



# MULTNOMAH COUNTY OREGON

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

GLADYS McCOY • Chair • 248-3308  
PAULINE ANDERSON • District 1 • 248-5220  
GRETCHEN KAFOURY • District 2 • 248-5219  
CAROLINE MILLER • District 3 • 248-5217  
POLLY CASTERLINE • District 4 • 248-5213  
JANE McGARVIN • Clerk • 248-3277

AGENDA OF  
MEETINGS OF THE MULTNOMAH COUNTY BOARD OF COMMISSIONERS  
FOR THE WEEK OF  
July 11 - 15, 1988

Tuesday, July 12, 1988 - 1:30 PM - Informal Meeting . . Page 2  
Thursday, July 14, 1988 - 9:30 AM - Formal. . . . . Page 3

Tuesday, July 12, 1988 - 1:30 PM

Multnomah County Courthouse, Room 602

INFORMAL

1. Informal Review of Bids and Requests for Proposals:
  - a) Asbestos Abatement
  - b) Grounds Maintenance/Landscaping Services for various County Sites
2. Informal Review of Formal Agenda of July 14

Thursday, July 14, 1988, 9:30 AM

Multnomah County Courthouse, Room 602

Formal Agenda

REGULAR AGENDA

ORDINANCES - DEPARTMENT OF ENVIRONMENTAL SERVICES

- A*
- 2nd 10*
- R-1 First Reading - An Ordinance amending Multnomah County Code Chapter 9.10 (Building and Mechanical Code)
  - R-2 First Reading - An Ordinance amending Multnomah County Code Chapter 9.20 (Electrical Code)
  - R-3 First Reading - An Ordinance amending Multnomah County Code Chapter 9.30 (Plumbing Code)

ORDINANCES - DEPARTMENT OF GENERAL SERVICES

- 2nd 10*
- R-4 First Reading - An Ordinance relating to the Business Income Tax, and amending MCC 5.70

DEPARTMENT OF JUSTICE SERVICES

- 4*
- R-5 In the matter of ratification of a revenue agreement with Dr. Larry V. Lewman, State Salaried Medical Examiner, to perform certain types of autopsies on a fee-for-service basis, using the County owned morgue and equipment, for \$100 a year from July 1, 1988 to June 30, 1989
  - R-6 In the matter of ratification of a revenue agreement with Dr. Karen L. Gunson, State Salaried Medical Examiner, to perform certain types of autopsies on a fee-for-service basis, using the County owned morgue and equipment, for \$100 a year from July 1, 1988 to June 30, 1989
  - R-7 Budget Modification DJS #41 reflecting receipt of private donation in the amount of \$100 to the Sheriff's Office, for its Canine Unit (Patrol Unit), Supplies

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

Thursday, 10:00 PM, Channel 11 for East and West side subscribers

Friday, 6:00 P.M., Channel 27 for Rogers Multnomah East subscribers

Saturday 12:00 PM, Channel 21 for East Portland and East County subscribers

SUPPLEMENTAL AGENDA

THURSDAY, July 14, 1988

THE FOLLOWING WILL BE HEARD BY UNANIMOUS CONSENT:

A  
/

R-8      Ratification of an intergovernmental agreement with East County Cities  
          regarding Business Income Tax revenue sharing



# GLADYS McCOY, Multnomah County Chair

Room 134, County Courthouse  
1021 S.W. Fourth Avenue  
Portland, Oregon 97204  
(503) 248-3308

## M E M O R A N D U M

TO : Finance Committee

DATE : July 14, 1988

RE : RESCHEDULED FINANCE COMMITTEE MEETING  
JULY 20, 1988 MEETING CANCELED

RESCHEDULED TO WEDNESDAY JULY 27, 1988  
10:00 a.m. COMMISSION BOARDROOM

## A G E N D A

1. Indirect Costs - Linda Alexander
2. Savings Policy -
3. Motor Vehicle Rental Tax - Dave Boyer
4. Downtown Economic Improvement District -Paul Yarborough  
Hank Miggins

FC:ddf

cc: Dutch Holub  
Wayne George  
Board of County Commissioners  
Department Managers  
Board Staff  
Clerk of the Board

BOARD OF  
COUNTY COMMISSIONERS  
1988 JUL 18 AM 11:30  
MULTNOMAH COUNTY  
OREGON

Clerk of the Board

101/606

Wednesday, July 20, 1988 - 10 AM

FINANCE COMMITTEE

Multnomah County Courthouse - Conference Room B  
Room 606

1. Indirect Costs - Linda Alexander
2. Savings Policy
3. Motor Vehicle Rental Tax - Dave Boyer
4. Downtown Economic Improvement District - Paul Yarborough

July 27 -  




# GLADYS McCOY, Multnomah County Chair

Room 134, County Courthouse  
1021 S.W. Fourth Avenue  
Portland, Oregon 97204  
(503) 248-3308

BOARD OF  
COUNTY COMMISSIONERS  
MULTNOMAH COUNTY  
OREGON  
1988 JUL 14 AM 11:46

## MEMORANDUM

TO : Finance Committee  
DATE : July 13, 1988  
RE : FINANCE COMMITTEE MEETING & AGENDA  
WEDNESDAY JULY 20, 1988 - 10:00 a.m.

NOTE CHANGE OF LOCATION FOR THIS MEETING ONLY: Bonnie Morris Room

## A G E N D A

1. Indirect Costs - Linda Alexander
2. Savings Policy -
3. Motor Vehicle Rental Tax - Dave Boyer
4. Downtown Economic Improvement District - Paul Yarborough



# MULTNOMAH COUNTY OREGON

8  
J/6/

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

GLADYS McCOY • Chair • 248-3308  
PAULINE ANDERSON • District 1 • 248-5220  
GRETCHEN KAFOURY • District 2 • 248-5219  
CAROLINE MILLER • District 3 • 248-5217  
POLLY CASTERLINE • District 4 • 248-5213  
JANE McGARVIN • Clerk • 248-3277

July 14, 1988

Mr. Paul Yarborough, Director  
Department of Environmental Services  
2115 SE Morrison  
Portland, OR

Dear Mr. Yarborough:

Be it remembered, that at a meeting of the Board of County Commissioners held July 14, 1988, the following action was taken:

First Reading - An Ordinance amending Multnomah )  
County Code Chapter 9.10 (Building and Mechan- )  
ical Code) R-1 )

Copies of the above-entitled Ordinance were available to all persons wishing a copy. Ordinance was read by title only.

A hearing was held; no one wished to testify.

Upon motion of Commissioner Casterline, duly seconded by Commissioner Miller, it is unanimously

ORDERED that the first reading of the above-entitled Ordinance be approved, and that the second reading be held on July 21, 1988 at 9:30 A.M. in Room 602 of the County Courthouse.

Very truly yours,

BOARD OF COUNTY COMMISSIONERS

By Jane McGarvin  
Jane McGarvin  
Clerk of the Board

jm  
cc: County Counsel  
City Permits

(For Clerk's Use)

Meeting Date 7/14/88

Agenda No. R-1

*2nd read 7/21/88*



DATE SUBMITTED \_\_\_\_\_

REQUEST FOR PLACEMENT ON THE AGENDA

Subject: BUILDING/MECHANICAL CODE FEES

Informal Only\* \_\_\_\_\_  
(Date)

Formal Only 7/14/88  
(Date)

DEPARTMENT ENVIRONMENTAL SERVICES DIVISION \_\_\_\_\_

CONTACT PAUL YARBOROUGH TELEPHONE 248-3632

\*NAME(S) OF PERSON MAKING PRESENTATION TO BOARD BILL WHITFIELD

**BRIEF SUMMARY** Should include other alternatives explored, if applicable, and clear statement of rationale for the action requested.

