions. The captions or headings in this First Amendment are for convenience only and in no way define, limit or describe the scope or intent of any provisions of this First Amendment.

IN WITNESS WHEREOF, the parties have executed this First Amendment as of this ____ day of _____, 2002.

Lessor: **MULTNOMAH COUNTY, OREGON**, a political subdivision of the State of Oregon
By: _____
Its: Finance Director

Lessee: **THE PORT CITY DEVELOPMENT CENTER**, an Oregon not for profit corporation
By: _____
Its: _____

EXHIBIT B
Rental Amounts

Beginning Payment Date	Ending Payment Date	Monthly Payments	Period Total
November 1, 2003	April 1, 2005	\$ 9,150.00	\$ 164,700.00
May 1, 2005	October 1, 2006	10,000.00	180,000.00
November 1, 2006	November 1, 2017	10,333.00	1,363,956.00
TOTAL			\$1,708,656.00

BEFORE THE BOARD OF COUNTY COMMISSIONERS
FOR MULTNOMAH COUNTY, OREGON

RESOLUTION NO. 02-108

Authorizing an Amendment to the Sublease Agreement dated November 1, 2000 Executed by Multnomah County, Oregon (the "County"), a Political Subdivision of the State of Oregon, as Lessor, and The Port City Development Center, an Oregon Not for Profit Corporation, as Lessee (the "Lessee"), in Connection with the Issuance of the County's \$2,000,000 Motor Vehicle Rental Tax Revenue Bonds, Series 2000A (501(c)(3) (the "Bonds")

The Multnomah County Board of Commissioners finds:

- a) The Bonds were issued pursuant to a Trust Indenture (the "Trust Indenture"), dated as of November 1, 2000, between the County, as issuer, and U.S. Bank, N.A. (formerly known as U.S. Bank Trust National Association), as trustee.
- b) The County entered into a Sublease Agreement (the "Sublease Agreement") relating to the Bonds on November 1, 2000 with Lessee regarding certain real property and improvements located in the City of Portland, County of Multnomah, State of Oregon as described more fully in the Sublease Agreement (the "Property").
- c) Rental Amounts (as defined in the Trust Indenture) made by Lessee to the County are being used to repay the Bonds.
- d) The project originally financed by the Bonds has been revised and downsized and, therefore, the Rental Amounts due under the Sublease Agreement require adjustment through an amendment to the schedule of Rental Amounts.

The Multnomah County Board of Commissioners Resolves:

1. The County shall cause to be prepared an amendment to the Sublease Agreement revising the schedule of Rental Amounts payable by Lessee to the County for the use of the Property.
2. The Finance Director, or his designee, is authorized to sign the amendment once it has been approved by the County Attorney.

ADOPTED this 1st day of August, 2002.

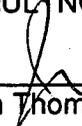


BOARD OF COUNTY COMMISSIONERS
FOR MULTNOMAH COUNTY, OREGON



Diane M. Linn, Chair

THOMAS SPONSLER, COUNTY ATTORNEY
FOR MULTNOMAH COUNTY, OREGON

By 

John Thomas, Assistant County Attorney

**FIRST AMENDMENT TO
SUBLEASE AGREEMENT**

This First Amendment to Sublease Agreement (the "First Amendment"), is made and entered into as of _____, 2002 by and between Multnomah County, Oregon, a political subdivision of the State of Oregon (the "Lessor"), and The Port City Development Center, an Oregon not for profit corporation (the "Lessee").

WITNESSETH:

WHEREAS, on November 7, 2000, the Lessor issued its \$2,000,000 Motor Vehicle Rental Tax Revenue Bonds, Series 2000A (501(c)(3)) (the "Bonds") pursuant to a Trust Indenture (the "Trust Indenture"), dated as of November 1, 2000, between the Lessor and U.S. Bank, N.A. (formerly known as U.S. Bank Trust National Association), as trustee (the "Trustee"); and

WHEREAS, on November 1, 2000, the Lessor and the Lessee entered into a Sublease Agreement relating to the Bonds (the "Sublease Agreement"); and

WHEREAS, the Lessor and the Lessee desire to amend and supplement the Sublease Agreement by the execution and delivery of this First Amendment; and

WHEREAS, Section 12.5 of the Sublease Agreement allows the Sublease Agreement to be amended and supplemented without the prior written consent of the Trustee if such amendment does not materially affect the rights of the Bondholders and provided any other relevant provisions in the Sublease Agreement and the Trust Indenture have been complied with; and

WHEREAS, Section 7.3 of the Trust Indenture provides that in connection with any amendment to the Sublease Agreement the Trustee may obtain an opinion of Bond Counsel that such amendment is authorized or permitted by the Trust Indenture and will not adversely affect the excludability for federal income tax purposes of interest on the Bonds.

NOW, THEREFORE, THIS FIRST AMENDMENT WITNESSETH, for in consideration of the premises and the mutual covenants and agreements set forth herein, the Lessor and the Lessee hereby agree as follows:

ARTICLE 1.

DEFINITIONS AND FINDINGS

Section 1.1. Terms Defined in the Trust Indenture or Sublease Agreement. Except as modified herein, or unless the context shall clearly indicate some other meaning, all words and terms used in this First Amendment that are defined in the Trust Indenture or Sublease Agreement shall, for all purposes of this First Amendment, have the respective meanings given to them in the Trust Indenture or Sublease Agreement.

Section 1.2. Findings. The amendments and supplements to the Sublease Agreement made by Section 2.1 of this First Amendment are authorized by Section 12.5 of the Sublease Agreement as described in the fourth "Whereas" paragraph above.

ARTICLE 2.

AMENDMENT AND RESTATEMENT OF SCHEDULE OF RENTAL AMOUNTS

Section 2.1. Amendment of Exhibit B. The schedule of Rental Amounts payable by Lessee to Lessor for the use of the Property as set forth in Exhibit B of the Sublease Agreement is hereby amended and restated as set forth in Exhibit B attached hereto.

ARTICLE 3.

MISCELLANEOUS

Section 3.1. Effect of Sublease Agreement. Except as expressly amended herein, the Sublease Agreement shall remain in full force and effect.

Section 3.2. Execution in Counterparts. This First Amendment may be executed in several counterparts, each of which shall be an original and all of which shall constitute but one and the same instrument.

Section 3.3. Captions. The captions or headings in this First Amendment are for convenience only and in no way define, limit or describe the scope or intent of any provisions of this First Amendment.

IN WITNESS WHEREOF, the parties have executed this First Amendment as of this ____ day of _____, 2002.

Lessor:

MULTNOMAH COUNTY, OREGON, a political subdivision of the State of Oregon

By: _____

Its: Finance Director

Lessee:

THE PORT CITY DEVELOPMENT CENTER, an Oregon not for profit corporation

By: _____

Its: _____

REVIEWED:
THOMAS SPONSER, COUNTY ATTORNEY
FOR MULTNOMAH COUNTY

BY _____
ASSISTANT COUNTY ATTORNEY

DATE 8/14/02

EXHIBIT B
Rental Amounts

Beginning Payment Date	Ending Payment Date	Monthly Payments	Period Total
November 1, 2003	April 1, 2005	\$ 9,150.00	\$ 164,700.00
May 1, 2005	October 1, 2006	10,000.00	180,000.00
November 1, 2006	November 1, 2017	10,333.00	1,363,956.00
TOTAL			\$1,708,656.00

MEETING DATE: August 1, 2002
AGENDA NO: R-2
ESTIMATED START TIME: 9:35 AM
LOCATION: Boardroom 100

(Above Space for Board Clerk's Use ONLY)

AGENDA PLACEMENT FORM

SUBJECT: Notice of Intent to Apply for Oregon Department of Transportation Pedestrian and Bicycle Grants