Provides adjustment of Building & Mechanical Code fees consistent with the City of Portland fees and those being proposed for adoption by the Cities of Gresham and Troutdale. Provides for permit fee uniformity in the metro area. Facilitates administration of the City-County intergovernmental agreements pertaining to permit programs.

(IF ADDITIONAL SPACE IS NEEDED, PLEASE USE REVERSE SIDE)

ACTION REQUESTED:

INFORMATION ONLY     PRELIMINARY APPROVAL     POLICY DIRECTION     APPROVAL

INDICATE THE ESTIMATED TIME NEEDED ON AGENDA 5 minutes

IMPACT:

PERSONNEL NONE

FISCAL/BUDGETARY NONE

General Fund NONE

Other \_\_\_\_\_

BOARD OF  
COUNTY COMMISSIONERS  
MULTNOMAH COUNTY  
OREGON  
1988 JUL - 1 PM 4:10

SIGNATURES:

DEPARTMENT HEAD, ELECTED OFFICIAL, or COUNTY COMMISSIONER *Paul Yarborough*

BUDGET / PERSONNEL *David C. Tharr*

COUNTY COUNSEL (Ordinances, Resolutions, Agreements, Contracts) *W. D. Bay*

OTHER \_\_\_\_\_  
(Purchasing, Facilities Management, etc.)

NOTE: If requesting unanimous consent, state situation requiring emergency action on back.



# MULTNOMAH COUNTY OREGON

8  
5161

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

GLADYS McCOY • Chair • 248-3308  
PAULINE ANDERSON • District 1 • 248-5220  
GRETCHEN KAFOURY • District 2 • 248-5219  
CAROLINE MILLER • District 3 • 248-5217  
POLLY CASTERLINE • District 4 • 248-5213  
JANE McGARVIN • Clerk • 248-3277

July 14, 1988

Mr. Paul Yarborough, Director  
Department of Environmental Services  
2115 SE Morrison  
Portland, OR

Dear Mr. Yarborough:

Be it remembered, that at a meeting of the Board of County Commissioners held July 14, 1988, the following action was taken:

First Reading - An Ordinance amending Multnomah )  
County Code Chapter 9.20 (Electrical Code) R-2 )

Copies of the above-entitled Ordinance were available to all persons wishing a copy. Ordinance was read by title only.

A hearing was held; no one wished to testify.

Upon motion of Commissioner Casterline, duly seconded by Commissioner Miller, it is unanimously

ORDERED that the first reading of the above-entitled Ordinance be approved, and that the second reading be held on July 21, 1988 at 9:30 A.M. in Room 602 of the County Courthouse.

Very truly yours,

BOARD OF COUNTY COMMISSIONERS

By Jane McGarvin  
Jane McGarvin  
Clerk of the Board

jm  
cc: County Counsel  
City Permits

DATE SUBMITTED \_\_\_\_\_

(For Clerk's Use)

Meeting Date 7/14/88

Agenda No. R-2

REQUEST FOR PLACEMENT ON THE AGENDA See Rd: 7/21/88

Subject: ELECTRICAL CODE FEES

Informal Only\* \_\_\_\_\_  
(Date)

Formal Only 7/14/88  
(Date)

DEPARTMENT ENVIRONMENTAL SERVICES DIVISION \_\_\_\_\_

CONTACT PAUL YARBOROUGH TELEPHONE 248-3632

\*NAME(S) OF PERSON MAKING PRESENTATION TO BOARD BILL WHITFIELD

BRIEF SUMMARY Should include other alternatives explored, if applicable, and clear statement of rationale for the action requested.

Provides adjustment of Electrical Code fees consistent with the City of Portland fees and those proposed by the Cities of Gresham and Troutdale. Provides for permit fee uniformity in the metro area. Facilitates administration of the City-County intergovernmental agreements pertaining to permit programs.

(IF ADDITIONAL SPACE IS NEEDED, PLEASE USE REVERSE SIDE)

ACTION REQUESTED:

INFORMATION ONLY     PRELIMINARY APPROVAL     POLICY DIRECTION     APPROVAL

INDICATE THE ESTIMATED TIME NEEDED ON AGENDA 5 minutes

IMPACT:

PERSONNEL    NONE

FISCAL/BUDGETARY    NONE

General Fund    NONE

Other \_\_\_\_\_

BOARD OF  
COUNTY COMMISSIONERS  
1988 JUL -1 PM 4:11  
MULTI-COUNTY  
OREGON

SIGNATURES:

DEPARTMENT HEAD, ELECTED OFFICIAL, or COUNTY COMMISSIONER: [Signature]

BUDGET / PERSONNEL David C. Harris

COUNTY COUNSEL (Ordinances, Resolutions, Agreements, Contracts) [Signature]

OTHER \_\_\_\_\_  
(Purchasing, Facilities Management, etc.)

NOTE: If requesting unanimous consent, state situation requiring emergency action on back.



# MULTNOMAH COUNTY OREGON

8  
JTB

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

GLADYS McCOY • Chair • 248-3308  
PAULINE ANDERSON • District 1 • 248-5220  
GRETCHEN KAFOURY • District 2 • 248-5219  
CAROLINE MILLER • District 3 • 248-5217  
POLLY CASTERLINE • District 4 • 248-5213  
JANE MCGARVIN • Clerk • 248-3277

July 14, 1988

Mr. Paul Yarborough, Director  
Department of Environmental Services  
2115 SE Morrison  
Portland, OR

Dear Mr. Yarborough:

Be it remembered, that at a meeting of the Board of County Commissioners held July 14, 1988, the following action was taken:

First Reading - An Ordinance amending Multnomah )  
County Code Chapter 9.30 (Plumbing Code) R-3 )

Copies of the above-entitled Ordinance were available to all persons wishing a copy. Ordinance was read by title only.

A hearing was held; no one wished to testify.

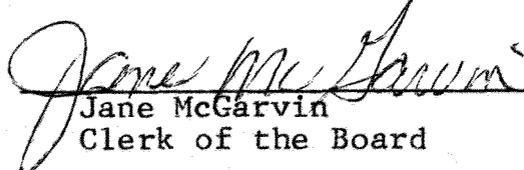
Upon motion of Commissioner Casterline, duly seconded by Commissioner Miller, it is unanimously

ORDERED that the first reading of the above-entitled Ordinance be approved, and that the second reading be held on July 21, 1988 at 9:30 A.M. in Room 602 of the County Courthouse.

Very truly yours,

BOARD OF COUNTY COMMISSIONERS

By

  
Jane McGarvin  
Clerk of the Board

jm

cc: County Counsel  
City Permits

DATE SUBMITTED \_\_\_\_\_

(For Clerk's Use)

Meeting Date 7/14/88

Agenda No. R-3

REQUEST FOR PLACEMENT ON THE AGENDA 2nd Rd 7/21/88

Subject: PLUMBING CODE FEES

Informal Only\* \_\_\_\_\_  
(Date)

Formal Only 7/14/88  
(Date)

DEPARTMENT ENVIRONMENTAL SERVICES DIVISION \_\_\_\_\_

CONTACT PAUL YARBOROUGH TELEPHONE 248-3632

\*NAME(s) OF PERSON MAKING PRESENTATION TO BOARD BILL WHITFIELD

BRIEF SUMMARY Should include other alternatives explored, if applicable, and clear statement of rationale for the action requested.

Provides adjustment of Plumbing Code fees consistent with the City of Portland fees and those being proposed for adoption by the Cities of Gresham and Troutdale. Provides for permit fee uniformity in the metro area. Facilitates administration of the City-County intergovernmental agreements pertaining to permit programs.

(IF ADDITIONAL SPACE IS NEEDED, PLEASE USE REVERSE SIDE)

ACTION REQUESTED:

INFORMATION ONLY  PRELIMINARY APPROVAL  POLICY DIRECTION  APPROVAL

INDICATE THE ESTIMATED TIME NEEDED ON AGENDA 5 minutes

IMPACT:

PERSONNEL NONE

FISCAL/BUDGETARY NONE

General Fund NONE

Other \_\_\_\_\_

BOARD OF COUNTY COMMISSIONERS  
1988 JUL - 1 PM 4:10  
MULTI-NOMINAL COUNTY OREGON

SIGNATURES:

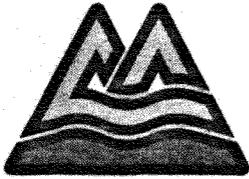
W DEPARTMENT HEAD, ELECTED OFFICIAL, or COUNTY COMMISSIONER: [Signature]

BUDGET / PERSONNEL David C. Swarr

COUNTY COUNSEL (Ordinances, Resolutions, Agreements, Contracts) [Signature]

OTHER \_\_\_\_\_  
(Purchasing, Facilities Management, etc.)

NOTE: If requesting unanimous consent, state situation requiring emergency action on back.



# MULTNOMAH COUNTY OREGON

9  
5/16/1

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

GLADYS McCOY • Chair • 248-3308  
PAULINE ANDERSON • District 1 • 248-5220  
GRETCHEN KAFOURY • District 2 • 248-5219  
CAROLINE MILLER • District 3 • 248-5217  
POLLY CASTERLINE • District 4 • 248-5213  
JANE McGARVIN • Clerk • 248-3277

July 14, 1988

Ms. Linda Alexander, Director  
Department of General Services  
1120 SW Fifth  
Portland, OR

Dear Ms. Alexander:

Be it remembered, that at a meeting of the Board of County Commissioners held July 14, 1988, the following action was taken:

First Reading - An Ordinance relating to the )  
Business Income Tax, and amending MCC 5.70 R-4 )

Copies of the above-entitled Ordinance were available to all persons wishing a copy. Ordinance was read by title only.

A hearing was held; no one wished to testify.

Dave Boyer, Finance Director, explained this ordinance brings the County into compliance with Oregon Statutes regarding collection of taxes, and contains technical changes only.

Laurence Kressel, County Counsel, explained this ordinance has nothing to do with the revenue sharing agreement with East County cities.

Upon motion of Commissioner Miller, duly seconded by Commissioner Casterline, it is unanimously

ORDERED that the first reading of the above-entitled Ordinance be approved, and that the second reading be held on July 21, 1988 at 9:30 A.M. in Room 602 of the County Courthouse.

Very truly yours,

BOARD OF COUNTY COMMISSIONERS

By   
Jane McGarvin  
Clerk of the Board

jm  
cc: Finance  
County Counsel

DATE SUBMITTED June 30, 1988

(For Clerk's Use)  
Meeting Date 7/14/88  
Agenda No. R-4  
2nd Rd 7/21/88

REQUEST FOR PLACEMENT ON THE AGENDA

Subject: Amend MCC 5.70 Business Income Tax

Informal Only\* \_\_\_\_\_  
(Date)

Formal Only July 14, 1988  
(Date)

DEPARTMENT DGS DIVISION Finance

CONTACT Dave Boyer TELEPHONE 3290

\*NAME(S) OF PERSON MAKING PRESENTATION TO BOARD David Boyer

BRIEF SUMMARY Should include other alternatives explored, if applicable, and clear statement of rationale for the action requested.

Amend MCC 5.70 Business Income Tax to conform to State Statute references and clarify MCC 5.70.060. Ordinance has been approved by State Department of Revenue (Tax Administrator).

(IF ADDITIONAL SPACE IS NEEDED, PLEASE USE REVERSE SIDE)

ACTION REQUESTED:

INFORMATION ONLY     PRELIMINARY APPROVAL     POLICY DIRECTION     RATIFICATION

INDICATE THE ESTIMATED TIME NEEDED ON AGENDA 5 to 10 minutes

IMPACT:

PERSONNEL

FISCAL/BUDGETARY    (NONE)

General Fund

Other \_\_\_\_\_

BOARD OF  
COUNTY COMMISSIONERS  
MULTNOMAH COUNTY  
OREGON  
1988 JUL -5 PM 3:38

SIGNATURES:

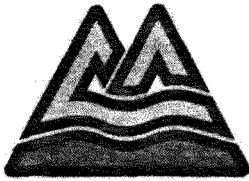
DEPARTMENT HEAD, ELECTED OFFICIAL, or COUNTY COMMISSIONER: Linda D. Stauder

BUDGET / PERSONNEL Ardep L. Craghead

COUNTY COUNSEL (Ordinances, Resolution, Agreements, Contracts) Janice

OTHER \_\_\_\_\_  
(Purchasing, Facilities Management, etc.)

NOTE: If requesting unanimous consent, state situation requiring emergency action on back.



# MULTNOMAH COUNTY OREGON

9  
5/16/1

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

GLADYS McCOY • Chair • 248-3308  
PAULINE ANDERSON • District 1 • 248-5220  
GRETCHEN KAFOURY • District 2 • 248-5219  
CAROLINE MILLER • District 3 • 248-5217  
POLLY CASTERLINE • District 4 • 248-5213  
JANE McGARVIN • Clerk • 248-3277

July 14, 1988

Mr. John Angell, Director  
Department of Justice Services  
1120 SW Fifth  
Portland, OR

Dear Mr. Angell:

Be it remembered, that at a meeting of the Board of County Commissioners held July 14, 1988, the following action was taken:

In the matter of ratification of a revenue )  
agreement with Dr. Larry V. Lewman, State Salar- )  
ied Medical Examiner, to perform certain types of )  
autopsies on a fee-for-service basis, using the )  
County owned morgue and equipment, for \$100 a )  
year from July 1, 1988 to June 30, 1989 R-5 )

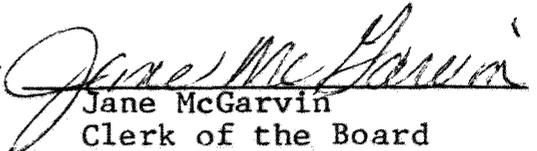
Commissioner McCoy explained that this agreement is an annual agreement with the State which allows physicians to perform autopsies in County facilities.

Upon motion of Commissioner Casterline, duly seconded by Commissioner Miller, it is unanimously

ORDERED that said intergovernmental agreement be ratified.

Very truly yours,

BOARD OF COUNTY COMMISSIONERS

By   
Jane McGarvin  
Clerk of the Board

jm  
cc: Budget  
Finance  
Purchasing  
Harriet Weber  
Medical Examiner

DATE SUBMITTED 6/20/88

(For Clerk's Use)  
Meeting Date \_\_\_\_\_  
Agenda No. \_\_\_\_\_

REQUEST FOR PLACEMENT ON THE AGENDA

Subject: Revenue Agreement

Informal Only\* \_\_\_\_\_  
(Date)

Formal Only June 30, 1988  
(Date)

DEPARTMENT Justice Services DIVISION Medical Examiner

CONTACT Bob Felton TELEPHONE 248-3746

\*NAME(S) OF PERSON MAKING PRESENTATION TO BOARD Bob Felton

BRIEF SUMMARY Should include other alternatives explored, if applicable, and clear statement of rationale for the action requested.

Allows Dr. Larry Lewman to use the County Morgue and equipment to perform certain types of autopsies on a fee-for-service basis, with annual payment to Multnomah County of \$100.