BOARD BRIEFING: DATE REQUESTED: _____
REQUESTED BY: _____
AMOUNT OF TIME NEEDED: _____

REGULAR MEETING: DATE REQUESTED: August 1, 2002
AMOUNT OF TIME NEEDED: 10 minutes

DEPARTMENT: DBCS DIVISION: Transportation

CONTACT: April Siebenaler TELEPHONE #: 503 988-5050 x 29637
BLDG/ROOM #: 455/Yeon Annex

PERSON(S) MAKING PRESENTATION: April Siebenaler

ACTION REQUESTED:

[] INFORMATIONAL ONLY [] POLICY DIRECTION [X] APPROVAL [] OTHER

SUGGESTED AGENDA TITLE:

Notice of Intent to Apply for Oregon Department of Transportation Pedestrian and Bicycle Grants
08-02-02 ORIGINAL Grant ENDORSEMENTS TO APRIL SIEBENALER

SIGNATURES REQUIRED:

ELECTED OFFICIAL: _____
(OR)

DEPARTMENT MANAGER: M. Cecilia Johnson

ALL ACCOMPANYING DOCUMENTS MUST HAVE REQUIRED SIGNATURES

Any Questions: Call the Board Clerk @ (503) 988-3277 or email deborah.l.bogstad@co.multnomah.or.us



Department of Business and Community Services
MULTNOMAH COUNTY OREGON

Land Use and Transportation Program
1600 SE 190th Avenue
Portland, Oregon 97233-5910
(503) 988-5050

STAFF REPORT

TO: BOARD OF COUNTY COMMISSIONERS

FROM: Kathy Busse, Land Use and Transportation Program Director
April Siebenaler, Transportation Planning Specialist

DATE: July 22, 2002

RE: Approval of Notice of Intent to Apply for Pedestrian and Bicycle Grants

1. Recommendation/Action Requested:

To approve a notice of intent to apply for an Oregon Department of Transportation Pedestrian and Bicycle grant and to team with other jurisdictions on two grants.

2. Background/Analysis:

The County will apply for one grant to provide improvements at three existing crosswalks on Stark Street between 190th Avenue and 223rd Avenue. Stark Street is a busy five lane arterial. Improvements will provide pedestrian islands and signing and striping improvements to provide refuges for pedestrians and improve visibility for motor vehicle drivers.

The County will team with the City of Wood Village to provide sidewalk and bike lane improvements on Arata Road between the Wood Village Town Center and N.E. 238th Drive. Currently, children and other bicyclists and pedestrians traveling along Arata Road have only a dirt shoulder or the vehicle travel lanes for their use. Grant funding will help provide pedestrian and bicycle facilities.

The County will team with the City of Portland to provide a detection and warning system for bicyclists and pedestrians at a conflict point on the Hawthorne Bridge. Bicycle and pedestrian access across the bridge was greatly improved with the sidewalk widening during the bridge's recent rehabilitation. One pinch point in the width and a blind spot remains along the sidewalk, and it has proven to be a troubling conflict point between bicyclists and pedestrians. Grant funding will provide for the purchase of equipment to alert bicyclists and pedestrians to each other's presence.

3. Financial Impact:

Cost estimates for each project are currently under way. Each will likely request the \$200,000 maximum in funding. The County will provide the design and construction engineering for each project. This will add to the transportation engineering staff commitments, but can be accommodated in a future year prior to construction in 2004 or 2005.

4. Legal Issues:

There are no legal issues with this agreement.

5. Controversial Issues:

There are no controversial issues with this agreement.

6. Link to Current County Policies:

It is the County's policy (Comprehensive Plan Policy 33A and 33C) to provide a safe and efficient multi-modal transportation system.

7. Citizen Participation:

Improvements to Arata Road are identified in the County Capital Improvement Plan and Program, which was recently approved by the Board of County Commissioners after a public outreach period.

Citizens have called both the County and the City of Portland regarding the narrow, blind spot on the Hawthorne Bridge.

8. Other Government Participation:

The City of Gresham supports pedestrian improvements on Stark Street.

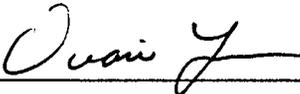
The City of Wood Village has requested bicycle and pedestrian improvements to Arata Road. The County would administer the grant for the City of Wood Village.

City of Portland supports installation of a detection and warning system to alert users of the conflict area on the Hawthorne Bridge. They will take the lead in administering the grant.

ODOT PEDESTRIAN OR BICYCLE IMPROVEMENT GRANTS

Endorsements

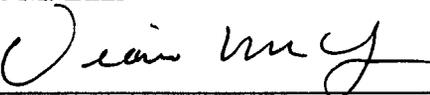
Complete all sections relevant to your project

Applicant: Multnomah County	
Contact person: April Siebenaler	
Project Name: Stark Street Pedestrian Crossing Improvements	
Question 7: Elected official support for project, & modification to accesses, driveways, or on-street parking (briefly describe)	
Name: Diane M. Linn	Title: Multnomah County Chair
Signature: 	Date: 08.01.02
Question 9a: Agency support if project is on right-of-way not owned by applicant (Region or District Manager for projects on ODOT Highways)	
Name:	Title:
Signature:	Date:
Question 9b: Agreement from appropriate agency to maintain the facility	
Name:	Title:
Signature:	Date:
Question 14: Concurrence from railroad and ODOT Rail Crossing Safety Unit if project includes a railroad crossing	
Name:	Title:
Signature:	Date:
Name:	Title:
Signature:	Date:
ACT Endorsement (if project is in an area covered by an ACT)	
Name:	Title:
Signature:	Date:

ODOT PEDESTRIAN OR BICYCLE IMPROVEMENT GRANTS

Endorsements

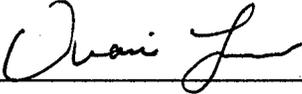
Complete all sections relevant to your project

Applicant: City of Wood Village	
Contact person: Carl Malone	
Project Name: Arata Road – Wood Village Town Center to NE 238 th Ave Bike and Pedestrian Improvements	
Question 7: Elected official support for project, & modification to accesses, driveways, or on-street parking (briefly describe)	
Name: Diane M. Linn	Title: Multnomah County Chair
Signature: 	Date: 08.01.02
Question 9a: Agency support if project is on right-of-way not owned by applicant (Region or District Manager for projects on ODOT Highways)	
Name:	Title:
Signature:	Date:
Question 9b: Agreement from appropriate agency to maintain the facility	
Name:	Title:
Signature:	Date:
Question 14: Concurrence from railroad and ODOT Rail Crossing Safety Unit if project includes a railroad crossing	
Name:	Title:
Signature:	Date:
Name:	Title:
Signature:	Date:
ACT Endorsement (if project is in an area covered by an ACT)	
Name:	Title:
Signature:	Date:

ODOT PEDESTRIAN OR BICYCLE IMPROVEMENT GRANTS

Endorsements

Complete all sections relevant to your project

Applicant: City of Portland	
Contact person: Roger Geller	
Project Name: Hawthorne Bridge Bicycle and Pedestrian Detection and Warning System	
Question 7: Elected official support for project, & modification to accesses, driveways, or on-street parking (briefly describe)	
Name: Diane M. Linn	Title: Multnomah County Chair
Signature: 	Date: 08.01.01
Question 9a: Agency support if project is on right-of-way not owned by applicant (Region or District Manager for projects on ODOT Highways)	
Name:	Title:
Signature:	Date:
Question 9b: Agreement from appropriate agency to maintain the facility	
Name:	Title:
Signature:	Date:
Question 14: Concurrence from railroad and ODOT Rail Crossing Safety Unit if project includes a railroad crossing	
Name:	Title:
Signature:	Date:
Name:	Title:
Signature:	Date:
ACT Endorsement (if project is in an area covered by an ACT)	
Name:	Title:
Signature:	Date:

MEETING DATE: August 1, 2002
AGENDA NO: R-3
ESTIMATED START TIME: 9:40 AM
LOCATION: Boardroom 100

(Above Space for Board Clerk's Use ONLY)

AGENDA PLACEMENT FORM

SUBJECT: Ordinance changing department name from Juvenile and Adult Community Justice to Department of Community Justice

BOARD BRIEFING: DATE REQUESTED: _____
REQUESTED BY: _____
AMOUNT OF TIME NEEDED: _____

REGULAR MEETING: DATE REQUESTED: August 1, 2002
AMOUNT OF TIME NEEDED: 1 min

DEPARTMENT: DCJ DIVISION: Administration

CONTACT: Pat Franck TELEPHONE #: 503 988-4583
BLDG/ROOM #: 503/250

PERSON(S) MAKING PRESENTATION: Joanne Fuller

ACTION REQUESTED:

INFORMATIONAL ONLY POLICY DIRECTION APPROVAL OTHER

SUGGESTED AGENDA TITLE:

Second Reading and Possible Adoption of an ORDINANCE Amending MCC 17.001 to Change Name of Department from Juvenile and Adult Community Justice to Department of Community Justice

08.02.02 copies to Pat Franck & Carol Kinoshita

SIGNATURES REQUIRED:

ELECTED OFFICIAL: _____
(OR)

DEPARTMENT MANAGER: Joanne Fuller

ALL ACCOMPANYING DOCUMENTS MUST HAVE REQUIRED SIGNATURES

Any Questions: Call the Board Clerk @ (503) 988-3277 or email
deborah.l.bogstad@co.multnomah.or.us



MULTNOMAH COUNTY OREGON

DEPARTMENT OF COMMUNITY JUSTICE
501 SE Hawthorne Blvd, Suite 250
Portland, Oregon 97214
(503) 988-3701 Office
(503) 988-3990 Fax
(503) 248-3561 TDD

BOARD OF COUNTY COMMISSIONERS

Diane Linn • Chair of the Board
Maria Rojo de Steffey • District 1 Commissioner
Serena Cruz • District 2 Commissioner
Lisa Naito • District 3 Commissioner
Lonnie Roberts • District 4 Commissioner

MEMORANDUM

TO: Board of County Commissioners
FROM: Joanne Fuller, Director
DATE: July 25, 2002
SUBJECT: Department of Community Justice: Name Change Ordinance

I. Recommendation/Action Requested:

The Department of Community Justice (DCJ) recommends that the Board of County Commissioners approve an ordinance changing the official name of the department from the Department of Juvenile and Adult Community Justice to the Department of Community Justice.

II. Background/Analysis:

In January 1997 the Juvenile Justice Services and Adult Community Justice departments were merged into one department with the official name of Juvenile and Adult Community Justice (JACJ). As the development of this new department progressed, the department chose to begin using the name Department of Community Justice to better reflect the spirit of a truly integrated service delivery system. Approval of this ordinance will officially change the department's name to reflect current practice.

Immediately following the merger of Juvenile Justice Services and Adult Community Justice, administrative and information services were centralized, but the adult and juvenile divisions still remained somewhat separated. During the last five years, that separation has continued to fade, and a more integrated focus has emerged. DCJ's continued evolution included the implementation of department-wide initiatives, such as centralized treatment services, community justice, and family intervention. These initiatives provided services to both adult and juvenile clients, emphasizing the need for a management structure that provided a more department-wide vision, enhancing the ability to implement and manage initiatives that involved both adult and juvenile divisions.

A December 2000 restructure resulted in the development of five divisions including adult, juvenile, treatment services, employee & community development (ECD), and information services. Treatment services and ECD represented a true merger of departmental functions, providing services and expertise through a system of matrix management for both adult and juvenile services. DCJ continues to review its

management structure and make changes as appropriate in order to ensure the most efficient and effective service provision and resource utilization.

In addition, the department has integrated juvenile and adult division staff supervision and service delivery in several areas, including forest project, gang supervision, family supervision unit, and family court. DCJ continues to explore similar opportunities that lead to increased efficiencies, better consistency in service delivery, and a more family-based approach to supervising offenders.

III. Financial Impact: None

IV. Legal Issues: None

V. Controversial Issues: None

VI. Link to Current County Policies: N/A

VII. Citizen Participation: N/A

BEFORE THE BOARD OF COUNTY COMMISSIONERS

FOR MULTNOMAH COUNTY, OREGON

ORDINANCE NO. _____

Amend MCC 17.001 to Change Name of Department from Juvenile and Adult Community Justice to Department of Community Justice

Multnomah County Ordains as follows:

Section 1. MCC § 17.001 is amended as follows:

§ 17.001 Department Established; Functions.

The Department of ~~Juvenile and Adult~~ Community Justice (department) is ~~established~~ created... ~~It shall~~ The department is assigned the following functions:

(A) ~~Respond~~ Services relating to juvenile delinquency and neglect ~~in a manner that~~ promotes public safety, and reduces juvenile recidivism ~~and holds youth and families accountable;~~

(B) ~~Enhance public safety and promote the positive change of~~ Services relating to adult offenders in the community to promote public safety and offender change through integrated supervisory, sanction, and rehabilitative ~~and enforcement~~ strategies;

(C) ~~Plan, d~~ Development, administration and evaluation of supervision, sanctions and services ~~programs~~ along separate but related continuums of graduated interventions for juvenile and adult offenders;

(D) ~~Work in partnership with the community to carry out effective~~ Services and duties relating to crime prevention, ~~crime control~~ and ~~crime~~ reduction initiatives, in collaboration with the community and other public safety agencies;

(E) In cooperation with the ~~D~~istrict Attorney and Sheriff, assist the Board in developing and implementing countywide criminal justice policies with effectively balanced crime prevention, early intervention and effective corrections efforts.

(F) ~~Provide e~~ Educational, conciliatory, mediation, investigative and other services to families, children, and the Family Court ~~Department~~ of the Circuit Court for Multnomah County Court.

Section 2. The County Attorney is authorized to revise any code sections and all written contracts, ordinances, resolutions, Board orders, Chair executive rules, bonds and other legal documents to change the name of the department from Juvenile and Adult Community Justice to the Department of Community Justice.

FIRST READING: July 25, 2002

SECOND READING AND ADOPTION: August 1, 2002

BOARD OF COUNTY COMMISSIONERS
FOR MULTNOMAH COUNTY, OREGON

Diane M. Linn, Chair

REVIEWED:

THOMAS SPONSLER, COUNTY ATTORNEY
FOR MULTNOMAH COUNTY, OREGON

By Thomas Sponsler, County Attorney

BEFORE THE BOARD OF COUNTY COMMISSIONERS

FOR MULTNOMAH COUNTY, OREGON

ORDINANCE NO. 987

Amend MCC 17.001 to Change Name of Department from Juvenile and Adult Community Justice to Department of Community Justice

Multnomah County Ordains as follows:

Section 1. MCC § 17.001 is amended as follows:

§ 17.001 Department Established; Functions.