(IF ADDITIONAL SPACE IS NEEDED, PLEASE USE REVERSE SIDE)

ACTION REQUESTED:

INFORMATION ONLY  PRELIMINARY APPROVAL  POLICY DIRECTION  APPROVAL

INDICATE THE ESTIMATED TIME NEEDED ON AGENDA 5 minutes

IMPACT:

PERSONNEL  
 FISCAL/BUDGETARY  
 General Fund  
 Other \_\_\_\_\_

BOARD OF  
COUNTY COMMISSIONERS  
1988 JUL - 5 PM 3:30  
MULTNOMAH COUNTY  
OREGON

SIGNATURES:

DEPARTMENT HEAD, ELECTED OFFICIAL, or COUNTY COMMISSIONER: [Signature]  
BUDGET / PERSONNEL [Signature]  
COUNTY COUNSEL (Ordinances, Resolutions, Agreements, Contracts) [Signature]  
OTHER \_\_\_\_\_  
(Purchasing, Facilities Management, etc.)

NOTE: If requesting unanimous consent, state situation requiring emergency action on back.

DATE SUBMITTED 6/20/88

(For Clerk's Use)  
Meeting Date \_\_\_\_\_  
Agenda No. \_\_\_\_\_

REQUEST FOR PLACEMENT ON THE AGENDA

Subject: Revenue Agreement

Informal Only\* \_\_\_\_\_  
(Date)

Formal Only June 30, 1988  
(Date)

DEPARTMENT Justice Services DIVISION Medical Examiner

CONTACT Bob Felton TELEPHONE 248-3746

\*NAME(S) OF PERSON MAKING PRESENTATION TO BOARD Bob Felton

BRIEF SUMMARY Should include other alternatives explored, if applicable, and clear statement of rationale for the action requested.

Allows Dr. Larry Lewman to use the County Morgue and equipment to perform certain types of autopsies on a fee-for-service basis, with annual payment to Multnomah County of \$100.

(IF ADDITIONAL SPACE IS NEEDED, PLEASE USE REVERSE SIDE)

ACTION REQUESTED:

INFORMATION ONLY     PRELIMINARY APPROVAL     POLICY DIRECTION     APPROVAL

INDICATE THE ESTIMATED TIME NEEDED ON AGENDA 5 minutes

IMPACT:

PERSONNEL  
 FISCAL/BUDGETARY  
     General Fund  
  
 Other \_\_\_\_\_

SIGNATURES:

DEPARTMENT HEAD, ELECTED OFFICIAL, or COUNTY COMMISSIONER: *John Stanger*

BUDGET / PERSONNEL \_\_\_\_\_

COUNTY COUNSEL (Ordinances, Resolutions, Agreements, Contracts) *Sandra Duffy*

OTHER \_\_\_\_\_  
(Purchasing, Facilities Management, etc.)

NOTE: If requesting unanimous consent, state situation requiring emergency action on back.



MULTNOMAH COUNTY OREGON

CONTRACT APPROVAL FORM
(See instructions on reverse side)

TYPE I

- Professional Services under \$10,000
Revenue
Grant Funding
Intergovernmental Agreement

TYPE II

- Professional Services over \$10,000 (RFP, Exemption)
PCRB Contract
Maintenance Agreement
Licensing Agreement

Amendment to above, Number
(Original Contract Amount)

Amendment to above, Number
(Original Contract Amount)

Contact Person Robert D. Felton Phone 248-3746 Date 6/13/88

Department Justice Services Division Medical Examiner Bldg/Room 315

Description of Contract See attached agreement. Contract will allow Dr. Larry Lewman, a state salaried Medical Examiner, use of the county owned morgue and equipment to perform certain types of autopsies on a fee-for-service basis. He will remit an annual payment of \$100.00 to the county.

RFP/BID # Date of RFP/BID Date of Exemption

Reviewed For MBE FBE Participation Contractor is MBE FBE

Contractor Name Dr. Larry V. Lewman
Mailing Address 12734 S.W. 19th
Lake Oswego, Oregon 97024
Phone 244-0997
Employer ID# or SS# 514-40-1793
Effective Date 7/1/88
Termination Date 6/30/89
Total Amount of Agreement \$100.00

Payment Terms
Lump Sum \$100.00 annually
Monthly \$
Other \$
Requirements contract-requisition required
Purchase Order No.

Required Signatures:

Department Head [Signature] Date 6.20.88

Purchasing Director (Type II Contracts Only) Date

County Counsel [Signature] Date 6.22.88

Budget Office Date

County Executive/Sheriff Date

Table with columns: TRANSACTION CODE, P.O., AGENCY, PO DATE, ACCOUNTING PERIOD, BUDGET FY, ACTION, VENDOR CODE, VENDOR NAME, TOTAL AMOUNT, LINE NO., CONTRACT NUMBER, FUND, AGENCY, ORGANIZATION, ACTIVITY, OBJECT, SUB OBJ, REPT CATEG, DESCRIPTION, AMOUNT, INC/DEC IND.

MULTNOMAH COUNTY MEDICAL EXAMINER'S OFFICE USER AGREEMENT

WHEREAS, public bodies outside of Multnomah County and private parties on occasion require the use of a morgue and the services of a pathologist within Multnomah County, and

WHEREAS, the number of such facilities within Multnomah County is limited, and

WHEREAS, the requests are related to civil and criminal investigations, and

WHEREAS, it is in the best interest of Multnomah County to assist other public bodies and private persons in such investigations, and allow the use of the morgue for similar private investigations, now therefore

THE PARTIES AGREE:

1. The county shall allow pathologists employed by the State Health Division and assigned to the Multnomah County Medical Examiners's Office to utilize the facilities and equipment of the County Medical Examiner's office to perform professional work not directly required by the duties with the State Medical Examiner program.

2. The state employee shall pay the county an annual fee for the use of the facility. This fee shall be designed to cover all costs to the county and provide a profit to the county for the use of the facility.

3. The use of the facility will be limited to occasions when other facilities are not readily accessible.

4. The state employees shall provide all consumables such as stamps and stationary.

5. The state employee shall arrange his/her schedule to ensure that any private work is performed during off-duty time.

6. A signed copy of this agreement shall be submitted with the fee at the beginning of each fiscal year prior to the use of the facility.

7. The annual fee shall be \$100.00.

\_\_\_\_\_  
Gladys McCoy County Chair

\_\_\_\_\_  
Date

*John Angel*  
\_\_\_\_\_  
John Angel, Director  
Multnomah County Dept. of Justice Services

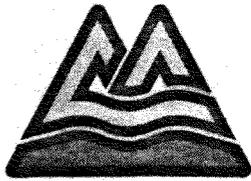
*June 20, 88*  
\_\_\_\_\_  
Date

*Larry V. Lewman*  
\_\_\_\_\_  
Dr. Larry V. Lewman, User

*June 13, 88*  
\_\_\_\_\_  
Date

*Approved as to form:*

*Sandra Duff, Asst County Counsel*



# MULTNOMAH COUNTY OREGON

9  
5/16/1

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

GLADYS McCOY • Chair • 248-3308  
PAULINE ANDERSON • District 1 • 248-5220  
GRETCHEN KAFOURY • District 2 • 248-5219  
CAROLINE MILLER • District 3 • 248-5217  
POLLY CASTERLINE • District 4 • 248-5213  
JANE McGARVIN • Clerk • 248-3277

July 14, 1988

Mr. John Angell, Director  
Department of Justice Services  
1120 SW Fifth  
Portland, OR

Dear Mr. Angell:

Be it remembered, that at a meeting of the Board of County Commissioners held July 14, 1988, the following action was taken:

In the matter of ratification of a revenue agreement with Dr. Karen L. Gunson, State Salaried Medical Examiner, to perform certain types of autopsies on a fee-for-service basis, using the County owned morgue and equipment, for \$100 a year from July 1, 1988 to June 30, 1989 R-6 )

Commissioner McCoy explained that this agreement is an annual agreement with the State which allows physicians to perform autopsies in County facilities.

Upon motion of Commissioner Casterline, duly seconded by Commissioner Miller, it is unanimously

ORDERED that said intergovernmental agreement be ratified.

Very truly yours,

BOARD OF COUNTY COMMISSIONERS

By *Jane McGarvin*  
Jane McGarvin  
Clerk of the Board

jm  
cc: Budget  
Finance  
Purchasing  
Harriet Weber  
Medical Examiner

DATE SUBMITTED 6/20/88

(For Clerk's Use)  
Meeting Date \_\_\_\_\_  
Agenda No. \_\_\_\_\_

REQUEST FOR PLACEMENT ON THE AGENDA

Subject: Intergovernmental Agreement

Informal Only\* \_\_\_\_\_  
(Date)

Formal Only 6/30/88  
(Date)

DEPARTMENT Justice Services DIVISION Medical Examiner

CONTACT Bob Felton TELEPHONE 248-3746

\*NAME(S) OF PERSON MAKING PRESENTATION TO BOARD Bob Felton

BRIEF SUMMARY Should include other alternatives explored, if applicable, and clear statement of rationale for the action requested.

To allow Dr. Gunson use of the county owned morgue and equipment to perform certain types of autopsies on a fee-for-service basis. Annual payment to the County of \$100.

(IF ADDITIONAL SPACE IS NEEDED, PLEASE USE REVERSE SIDE)

ACTION REQUESTED:

INFORMATION ONLY     PRELIMINARY APPROVAL     POLICY DIRECTION     APPROVAL

INDICATE THE ESTIMATED TIME NEEDED ON AGENDA 5 minutes

IMPACT:

PERSONNEL  
 FISCAL/BUDGETARY  
     General Fund  
 Other \_\_\_\_\_

BOARD OF COUNTY COMMISSIONERS  
MULTNOMAH COUNTY  
OREGON  
1988 JUL -5 PM 3:38

SIGNATURES:

DEPARTMENT HEAD, ELECTED OFFICIAL OR COUNTY COMMISSIONER: [Signature]  
BUDGET / PERSONNEL: [Signature]  
COUNTY COUNSEL (Ordinances, Resolutions, Agreements, Contracts) Sandra Duffy  
OTHER \_\_\_\_\_  
(Purchasing, Facilities Management, etc.)

NOTE: If requesting unanimous consent, state situation requiring emergency action on back.

DATE SUBMITTED 6/20/88

(For Clerk's Use)  
Meeting Date \_\_\_\_\_  
Agenda No. \_\_\_\_\_

REQUEST FOR PLACEMENT ON THE AGENDA

Subject: Intergovernmental Agreement

Informal Only\* \_\_\_\_\_  
(Date)

Formal Only 6/30/88  
(Date)

DEPARTMENT Justice Services

DIVISION Medical Examiner

CONTACT Bob Felton

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IMPACT:

PERSONNEL

FISCAL/BUDGETARY

General Fund

Other \_\_\_\_\_

SIGNATURES:

DEPARTMENT HEAD, ELECTED OFFICIAL, or COUNTY COMMISSIONER: 

BUDGET / PERSONNEL \_\_\_\_\_

COUNTY COUNSEL (Ordinances, Resolutions, Agreements, Contracts) Sandra Duffy

OTHER \_\_\_\_\_  
(Purchasing, Facilities Management, etc.)

NOTE: If requesting unanimous consent, state situation requiring emergency action on back.



MULTNOMAH COUNTY OREGON

CONTRACT APPROVAL FORM
(See instructions on reverse side)

TYPE I

- Professional Services under \$10,000
Revenue
Grant Funding
Intergovernmental Agreement

TYPE II

- Professional Services over \$10,000 (RFP, Exemption)
PCRB Contract
Maintenance Agreement
Licensing Agreement

Amendment to above, Number
(Original Contract Amount)

Amendment to above, Number
(Original Contract Amount)

Contact Person Phone Date

Department Division Bldg/Room

Description of Contract See attached agreement. Contract will allow Dr. Karen Gunson, a state salaried Medical Examiner, use of the county owned morgue and equipment to perform certain types of autopsies on a fee-for-service basis. She will remit an annual payment of \$100.00 to the county.

RFP/BID # Date of RFP/BID Date of Exemption

Reviewed For MBE FBE Participation Contractor is MBE FBE

Contractor Name Dr. Karen L. Gunson
Mailing Address Route 3, Box 271M
Sherwood, Oregon 97140
Phone 625-6533
Employer ID# or SS# 540-68-1658
Effective Date 7/1/88
Termination Date 6/30/89
Total Amount of Agreement \$ 100.00

Payment Terms
Lump Sum \$ 100.00 annually
Monthly \$
Other \$
Requirements contract-requisition required
Purchase Order No.

Required Signatures:

Department Head [Signature]

Date 6.20.88

Purchasing Director
(Type II Contracts Only)

Date

County Counsel [Signature]

Date 6-22-88

Budget Office

Date

County Executive/Sheriff

Date

Table with columns: TRANSACTION CODE, AGENCY, PO DATE, ACCOUNTING PERIOD, BUDGET FY, ACTION, VENDOR CODE, VENDOR NAME, TOTAL AMOUNT, LINE NO., CONTRACT NUMBER, FUND AGENCY, ORGANIZATION, ACTIVITY, OBJECT, SUB OBJ, REPT CATEG, DESCRIPTION, AMOUNT, INC/DEC IND.

MULTNOMAH COUNTY MEDICAL EXAMINER'S OFFICE USER AGREEMENT

WHEREAS, public bodies outside of Multnomah County and private parties on occasion require the use of a morgue and the services of a pathologist within Multnomah County, and

WHEREAS, the number of such facilities within Multnomah County is limited, and

WHEREAS, the requests are related to civil and criminal investigations, and

WHEREAS, it is in the best interest of Multnomah County to assist other public bodies and private persons in such investigations, and allow the use of the morgue for similar private investigations, now therefore

THE PARTIES AGREE:

1. The county shall allow pathologists employed by the State Health Division and assigned to the Multnomah County Medical Examiners's Office to utilize the facilities and equipment of the County Medical Examiner's office to perform professional work not directly required by the duties with the State Medical Examiner program.

2. The state employee shall pay the county an annual fee for the use of the facility. This fee shall be designed to cover all costs to the county and provide a profit to the county for the use of the facility.

3. The use of the facility will be limited to occasions when other facilities are not readily accessible.

4. The state employees shall provide all consumables such as stamps and stationary.

5. The state employee shall arrange his/her schedule to ensure that any private work is performed during off-duty time.

6. A signed copy of this agreement shall be submitted with the fee at the beginning of each fiscal year prior to the use of the facility.

7. The annual fee shall be \$100.00

Gladys McCoy, County Chair

Date

John E. Angell  
John Angell, Director  
Multnomah County Dept. of Justice Services

6.20.88

Date

Karen L. Gunson MD  
Dr. Karen L. Gunson, User

6-13-88

Date

approved as to form:  
Sandra Duffy, Asst County Counsel



# MULTNOMAH COUNTY OREGON

9  
5/16/1

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

GLADYS McCOY • Chair • 248-3308  
PAULINE ANDERSON • District 1 • 248-5220  
GRETCHEN KAFOURY • District 2 • 248-5219  
CAROLINE MILLER • District 3 • 248-5217  
POLLY CASTERLINE • District 4 • 248-5213  
JANE McGARVIN • Clerk • 248-3277

July 14, 1988

Sheriff Fred Pearce  
12240 NE Glisan  
Portland, OR

Dear Sheriff Pearce:

Be it remembered, that at a meeting of the Board of County Commissioners held July 14, 1988, the following action was taken:

Request of the Director of Justice Services for )  
approval of Budget Modification DJS #41 reflect- )  
ing receipt of private donation in the amount of )  
\$100 to the Sheriff's Office, for its Canine Unit )  
(Patrol Unit), Supplies R-7 )

Upon motion of Commissioner Miller, duly seconded by Commissioner Casterline, it is unanimously

ORDERED that said request be approved, and budget modification be implemented.