The Department of ~~Juvenile and Adult~~ Community Justice (department) is established/created... It shallThe department is assigned the following functions:

(A) ~~Respond~~ Services relating to juvenile delinquency and neglect ~~in a manner that~~ promotes public safety; and reduces juvenile recidivism ~~and holds youth and families accountable;~~

(B) ~~Enhance public safety and promote the positive change of~~ Services relating to adult offenders in the community to promote public safety and offender change through integrated supervisory, sanction, and rehabilitative ~~and enforcement~~ strategies;

(C) ~~Plan,~~ Development, administration and evaluation of supervision, sanctions and services ~~programs~~ along separate but related continuums of graduated interventions for juvenile and adult offenders;

(D) ~~Work in partnership with the community to carry out effective~~ Services and duties relating to crime prevention, ~~crime control~~ and ~~crime~~ reduction initiatives, in collaboration with the community and other public safety agencies;

(E) In cooperation with the ~~D~~istrict Attorney and Sheriff, assist the Board in developing and implementing countywide criminal justice policies with effectively balanced crime prevention, early intervention and effective corrections efforts.

(F) ~~Provide~~ Educational, conciliatory, mediation, investigative and other services to families, children, and the Family Court ~~Department~~ of the Circuit Court for Multnomah County Court.

Section 2. The County Attorney is authorized to revise any code sections and all written contracts, ordinances, resolutions, Board orders, Chair executive rules, bonds and other legal documents to change the name of the department from Juvenile and Adult Community Justice to the Department of Community Justice.

FIRST READING: July 25, 2002

SECOND READING AND ADOPTION: August 1, 2002



BOARD OF COUNTY COMMISSIONERS
FOR MULTNOMAH COUNTY, OREGON

Diane M. Linn
Diane M. Linn, Chair

REVIEWED:

THOMAS SPONSLER, COUNTY ATTORNEY
FOR MULTNOMAH COUNTY, OREGON

By *Thomas Sponsler*
Thomas Sponsler, County Attorney

MEETING DATE: August 1, 2002
AGENDA NO: R-4
ESTIMATED START TIME: 9:41 AM
LOCATION: Boardroom 100

(Above Space for Board Clerk's Use ONLY)

AGENDA PLACEMENT FORM

SUBJECT: Local Law Enforcement Block Grant Award Approval Requested by Department of Community Justice

BOARD BRIEFING: DATE REQUESTED: _____
REQUESTED BY: _____
AMOUNT OF TIME NEEDED: _____

REGULAR MEETING: DATE REQUESTED: August 1, 2002

AMOUNT OF TIME NEEDED: 5 minutes
DEPARTMENT: Community Justice DIVISION: Adult

CONTACT: Shaun Coldwell TELEPHONE #: 503-988-3961
BLDG/ROOM #: 503/250

PERSON(S) MAKING PRESENTATION: Shaun Coldwell

ACTION REQUESTED:

INFORMATIONAL ONLY POLICY DIRECTION APPROVAL OTHER

SUGGESTED AGENDA TITLE:

Department of Community Justice Request for Public Hearing and Formal Board Acceptance of Award of Federal Bureau of Justice Assistance Local Law Enforcement Block Grant [LLEBG] in the Amount of \$583,030

SIGNATURES REQUIRED:

ELECTED OFFICIAL: _____
(OR)

DEPARTMENT MANAGER: Shaun M. Coldwell for Joanne Fuller

ALL ACCOMPANYING DOCUMENTS MUST HAVE REQUIRED SIGNATURES

Any Questions: Call the Board Clerk @ (503) 988-3277 or email
deborah.l.bogstad@co.multnomah.or.us



MULTNOMAH COUNTY OREGON

DEPARTMENT OF COMMUNITY JUSTICE

Administrative Services
501 SE Hawthorne
Portland, Oregon 97214
Phone (503) 988-3701
Fax (503) 988-5791

BOARD OF COUNTY COMMISSIONERS

Diane Linn • Chair of the Board
Maria Rojo de Steffey • District 1 Commissioner
Serena Cruz • District 2 Commissioner
Lisa Naito • District 3 Commissioner
Lonnie Roberts • District 4 Commissioner

MEMORANDUM

TO: BOARD OF COUNTY COMMISSIONERS

FROM: Joanne Fuller, Director
Department of Community Justice

DATE: July 24, 2002

RE: Local Law Enforcement Block Grant Award Approval

- I. **Action Requested:** Approve acceptance of award of Federal Bureau of Justice Assistance Local Law Enforcement Block Grant (LLEBG) in the amount of \$583,030.
- II. **Background Analysis:** The Department of Community Justice, the District Attorney's Office and the Sheriff's Office have been awarded a Federal Bureau of Justice Assistance Local Law Enforcement Block Grant in the amount of \$583,030. Bureau of Justice Assistance grant rules require a formal acceptance of the award at a public hearing.

In May 2002, Chair Linn requested from the State Attorney General a certification of Multnomah County as a disparate jurisdiction. That certification was given by the Attorney General. Multnomah County negotiated with the City of Portland to reallocate Block Grant funds between the two jurisdictions, with the County receiving 43%, the City receiving 47% and non-profit agencies receiving 10% of the grant funds through the City. The City and the County then submitted separate applications to BJA for funding that reflects that agreement.

Multnomah County will appropriate these funds, awarded for the period October 1, 2002 through September 30, 2003, as follows:

Dept of Community Justice Expanded Drug Treatment Court	\$266,483
District Attorney Three Neighborhood District Attorneys	\$189,928
Sheriff's Office Overtime and Equipment	\$126,619

- III. **Financial Impact:** This grant award also folds in an LLEBG grant that the District Attorney's Office already had been awarded in the net amount of \$20,082, a total award of \$22,313 less 10% deducted for matching funds. Like that earlier award, this grant

July 22, 2002
LLEBG Grant Award Approval

requires a 10% match. That match, equal to \$62,550, brings the total program package to \$625,498. The match amounts will be tracked at the time of grant reporting, and do not require budgetary changes.

IV. **Legal Issues:** N/A

V. **Controversial Issues:** N/A

VI. **Link to Other County Policies:** N/A

VII. **Other Government Participation:**

The grant application process was coordinated with the Cities of Portland and Gresham. The program allocations were negotiated under the auspices of the Local Public Safety Coordinating Council.

1. REQUEST FOR PLACEMENT ON THE AGENDA FOR: August 1, 2002
 (Date)

DEPARTMENT: Health DIVISION: Disease Prevention

CONTACT: Karen Garber PHONE: x29364

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

SUGGESTED AGENDA TITLE (To assist in preparing a description for the printed agenda)

Budget Modification HD-03-02 appropriating \$428,214 from the State of Oregon, Department of Human Services, Office of Health Services for bioterrorism preparedness activities

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

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

The Health Department has received a grant of \$428,218 from the State Office of Health Services for bioterrorism preparedness activities. These funds will be used to:

- Enhance the Department's epidemiological capacity to both respond in an emergency and to identify early and contain successfully communicable disease on-going.
- Assure the Department's internal preparedness to respond to a public health emergency. This includes developing policies, procedures and protocols to guide the Department's response to bioterrorism and equipping the Department for such emergencies.
- Coordinate the Department's response preparedness with that of other governmental agencies and public and private health care organizations.

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

This budget modification adds \$428,218 in federal CDC grant funds, passed to the Health Department by the State of Oregon, Department of Human Services, Office of Health Services.

TOTAL \$428,214

4. CONTINGENCY STATUS [To Be Completed by Budget]

_____ Fund Contingency BEFORE THIS MODIFICATION AS OF _____
 (Specify Fund) AFTER THIS MODIFICATION: _____

Originated By: <u>Karen Garber</u>	Date: <u>7/23/02</u>	Department Director: <u>Alban Shanley / ay</u>	Date: <u>7/24/02</u>
Plan / Budget Analyst: <u>[Signature]</u>	Date: <u>7-24-02</u>	Employee Services:	Date:
Board Approval: <u>[Signature]</u>	Date: <u>08.01.02</u>		

EXPENDITURES & REVENUES

Please show an increase in revenue as a negative value and a decrease as a positive value for consistency with MERLIN.