Very truly yours,

BOARD OF COUNTY COMMISSIONERS

By Jane McGarvin  
Jane McGarvin  
Clerk of the Board

jm  
cc: Budget  
Finance





December 21, 1987

Sheriff Fred B. Pearce  
Multnomah County Sheriff's Office  
12240 NE Glisan Street  
Portland, Oregon 97230

Dear Sheriff Pearce:

The attached check, in the amount of \$100.00, is a donation to the Multnomah County Sheriff's Office Canine Unit to purchase necessary supplies to enhance the Unit.

Sincerely,

*Donald & Marilyn Noel*

Donald and Marilyn Noel

1/11/88  
gave to Showalter  
to prepare Bud med.  
*(WU)*

**DONALD R. NOEL**  
**MARILYN NOEL**  
 9855 SE TAGGART 97266  
 PORTLAND, OREGON 97266

645  
19-7155/3250

Dec 21 19 87

Pay To The Order Of *MC K9 Force* \$ 100<sup>00</sup>

*One Hundred* Dollars

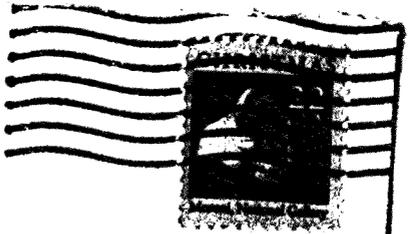
Pacific First Federal  
 Clackamas Town Center Office  
 11690 SE 82nd Avenue  
 Portland, Oregon 97284

For *Donation* *Marilyn Noel*

⑆3 2507 1552⑆023⑆⑆5029627⑆⑆6⑆⑆0645

CURRENT INC. COLORADO SPRINGS, CO 80941      Countrywide

**DON & MARILYN NOEL 9855 SE Taggart, Portland OR 97266**



*Fred Pearce*  
*12240 NE Missan*  
*Portland Or 97230*

*K9 Force*

7/14/88

RECEIVED FROM JANE McGARVIN  
CLERK, BOARD OF COUNTY COMMISSIONERS • MULTNOMAH COUNTY, OREGON

BUDGET

BUDGET MODIFICATION DJS #41 APPROVED

R-7

1988 JUL 20 AM 11:17  
BOARD OF  
COUNTY COMMISSIONERS  
MULTNOMAH COUNTY  
OREGON

CR

PLEASE SIGN & RETURN THIS RECEIPT TO COMMISSIONERS OFFICE



# MULTNOMAH COUNTY OREGON

10  
5/16/1

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

GLADYS McCOY • Chair • 248-3308  
PAULINE ANDERSON • District 1 • 248-5220  
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CAROLINE MILLER • District 3 • 248-5217  
POLLY CASTERLINE • District 4 • 248-5213  
JANE MCGARVIN • Clerk • 248-3277

July 14, 1988

Ms. Linda Alexander, Director  
Department of General Services  
1120 SW Fifth  
Portland, OR

Dear Ms. Alexander:

Be it remembered, that at a meeting of the Board of County Commissioners held July 14, 1988, the following action was taken:

Upon motion of Commissioner Miller, duly seconded by Commissioner Casterline, on a roll call vote, the following matter was considered by unanimous consent:

Ratification of an intergovernmental agreement )  
with East County Cities regarding Business Income )  
Tax revenue sharing R-8 )

Laurence Kressel, County Counsel, reviewed the process in which the agreement was negotiated, and the process to be followed when the agreement is approved. He assured the Board that East County Cities' litigation dismissal will be secured from the Court before distribution of monies is accomplished; that this agreement includes all issues agreed upon by the Board; and has been signed by all East County cities.

Upon motion of Commissioner Miller, duly seconded by Commissioner Casterline, and upon a roll call vote, it is unanimously

ORDERED that said intergovernmental agreement be ratified.

At this time, Commissioners Casterline and Miller commended the staff for a job well done.

Very truly yours,

BOARD OF COUNTY COMMISSIONERS

By Jane McGarvin  
Jane McGarvin  
Clerk of the Board

jm  
cc: Budget  
Finance  
Purchasing  
Harriet Weber

SUPPLEMENTAL AGENDA

THURSDAY, July 14, 1988

THE FOLLOWING WILL BE HEARD BY UNANIMOUS CONSENT:

R-8      Ratification of an intergovernmental agreement with East County Cities  
          regarding Business Income Tax revenue sharing

## BUSINESS INCOME TAX AGREEMENT

This agreement is between Multnomah County, a home rule political subdivision of the State of Oregon (County), and the City of Gresham, the City of Troutdale, the City of Fairview, and the City of Wood Village, municipal corporations (Cities).

a. County Ordinance 121 (April 15, 1976), codified as Multnomah County Code (MCC) 5.70.005 et seq., establishes a business income tax and imposes a 0.6 percent tax rate on taxable income. Section 11 of that ordinance provides that County and cities having territory within County may, by written contract, agree to terms and conditions by which revenue derived from County's Business Income Tax may be shared with such cities.

b. County and Cities entered a written agreement on October 25, 1977, sharing such revenue effective July 1, 1977. County and Cities have substantially complied with the terms and conditions of that agreement since fiscal year 1977-78.

c. County Ordinance 512 (April 24, 1986) amended MCC 5.70.005 et seq. by providing for an additional 0.35 percent tax on the net income from businesses within Multnomah County effective January 1, 1986.

d. County again amended MCC 5.70.005 et seq. by County Ordinance 552 (May 7, 1987) to provide for an additional 0.51 percent tax on the net income from businesses within Multnomah County effective January 1, 1987.

e. A dispute has arisen between the County and the Cities over whether the "Cities Collective Share" as defined in the 1977 agreement includes revenues from the tax rates imposed by Ordinances 512 and 552, and over certain County administrative practices in allocating, apportioning and distributing city shares.

f. In order to resolve this dispute, County and Cities wish to adopt a new agreement governing distribution of business income tax revenue.

The parties agree as follows:

1. County shall allocate to Cities an aggregate amount of 25 percent of County gross cash receipts collected under authority of Multnomah County Code (MCC) 5.70.045(A). This amount is defined as the Cities' Collective Share. The Cities' Collective Share shall be paid out of County's cash receipts from the Business Income Tax received from the Oregon Department of Revenue in any fiscal year from tax rate levied by MCC 5.70.045(A). County and Cities agree that regardless of actual cash receipts collected under MCC 5.70.045(A) in fiscal year 1988-89 Cities's Collective Share shall be \$1,203,681.

2. The County shall apportion the Cities Collective Share into two equal subparts:

(a) One subpart shall be apportioned among the Cities in percentages equal to the quotient of the most recent total certified population for each City, as shown by the latest published supplement then maintained by the Portland State University Center for Population and Census Research, divided by the total of such certified population in all Cities.

(b) The second subpart shall be apportioned among the Cities in percentages equal to the quotient of the most recent total assessed valuation for each city, as shown by the latest data then maintained by the Multnomah County Division of Assessment & Taxation, divided by the total of such assessed valuation in all Cities.

3. County shall distribute to each City the amounts apportioned to it pursuant to paragraph 2. Distributions shall be made by the 15th of the month following County's receipt of payments of business income tax revenue from the Oregon Department of Revenue.

4. It is agreed that no allocations, apportionments or distributions shall be made in any fiscal year until County receives payment of business income tax revenue from the Oregon Department of Revenue.

5. County shall be responsible for all auditing and related functions in connection with the required allocations, apportionments and distributions.

(a) With each payment made to each City, County shall provide information including the gross amount received from the Oregon Department of Revenue from the tax levied by MCC 5.70.045(A), the amount (if any) deducted before distribution to Cities and the reason for any deduction, and the total amount distributed to the Cities to date for the fiscal year.

(b) Within 10 days of receipt of each annual audit, County shall provide each City with a certification from the County Auditor of the total amount of business income tax revenue from MCC 5.70.045(A), and the amount anticipated to be distributed to each City.

(c) County shall provide each City quarterly with a written projection of the total business income tax revenue and the amount anticipated to be distributed to each City.

6. This agreement shall take effect upon execution by the parties' duly authorized representatives, and upon entry of an order of dismissal with prejudice in City of Gresham et al. v. Multnomah County, Circuit Court No. A8803-01237. This agreement shall renew automatically on July 1 of each succeeding year as to all parties unless one of the following provisions applies:

(a) If the County's business income tax is repealed, this agreement shall automatically terminate as of the effective date of the repeal.

(b) If the County wishes to maintain its business income tax but terminate this revenue sharing agreement, County may terminate this agreement effective on July 1 of any year by giving not less than two years written notice to each city.

(c) If any City enacts a city business income tax, notice of the enactment shall be mailed to County within 10 days. County may terminate this agreement with respect to that City, effective not less than one year after enactment of the tax by the City.

(d) Any City may terminate its participation in this agreement upon six months' written notice to each of the other parties.

7. Cities declare it is the intention of their governing bodies as of the date this agreement not to impose city business income taxes. County declares it is the intention of its governing body as of the date of this agreement not to amend or repeal its business income tax. The parties recognize that such expressions of intent are limited because future or present governing bodies are required by law to retain discretion over all matters.

8. County agrees to give the Cities at least 60 days written notice prior to the first reading of any ordinance amending MCC 5.70.045(A) of the business income tax. If the County proposes an ordinance to reduce the rate established by MCC 5.70.045(A) and two or more Cities file written objections prior to the first reading of such ordinance, the reduced rate shall take effect on July 1 not less than two years after the ordinance is adopted.

9. The parties shall comply with all applicable laws in connection with this agreement.

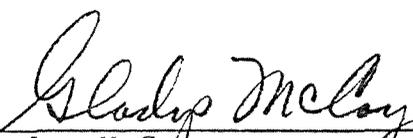
10. No party may assign its rights or obligations under this agreement, except that County may assign by written contract to the Oregon Department of Revenue its obligations in connection with allocation, apportionment, distribution, and auditing and related functions. No such assignment may affect any rights of Cities without their written concurrence.

11. This agreement supercedes the agreement between the parties dated October 25, 1977.

12. This agreement may be amended only upon the written concurrence of all the parties.

The parties have approved this agreement and caused it to be executed by their duly authorized officers.

MULTNOMAH COUNTY

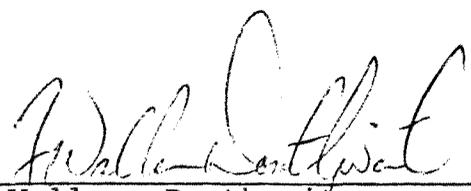
  
\_\_\_\_\_  
Gladys McCoy,  
Multnomah County Chair

7/14/88  
\_\_\_\_\_  
DATE

CITY OF GRESHAM

  
\_\_\_\_\_  
Larry Deyo,  
Mayor

7-6-88  
\_\_\_\_\_  
DATE

  
\_\_\_\_\_  
F. Wallace Douthwaite,  
City Manager

7-6-88  
\_\_\_\_\_  
DATE

CITY OF FAIRVIEW

Fred M. Carlson  
Fred M. Carlson,  
Mayor

7-6-88  
DATE

Marilyn Holstrom  
Marilyn Holstrom,  
City Administrator

7-6-88  
DATE

CITY OF TROUTDALE

Sam K. Cox  
Sam K. Cox,  
Mayor

7-13-88  
DATE

Pam Christian  
Pam Christian,  
City Administrator

7-13-88  
DATE

CITY OF WOOD VILLAGE

Derald Ulmer  
Derald Ulmer,  
Mayor

7-13-88  
DATE

Sheila Ritz Arthur  
Sheila Ritz Arthur,  
City Administrator

7/13/88  
DATE

APPROVED AS TO FORM

Thomas Sponsler  
Thomas Sponsler,  
Gresham City Attorney

Laurence Kressel  
Laurence Kressel,  
County Counsel

## BUSINESS INCOME TAX AGREEMENT

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The parties agree as follows:

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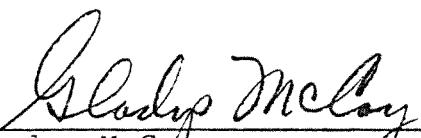
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12. This agreement may be amended only upon the written concurrence of all the parties.

The parties have approved this agreement and caused it to be executed by their duly authorized officers.

MULTNOMAH COUNTY

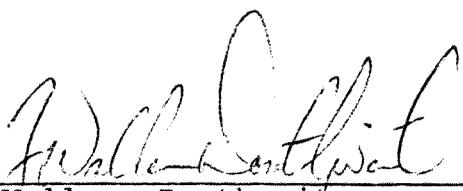
  
\_\_\_\_\_  
Gladys McCoy,  
Multnomah County Chair

7/14/88  
\_\_\_\_\_  
DATE

CITY OF GRESHAM

  
\_\_\_\_\_  
Larry Deyo,  
Mayor

7-6-88  
\_\_\_\_\_  
DATE

  
\_\_\_\_\_  
F. Wallace Douthwaite,  
City Manager

7-6-88  
\_\_\_\_\_  
DATE

CITY OF FAIRVIEW

Fred M. Carlson  
Fred M. Carlson,  
Mayor

7-6-88  
DATE

Marilyn Holstrom  
Marilyn Holstrom,  
City Administrator

7-6-88  
DATE

CITY OF TROUTDALE

Sam K. Cox  
Sam K. Cox,  
Mayor

7-13-88  
DATE

Pam Christian  
Pam Christian,  
City Administrator

7-13-88  
DATE

CITY OF WOOD VILLAGE

Derald Ulmer  
Derald Ulmer,  
Mayor

7-13-88  
DATE

Sheila Ritz Arthur  
Sheila Ritz Arthur,  
City Administrator

7/13/88  
DATE

APPROVED AS TO FORM

Thomas Sponsler  
Thomas Sponsler,  
Gresham City Attorney

Laurence Kressel  
Laurence Kressel,  
County Counsel

SUPPLEMENTAL AGENDA

THURSDAY, July 14, 1988

THE FOLLOWING WILL BE HEARD BY UNANIMOUS CONSENT:

- R-8      Ratification of an intergovernmental agreement with East County Cities  
          regarding Business Income Tax revenue sharing

PRESS LIST

DATE 7/13/88

THE FOLLOWING WERE CALLED THIS DATE REGARDING:

*Participation of  
East Co. Cities  
BIT Agreement -*

- a) Meeting X 7/14/88  
b) Executive Meeting \_\_\_\_\_  
c) Other \_\_\_\_\_

Signed *[Signature]*

✓ KOIN	Channel 6	243-6614	Assignment Desk
✓ KGW	Channel 8	226-5111	Assignment Desk
✓ KATU	Channel 2	231-4260	Assignment Desk
✓ KPTV	Channel 12	222-9921	News Desk
✓ KEX	1190 A.M.	222-1929	Newsroom/Message
✓ KSGO	1520 A.M.	223-1441	News Desk
✓ KXL	750 A.M.	231-0750	Newsroom/Message
— KGW	62 A.M.	226-5095	News Desk
✓ K-103 FM		643-5103	Newsroom
✓ KXYQ - 105		226-6731	Newsroom
✓ OREGONIAN	<i>left</i> (Recorded message)	221-8566	Harry Bodine
✓ GRESHAM OUTLOOK	<i>left message</i>	665-2181	<del>Dave Pinson</del> Robin Franzen
✓ SKANNER		287-3562	Patrick Mazza

BOARD OF  
COUNTY COMMISSIONERS  
1988 JUL 11 PM 4:49  
MULTNOMAH COUNTY  
OREGON

M E M O R A N D U M

---

TO: Jane McGarvin  
Clerk of the Board

FROM: Larry Kressel *LK*  
County Counsel

DATE: July 8, 1988

RE: Business Income Tax Agreement

---

The enclosed letter from the Gresham City Attorney indicates that the settlement documents pertaining to the BIT litigation will be approved by the east county cities by July 13. This will set the stage for Board approval of the new BIT intergovernmental agreement, a copy of which is attached.