Line No.	Fund Center	Fund Code	Accounting Unit			Cost Element	Current Amount	Revised Amount	Change Increase/ (Decrease)	Subtotal	Description
			Internal Order	Cost Center	WBS Element						
1	40-30	1505		403040		50190	0	(428,214)	(428,214)		
2								0			
3	40-30	1505		403040		60000	0	154,144	154,144		
4	40-30	1505		403040		60130	0	33,249	33,249		
5	40-30	1505		403040		60140	0	36,955	36,955		
6	40-30	1505		403040		60170	0	15,000	15,000	Set-aside for building management charges- to be redistributed from other programs	
7	40-30	1505		403040		60180	0	1,500	1,500	Printing of emergency response plan and general program materials	
8	40-30	1505		403040		60240	0	50,427	50,427	Office furniture, PCs, 800 mhz radios, program-specific supplies; general office supplies	
9	40-30	1505		403040		60260	0	7,000	7,000		
10	40-30	1505		403040		60270	0	1,415	1,415	5 bus passes at \$110 each; mileage reimbursement	
11	40-30	1505		403040		60340	0	400	400		
12	40-30	1505		403040		60350	0	51,758	51,758	2.2% indirect (\$9,218) and 11.1% set-aside for HD assessments (\$42,540)	
13	40-30	1505		403040		60370	0	3,125	3,125	New line set-up and ongoing phone service for 5 staff	
14	40-30	1505		403040		90002	0	73,241	73,241	On-call PDS support. Final decision regarding permanent positions to be made after manager is hired	
15								0			
16	70-90	3502		709520		50310		(3,125)	(3,125)	Telecommunications	
17	70-90	3502		709520		60200		3,125	3,125	Telecommunications	
18	19	1000		9500001000		50310		(9,218)	(9,218)	2.2% indirect	
19	19	1000		9500001000		60470		9,218	9,218	2.2% indirect	
20								0			
21								0			
22								0			
23								0			
24								0			
25								0			
26								0			
27								0			
28								0			
29								0			
								0	0	Total - Page 1	
								0	0	GRAND TOTAL	



Health Department
Office of the Director

MULTNOMAH COUNTY OREGON

1120 SW 5th Ave, Suite 1400
Portland, Oregon 97204
(503) 988-3674 phone
(503) 988-4117 fax

Staff Report

TO: Board of County Commissioners

FROM: Lillian Shirley, Director
Multnomah County Health Department

DATE: July 23, 2002

SUBJECT: Budget Modification HD-03-02 – Bioterrorism Preparedness Grant

I. RECOMMENDATION/ACTION REQUESTED

The Health Department recommends approval of Budget Modification HD-03-02 appropriating \$428,214 from the State of Oregon, Department of Human Services, Office of Health Services for bioterrorism preparedness activities.

II. BACKGROUND ANALYSIS

The terrorist attack of September 11, 2001, and the anthrax cases that occurred shortly thereafter have made clear the fact that public health agencies have a pivotal role to play in protection of health and public safety during emergencies. Although much of the country was not directly affected by these events, the stress placed upon state and local public health systems exposed weaknesses in preparedness for public health emergencies and in the ability to coordinate with other public safety officials. Also these events revealed deficiencies in capacity for disease surveillance, response to outbreaks and provision of information to the public. In response, Congress has appropriated supplemental federal funding for public health preparedness and response to bioterrorism. Oregon's allocation of this funding is \$12.6 million for the year beginning July 1, 2002.

Local health departments play a significant role in the design and implementation of the public health response to bioterrorism. In recognition of this critical role, the federal government has instructed the states to provide local health authorities with funding adequate to develop a suitable and coordinated response to emergencies including bioterrorism. Multnomah County Health Department's allocation of these dollars for Fiscal Year 2002-03 is \$428,214. These funds will be used to:

- Enhance the Department's epidemiological capacity to both respond in an emergency and to identify early and contain successfully communicable disease on-going;
- Assure the Department's internal preparedness to respond to a public health emergency;
- Coordinate the Department's response preparedness with that of other governmental agencies and public and private health care organizations.

July 23, 2002

Budget Modification HD-03-02 – Bioterrorism Preparedness Grant

III. FINANCIAL IMPACT

MCHD will receive \$428,214 for the fiscal year beginning July 1, 2002. Funds will be used to hire staff; develop policies, procedures, and protocols to guide the Department's response to bioterrorism; equip the Department for such emergencies; and coordinate the Department's efforts with those of other public and private organizations.

IV. LEGAL ISSUES

None

V. CONTROVERSIAL ISSUES

None

VI. LINK TO CURRENT COUNTY POLICY

These grant-funded activities are consistent with County policies and address the Health Department's mission to protect the health of County citizens.

VII. CITIZEN PARTICIPATION

None to date.

VIII. OTHER GOVERNMENT PARTICIPATION

To implement these activities the Health Department will work closely with the Oregon Department of Human Services, Office of Health Services and with health departments, emergency responders and health care organizations in Washington, Clackamas, and Clark Counties.

MEETING DATE: August 1, 2002
AGENDA NO: R-6
ESTIMATED START TIME: 9:55 AM
LOCATION: Boardroom 100

(Above Space for Board Clerk's Use ONLY)

AGENDA PLACEMENT FORM

SUBJECT: Resolution Submitting Five Year Local Option Levy for November 2002 Ballot

BOARD BRIEFING: DATE REQUESTED: _____
REQUESTED BY: _____
AMOUNT OF TIME NEEDED: _____

REGULAR MEETING: DATE REQUESTED: Thursday, August 1, 2002
AMOUNT OF TIME NEEDED: 30-45 minutes

DEPARTMENT: Non-Departmental DIVISION: Chair's Office

CONTACT: Sue Cameron TELEPHONE #: (503) 988-3928
CONTACT: Cameron Vaughan-Tyler TELEPHONE #: (503) 988-5480

BLDG/ROOM #: 503/600 - 317/DLS Admin

PERSON(S) MAKING PRESENTATION: Chair Diane Linn, Cameron Vaughan-Tyler, Others

ACTION REQUESTED:

INFORMATIONAL ONLY POLICY DIRECTION APPROVAL OTHER

SUGGESTED AGENDA TITLE:

RESOLUTION Submitting to the Voters a Five-Year Rate Based Local Option Levy to
Continue Library Services *08-01-02 Certified true copy to John Kaufman @ Elections*
08-02-02 copies to Iris Bell & Cameron Vaughan-Tyler

SIGNATURES REQUIRED: *0806-02 Certified true
collected copy to Elections*

ELECTED OFFICIAL: Diane M. Linn

(OR)
DEPARTMENT MANAGER: _____

ALL ACCOMPANYING DOCUMENTS MUST HAVE REQUIRED SIGNATURES

Any Questions: Call the Board Clerk @ (503) 988-3277 or email
deborah.l.bogstad@co.multnomah.or.us



Diane Linn, Multnomah County Chair

Suite 600, Multnomah Building
501 SE Hawthorne Boulevard
Portland, Oregon 97214-3587
Email: mult.chair@co.multnomah.or.us

Phone: (503) 988-8308
FAX: (503) 988-3093

STAFF REPORT

TO: Board of County Commissioners
FROM: Sue Cameron
Cameron Vaughan-Tyler
DATE: July 25, 2002
RE: Library Levy Resolution

1. Recommendation/Action Requested:

Approve resolution submitting to the voters, for the November 2002 ballot a five-year rate based local option levy to continue library services, at a rate of 75.5 cents per thousand dollars assessed value, with the levy period beginning July 1, 2003. The resolution will also approve a Ballot Title (Caption, Question and Summary) and Explanatory Statement.

2. Background/Analysis:

The current five-year local option library levy (passed in November 1997) expires June 30, 2003. The levy currently provides over 44% of the operating funds for the county library system; that funding will be lost if the levy is not renewed. Moreover, the library system has been significantly expanded and upgraded (as promised in the 1997 levy) during the past few years; circulation, for example, has increased from 8.7 million in 1997 to nearly 16 million in 2002. The upgraded and expanded libraries, which voters approved, cost more to operate than the pre-1997 system did, and more than the "system in transition" between 1997 and 2002 cost. To maintain the current library services, a levy somewhat higher than the 1997 rate of 59.47 cents per thousand dollars of assessed value is necessary.

3. Financial Impact:

Estimates of the financial impact of this proposal will vary somewhat depending on what assumptions are made about the possible passage of other local option measures. Any other local option measures that pass will increase the percentage of "Measure 5

compression” and drive down the actual yield of the levy. However, County Attorney believes that legally, in the numbers that appear in the ballot title, we cannot assume passage of ANY other local option; we must assume that the library levy itself is the only levy that passes.

The levy yield will also be impacted by the Supreme Court ruling in the *Shilo* case. The central feature of that case was the method by which property taxes collected in urban renewal areas are distributed. The plaintiffs claimed, and the Court agreed, that a portion of the taxes collected for urban renewal should have been properly allocated to public schools.

Subsequently, the Department of Revenue adopted an administrative rule, which will change the way in which urban renewal taxes are collected and distributed. Had this methodology been in place in FY 01-02 the existing library levy would have lost an additional \$250-300,000 to “Measure 5 compression.” It is reasonable to assume that the renewal levy will, likewise, be impacted by this ruling but the revenue loss is difficult to quantify for the reason stated above.

The projected impact of the proposal in the next five years would be to generate \$26.7 million in FY 03-04, \$27.8 million in FY 04-05, \$29.0 million in FY 05-06, \$30.3 million in FY 06-07 and \$31.7 million in 07-08.

4. **Legal Issues:**

As noted above, one legal issue is whether the ballot title statement regarding the projected yield of the levy may reflect a “best guess” of the likelihood that other local option levies will pass and increase ‘compression,’ or may only reflect the likely yield of the library levy standing alone. County Attorney advises that the ballot title estimates cannot assume the passage of other local option levies. Although two City levies are headed to the ballot and may pass, the ballot title estimates will not reflect those possibilities.

As noted above, the effect of a recent Supreme Court decision on urban renewal – may ultimately affect the actual yield of the levy.

5. **Controversial Issues:**

None

6. **Link to Current County Policies:**

The County has had a policy of maintaining a world-class library system. The Multnomah County Library system is exceptionally well utilized; this past year, 24 books were checked out for every child, woman and man in Multnomah County. The County has expressed a commitment to maintaining a level of service consistent with the citizenry’s strong demand for those services.

7. **Citizen Participation:**

The levy would maintain services that the voters were promised in the voter approved 1996 library bond, and the 1997 levy. Thus, in a very real sense, the levy is based on the preferences that citizens expressed by voting in those elections.

The Library Board, Friends of the Library and the Library Foundation have been instrumental in helping the County to craft the language for the levy. Each of these groups is comprised of unpaid, independent volunteers who have varying interests in Multnomah County Library.

Some members of the public have testified on the library levy during the Board of County Commissioners meetings. Every registered voter in Multnomah County will have the ability to participate by exercising his or her right to vote on this issue.

8. **Other Government Participation:**

None.

BEFORE THE BOARD OF COUNTY COMMISSIONERS
FOR MULTNOMAH COUNTY, OREGON

RESOLUTION NO. _____

Submitting to the Voters a Five-Year Rate Based Local Option Levy to Continue Library Services

The Multnomah County Board of Commissioners Finds:

- a. On May 21, 2002, about 59% of those voting approved the renewal of the Multnomah County Library Levy for five fiscal years beginning July 1, 2002. The measure could not take effect because less than 50% of those registered to vote cast ballots in that election.
- b. This levy replaces and renews a serial levy approved by voters in November 1997. It funded library services for five fiscal years beginning July 1, 1998 and ending June 30, 2003.
- c. The Board considers funding for quality library services in Multnomah County necessary and in the public interest.
- d. The Board finds that existing and anticipated County revenues are not sufficient for the library services expected by Multnomah County residents.
- e. The Board determines that for sufficient funding it is necessary to renew the 1997 levy, establishing a new County library tax levy to begin on July 1, 2003.
- f. The Board believes that the results of the May election reflected Multnomah County residents' appreciation for the high quality of the County library system.
- g. The levy on the May 21, 2002 ballot would have established a tax rate of 75.5 cents per thousand dollars of assessed value. When that levy was submitted to voters, the Board anticipated that the levy and other revenues would continue library operations and restore Monday hours at the busiest libraries.
- h. The Board determines it is in the public interest to resubmit the levy to the voters at the November 5, 2002 general election.
- i. This levy is for five fiscal years commencing July 1, 2003. It is anticipated to raise \$26.7 million in 2003-04, \$27.8 million in 2004-05, \$29.0 million in 2005-06, \$30.3 million in 2006-07 and \$31.7 million in 2007-08.

The Multnomah County Board of Commissioners Resolves:

1. An election is called for the November 5, 2002 general election to submit to the electors of Multnomah County a renewal of a five-year library levy for the purpose of funding library services. The Ballot Tile measure is adopted as Exhibit A and the Explanatory Statement is adopted as Exhibit B.

2. The Ballot Title and Explanatory Statement are certified, and will be filed with the County Director of Elections, and published in accordance with law.
3. The Library Local Option Levy will be outside the limitations of Article XI, Section 11, Oregon Constitution.

ADOPTED this 1st day of August 2002.

BOARD OF COUNTY COMMISSIONERS
FOR MULTNOMAH COUNTY, OREGON

Diane M. Linn, Chair

REVIEWED:

THOMAS SPONSLER, COUNTY ATTORNEY
FOR MULTNOMAH COUNTY, OREGON

By 
Thomas Sponsler, County Attorney

EXHIBIT A

BALLOT TITLE

CAPTION:

MEASURE 26-__

Renew Five-Year Local Option Levy for County Library Services

QUESTION:

Shall Multnomah County continue library services with levy of 75.5 cents per \$1000 assessed value for five years beginning 2003?

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

SUMMARY:

The library levy approved by voters in 1997 expires June 2003. It provides over half the library's funds. If not renewed, library service will be greatly reduced. Libraries will be open fewer hours and buy fewer books.

At the May 2002 election, 58.99% of voters approved renewal of the Library levy. It could not take effect because of inadequate turnout. That five-year levy would have begun July 2002. This levy begins July 2003.

The Library levy will:

- Keep Central and neighborhood libraries open;
- Restore Monday hours at Central and four busiest libraries;
- Continue services for young and school-age children, story hours for babies and toddlers, homework help;
- Continue services for seniors, job seekers, small businesses, delivery to homebound;
- Buy library books, magazines and other materials.

The levy raises approximately \$26.7 million in 2003-04, \$27.8 million in 2004-05, \$29.0 million in 2005-2006, \$30.3 million in 2006-2007, and \$31.7 million in 2007-2008.

This new levy replaces the current Library levy. An average value single-family residence will pay \$7.93 monthly.

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

EXHIBIT B

EXPLANATORY STATEMENT

MEASURE 26-__

Continue Existing Multnomah County Library Services

On May 21, 2002, about 59% of those voting approved the renewal of the Multnomah County Library levy for five fiscal years commencing July 1, 2002. The measure could not take effect because less than 50% of those registered to vote cast ballots in that election.

Measure 26-__, will renew a Library levy for the current levy that will expire next year. Its cost will be 75.5 cents per \$1,000 assessed value per year. This replaces the charge for the current Library levy. According to the County Assessment and Taxation, the average single family home would pay about \$7.93 per month for this levy.

RESULT OF A 'YES' VOTE

Measure 26-__ will fund continued library services at Multnomah County libraries including Central Library and:

- Albina Library
- Belmont Library
- Capital Hill Library
- Fairview/Columbia Library
- Gregory Heights Library
- Gresham Library
- Hillsdale Library
- Holgate Library
- Hollywood Library
- Midland Library
- North Portland Library
- Northwest Library
- Rockwood Library
- Sellwood-Moreland Library
- St. Johns Library
- Woodstock Library

Library Services Expected to be Renewed and Restored, include:

- Multnomah County libraries open six days a week for an average of 53-58 hours each;
- Monday hours restored at Central Library and the four busiest branches;
- Central Library and neighborhood libraries open Sunday afternoons;

- Library services for young and school-age children - story hours for babies and toddlers, homework help, summer reading and services for children in child care;
- Library services for jobseekers, small business owners, those speaking English as a Second Language;
- Buying more new books, magazines, and other library materials.

How Are Libraries Used?

- An average of 24 books are checked out every year, for every man, woman and child in the County;
- More than 34,000 children participate in the Library's Summer Reading Program;
- More than 52,000 people attend library events for children and teens each year;
- Special library programs with schools reach nearly 75,000 students and teachers each year;
- Librarians and other staff provide personal help an average of 93,000 times each week - answering questions, reading stories, checking out books, and more;
- People turn to the library in person, by phone or e-mail hundreds of times each day for help finding information they need;
- Each day more than 6,500 people visit Central and neighborhood libraries.

RESULT OF A 'NO' VOTE

The library gets over **48%** of its funding from the current voter-approved levy. If the library levy is not renewed, library services will be greatly reduced. Libraries will be open fewer days, some neighborhood libraries may close, and fewer books will be purchased.



Commissioner LISA NAITO
MULTNOMAH COUNTY • DISTRICT 3

BOARD OF COUNTY COMMISSIONERS • 501 S.E. HAWTHORNE BLVD., SUITE 600 • PORTLAND, OREGON 97214
(503) 988-5217 phone
(503) 988-5262 fax

MEMORANDUM

TO: Chair Diane Linn
Commissioner Maria Rojo de Steffey
Commissioner Serena Cruz
Commissioner Lonnie Roberts

FROM: Commissioner Lisa Naito *LHN*

DATE: July 31, 2002

RE: Library Levy

I am writing to express my enthusiastic support for the resolution to submit the library levy For the November 2002 ballot. The County must continue its commitment to maintaining library services at the level that the voters were promised in 1996. We have now created a library infrastructure that is world-class and much-loved by our citizens.

I must also reflect on the circumstances that are forcing us to resubmit this operating levy to the voters. Although an overwhelming majority of voters supported this levy in May, we are having to repeat our efforts due to the double majority rule, a virtual slap in the face to those citizens who chose to participate in the electoral process.

I support the decision by Chair Linn to resubmit the same rate, 75.5 cents per thousand. It is the prudent course of action. However, we may be challenged to maintain our level of service with changes in urban renewal funds and the resulting compression that may lower the library's expected yield. Notwithstanding the challenges, we must make a commitment to the voters to maintain the same level of service, which may ultimately mean doing more with less. To that end we must prioritize reopening our local branches on Mondays.

Finally I would like to reflect on the positives. We are incredibly fortunate to have a person at the helm who possesses such passion and energy as Ginny Cooper, our library director. I would like to publicly thank Ginny Cooper for her tireless and longstanding advocacy for our libraries. Our citizens have been the fortunate recipients of her efforts to provide a most outstanding library system.

BEFORE THE BOARD OF COUNTY COMMISSIONERS
FOR MULTNOMAH COUNTY, OREGON

RESOLUTION NO. 02-109

Submitting to the Voters a Five-Year Rate Based Local Option Levy to Continue Library Services

The Multnomah County Board of Commissioners Finds:

- a. On May 21, 2002, about 59% of those voting approved the renewal of the Multnomah County Library Levy for five fiscal years beginning July 1, 2002. The measure could not take effect because less than 50% of those registered to vote cast ballots in that election.
- b. This levy replaces and renews a serial levy approved by voters in November 1997. It funded library services for five fiscal years beginning July 1, 1998 and ending June 30, 2003.
- c. The Board considers funding for quality library services in Multnomah County necessary and in the public interest.
- d. The Board finds that existing and anticipated County revenues are not sufficient for the library services expected by Multnomah County residents.
- e. The Board determines that for sufficient funding it is necessary to renew the 1997 levy, establishing a new County library tax levy to begin on July 1, 2003.
- f. The Board believes that the results of the May election reflected Multnomah County residents' appreciation for the high quality of the County library system.
- g. The levy on the May 21, 2002 ballot would have established a tax rate of 75.5 cents per thousand dollars of assessed value. When that levy was submitted to voters, the Board anticipated that the levy and other revenues would continue library operations and restore Monday hours at the busiest libraries.
- h. The Board determines it is in the public interest to resubmit the levy to the voters at the November 5, 2002 general election.
- i. This levy is for five fiscal years commencing July 1, 2003. It is anticipated to raise \$26.7 million in 2003-04, \$27.8 million in 2004-05, \$29.0 million in 2005-06, \$30.3 million in 2006-07 and \$31.7 million in 2007-08.

The Multnomah County Board of Commissioners Resolves:

1. An election is called for the November 5, 2002 general election to submit to the electors of Multnomah County a renewal of a five-year library levy for the purpose of funding library services. The Ballot Tile measure is adopted as Exhibit A and the Explanatory Statement is adopted as Exhibit B.

2. The Ballot Title and Explanatory Statement are certified, and will be filed with the County Director of Elections, and published in accordance with law.
3. The Library Local Option Levy will be outside the limitations of Article XI, Section 11, Oregon Constitution.

ADOPTED this 1st day of August 2002.



BOARD OF COUNTY COMMISSIONERS
FOR MULTNOMAH COUNTY, OREGON

Diane M. Linn, Chair

REVIEWED:

THOMAS SPONSLER, COUNTY ATTORNEY
FOR MULTNOMAH COUNTY, OREGON

By Thomas Sponsler
Thomas Sponsler, County Attorney

EXHIBIT A

BALLOT TITLE

CAPTION:

MEASURE 26-___

Renew Five-Year Local Option Levy for County Library Services

QUESTION:

Shall Multnomah County continue library services with levy of 75.5 cents per \$1000 assessed value for five years beginning 2003?

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

SUMMARY:

The library levy approved by voters in 1997 expires June 2003. It provides over half the library's funds. If not renewed, library service will be greatly reduced. Libraries will be open fewer hours and buy fewer books.

At the May 2002 election, 58.99% of voters approved renewal of the Library levy. It could not take effect because of inadequate turnout. That five-year levy would have begun July 2002. This levy begins July 2003.

The Library levy will:

- Keep Central and neighborhood libraries open;
- Restore Monday hours at Central and four busiest libraries;
- Continue services for young and school-age children, story hours for babies and toddlers, homework help;
- Continue services for seniors, job seekers, small businesses, delivery to homebound;
- Buy library books, magazines and other materials.

The levy raises approximately \$26.7 million in 2003-04, \$27.8 million in 2004-05, \$29.0 million in 2005-2006, \$30.3 million in 2006-2007, and \$31.7 million in 2007-2008.

This new levy replaces the current Library levy. An average value single-family residence will pay \$7.93 monthly.

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

EXHIBIT B

EXPLANATORY STATEMENT

MEASURE 26-__

Continue Existing Multnomah County Library Services

On May 21, 2002, about 59% of those voting approved the renewal of the Multnomah County Library levy for five fiscal years commencing July 1, 2002. The measure could not take effect because less than 50% of those registered to vote cast ballots in that election.

Measure 26-__, will renew a Library levy for the current levy that will expire next year. Its cost will be 75.5 cents per \$1,000 assessed value per year. This replaces the charge for the current Library levy. According to the County Assessment and Taxation, the average single family home would pay about \$7.93 per month for this levy.

RESULT OF A 'YES' VOTE

Measure 26-__ will fund continued library services at Multnomah County libraries including Central Library and:

- Albina Library
- Belmont Library
- Capital Hill Library
- Fairview/Columbia Library
- Gregory Heights Library
- Gresham Library
- Hillsdale Library
- Holgate Library
- Hollywood Library
- Midland Library
- North Portland Library
- Northwest Library
- Rockwood Library
- Sellwood-Moreland Library
- St. Johns Library
- Woodstock Library

Library Services Expected to be Renewed and Restored, include:

- Multnomah County libraries open six days a week for an average of 53-58 hours each;
- Monday hours restored at Central Library and the four busiest branches;
- Central Library and neighborhood libraries open Sunday afternoons;

- Library services for young and school-age children - story hours for babies and toddlers, homework help, summer reading and services for children in child care;
- Library services for jobseekers, small business owners, those speaking English as a Second Language;
- Buying more new books, magazines, and other library materials.

How Are Libraries Used?

- An average of 24 books are checked out every year, for every man, woman and child in the County;
- More than 34,000 children participate in the Library's Summer Reading Program;
- More than 52,000 people attend library events for children and teens each year;
- Special library programs with schools reach nearly 75,000 students and teachers each year;
- Librarians and other staff provide personal help an average of 93,000 times each week - answering questions, reading stories, checking out books, and more;
- People turn to the library in person, by phone or e-mail hundreds of times each day for help finding information they need;
- Each day more than 6,500 people visit Central and neighborhood libraries.

RESULT OF A 'NO' VOTE

The library gets over **48%** of its funding from the current voter-approved levy. If the library levy is not renewed, library services will be greatly reduced. Libraries will be open fewer days, some neighborhood libraries may close, and fewer books will be purchased.

BEFORE THE BOARD OF COUNTY COMMISSIONERS
FOR MULTNOMAH COUNTY, OREGON

RESOLUTION NO. 02-109

Submitting to the Voters a Five-Year Rate Based Local Option Levy to Continue Library Services

The Multnomah County Board of Commissioners Finds:

- a. On May 21, 2002, about 59% of those voting approved the renewal of the Multnomah County Library Levy for five fiscal years beginning July 1, 2002. The measure could not take effect because less than 50% of those registered to vote cast ballots in that election.
- b. This levy replaces and renews a serial levy approved by voters in November 1997. It funded library services for five fiscal years beginning July 1, 1998 and ending June 30, 2003.
- c. The Board considers funding for quality library services in Multnomah County necessary and in the public interest.
- d. The Board finds that existing and anticipated County revenues are not sufficient for the library services expected by Multnomah County residents.
- e. The Board determines that for sufficient funding it is necessary to renew the 1997 levy, establishing a new County library tax levy to begin on July 1, 2003.
- f. The Board believes that the results of the May election reflected Multnomah County residents' appreciation for the high quality of the County library system.
- g. The levy on the May 21, 2002 ballot would have established a tax rate of 75.5 cents per thousand dollars of assessed value. When that levy was submitted to voters, the Board anticipated that the levy and other revenues would continue library operations and restore Monday hours at the busiest libraries.
- h. The Board determines it is in the public interest to resubmit the levy to the voters at the November 5, 2002 general election.
- i. This levy is for five fiscal years commencing July 1, 2003. It is anticipated to raise \$26.7 million in 2003-04, \$27.8 million in 2004-05, \$29.0 million in 2005-06, \$30.3 million in 2006-07 and \$31.7 million in 2007-08.

The Multnomah County Board of Commissioners Resolves:

1. An election is called for the November 5, 2002 general election to submit to the electors of Multnomah County a renewal of a five-year library levy for the purpose of funding library services. The Ballot Title measure is adopted as Exhibit A and the Explanatory Statement is adopted as Exhibit B.

2. The Ballot Title and Explanatory Statement are certified, and will be filed with the County Director of Elections, and published in accordance with law.
3. The Library Local Option Levy will be outside the limitations of Article XI, Section 11, Oregon Constitution.

ADOPTED this 1st day of August 2002.



BOARD OF COUNTY COMMISSIONERS
FOR MULTNOMAH COUNTY, OREGON

Diane M. Linn, Chair

REVIEWED:

THOMAS SPONSLER, COUNTY ATTORNEY
FOR MULTNOMAH COUNTY, OREGON

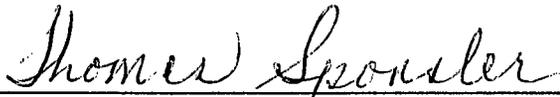
By 
Thomas Sponsler, County Attorney

EXHIBIT A

BALLOT TITLE

CAPTION:

MEASURE 26-36

Renew Five-Year Local Option Levy for County Library Services

QUESTION:

Shall Multnomah County continue library services with levy of 75.5 cents per \$1000 assessed value for five years beginning 2003?

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

SUMMARY:

The library levy approved by voters in 1997 expires June 2003. It provides over half the library's funds. If not renewed, library service will be greatly reduced. Libraries will be open fewer hours and buy fewer books.

At the May 2002 election, 58.99% of voters approved renewal of the Library levy. It could not take effect because of inadequate turnout. That five-year levy would have begun July 2002. This levy begins July 2003.

The Library levy will:

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The levy raises approximately \$26.7 million in 2003-04, \$27.8 million in 2004-05, \$29.0 million in 2005-2006, \$30.3 million in 2006-2007, and \$31.7 million in 2007-2008.

This new levy replaces the current Library levy. An average value single-family residence will pay \$7.93 monthly.

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

EXHIBIT B

EXPLANATORY STATEMENT

MEASURE 26-36

Continue Existing Multnomah County Library Services

On May 21, 2002, about 59% of those voting approved the renewal of the Multnomah County Library levy for five fiscal years commencing July 1, 2002. The measure could not take effect because less than 50% of those registered to vote cast ballots in that election.

Measure 26-36, will renew a Library levy for the current levy that will expire next year. Its cost will be 75.5 cents per \$1,000 assessed value per year. This replaces the charge for the current Library levy. According to the County Assessment and Taxation, the average single family home would pay about \$7.93 per month for this levy.

RESULT OF A 'YES' VOTE

Measure 26-36 will fund continued library services at Multnomah County libraries including Central Library and:

- Albina Library
- Belmont Library
- Capital Hill Library
- Fairview/Columbia Library
- Gregory Heights Library
- Gresham Library
- Hillsdale Library
- Holgate Library
- Hollywood Library
- Midland Library
- North Portland Library
- Northwest Library
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- People turn to the library in person, by phone or e-mail hundreds of times each day for help finding information they need;
- Each day more than 6,500 people visit Central and neighborhood libraries.

RESULT OF A 'NO' VOTE

The library gets over **48%** of its funding from the current voter-approved levy. If the library levy is not renewed, library services will be greatly reduced. Libraries will be open fewer days, some neighborhood libraries may close, and fewer books will be purchased.