Based on the letter from Gresham, please schedule Board action on the BIT agreement for the July 14 meeting. I will advise the Board at the meeting as to whether all the necessary documents have actually been received from the east county cities.

cc Jack Horner  
Hank Miggins



**CITY OF GRESHAM**

Office of the City Attorney  
1333 N.W. Eastman Parkway  
Gresham, Oregon 97030-3825  
(503) 661-3000

July 6, 1988

Laurence Kressel  
Multnomah County Counsel  
PO Box 849  
Portland, Oregon 97207-0849

Re: City of Gresham, City of Fairview, City of  
Troutdale, and City of Wood Village v. Multnomah County  
No. A8803-01237

Dear Larry:

Last night the Gresham City Council approved and authorized the execution of the Settlement Agreement, Business Income Tax Agreement, and Stipulated Order of Dismissal with Prejudice of the above litigation. Enclosed are copies of those documents.

The originals of the documents have been forwarded to the City of Fairview for consideration at the July 6 council meeting. Consideration by the City of Troutdale council is scheduled for July 12 and by the City of Wood Village council on July 13. The documents will then be returned to you.

It is our understanding that this settlement will be on the July 14 County Commission agenda for formal action. After approval and execution of the documents by the County, you may file the Stipulated Dismissal and obtain entry of the Order of Dismissal. The County has agreed to then disburse to the Cities \$828,243 in accordance with paragraph 3 of the Settlement Agreement.

Thank you for your cooperation and assistance.

Sincerely,

Thomas Sponsler  
City Attorney

**RECEIVED**

JUL 08 1988

Enclosures

**COUNTY COUNSEL FOR  
MULTNOMAH COUNTY, ORE.**

## BUSINESS INCOME TAX AGREEMENT

This agreement is between Multnomah County, a home rule political subdivision of the State of Oregon (County), and the City of Gresham, the City of Troutdale, the City of Fairview, and the City of Wood Village, municipal corporations (Cities).

a. County Ordinance 121 (April 15, 1976), codified as Multnomah County Code (MCC) 5.70.005 et seq., establishes a business income tax and imposes a 0.6 percent tax rate on taxable income. Section 11 of that ordinance provides that County and cities having territory within County may, by written contract, agree to terms and conditions by which revenue derived from County's Business Income Tax may be shared with such cities.

b. County and Cities entered a written agreement on October 25, 1977, sharing such revenue effective July 1, 1977. County and Cities have substantially complied with the terms and conditions of that agreement since fiscal year 1977-78.

c. County Ordinance 512 (April 24, 1986) amended MCC 5.70.005 et seq. by providing for an additional 0.35 percent tax on the net income from businesses within Multnomah County effective January 1, 1986.

d. County again amended MCC 5.70.005 et seq. by County Ordinance 552 (May 7, 1987) to provide for an additional 0.51 percent tax on the net income from businesses within Multnomah County effective January 1, 1987.

e. A dispute has arisen between the County and the Cities over whether the "Cities Collective Share" as defined in the 1977 agreement includes revenues from the tax rates imposed by Ordinances 512 and 552, and over certain County administrative practices in allocating, apportioning and distributing city shares.

f. In order to resolve this dispute, County and Cities wish to adopt a new agreement governing distribution of business income tax revenue.

The parties agree as follows:

1. County shall allocate to Cities an aggregate amount of 25 percent of County gross cash receipts collected under authority of Multnomah County Code (MCC) 5.70.045(A). This amount is defined as the Cities' Collective Share. The Cities' Collective Share shall be paid out of County's cash receipts from the Business Income Tax received from the Oregon Department of Revenue in any fiscal year from tax rate levied by MCC 5.70.045(A). County and Cities agree that regardless of actual cash receipts collected under MCC 5.70.045(A) in fiscal year 1988-89 Cities's Collective Share shall be \$1,203,681.

2. The County shall apportion the Cities Collective Share into two equal subparts:

(a) One subpart shall be apportioned among the Cities in percentages equal to the quotient of the most recent total certified population for each City, as shown by the latest published supplement then maintained by the Portland State University Center for Population and Census Research, divided by the total of such certified population in all Cities.

(b) The second subpart shall be apportioned among the Cities in percentages equal to the quotient of the most recent total assessed valuation for each city, as shown by the latest data then maintained by the Multnomah County Division of Assessment & Taxation, divided by the total of such assessed valuation in all Cities.

3. County shall distribute to each City the amounts apportioned to it pursuant to paragraph 2. Distributions shall be made by the 15th of the month following County's receipt of payments of business income tax revenue from the Oregon Department of Revenue.

4. It is agreed that no allocations, apportionments or distributions shall be made in any fiscal year until County receives payment of business income tax revenue from the Oregon Department of Revenue.

5. County shall be responsible for all auditing and related functions in connection with the required allocations, apportionments and distributions.

(a) With each payment made to each City, County shall provide information including the gross amount received from the Oregon Department of Revenue from the tax levied by MCC 5.70.045(A), the amount (if any) deducted before distribution to Cities and the reason for any deduction, and the total amount distributed to the Cities to date for the fiscal year.

(b) Within 10 days of receipt of each annual audit, County shall provide each City with a certification from the County Auditor of the total amount of business income tax revenue from MCC 5.70.045(A), and the amount anticipated to be distributed to each City.

(c) County shall provide each City quarterly with a written projection of the total business income tax revenue and the amount anticipated to be distributed to each City.

6. This agreement shall take effect upon execution by the parties' duly authorized representatives, and upon entry of an order of dismissal with prejudice in City of Gresham et al. v. Multnomah County, Circuit Court No. A8803-01237. This agreement shall renew automatically on July 1 of each succeeding year as to all parties unless one of the following provisions applies:

(a) If the County's business income tax is repealed, this agreement shall automatically terminate as of the effective date of the repeal.

(b) If the County wishes to maintain its business income tax but terminate this revenue sharing agreement, County may terminate this agreement effective on July 1 of any year by giving not less than two years written notice to each city.

(c) If any City enacts a city business income tax, notice of the enactment shall be mailed to County within 10 days. County may terminate this agreement with respect to that City, effective not less than one year after enactment of the tax by the City.

(d) Any City may terminate its participation in this agreement upon six months' written notice to each of the other parties.

7. Cities declare it is the intention of their governing bodies as of the date this agreement not to impose city business income taxes. County declares it is the intention of its governing body as of the date of this agreement not to amend or repeal its business income tax. The parties recognize that such expressions of intent are limited because future or present governing bodies are required by law to retain discretion over all matters.

8. County agrees to give the Cities at least 60 days written notice prior to the first reading of any ordinance amending MCC 5.70.045(A) of the business income tax. If the County proposes an ordinance to reduce the rate established by MCC 5.70.045(A) and two or more Cities file written objections prior to the first reading of such ordinance, the reduced rate shall take effect on July 1 not less than two years after the ordinance is adopted.

9. The parties shall comply with all applicable laws in connection with this agreement.

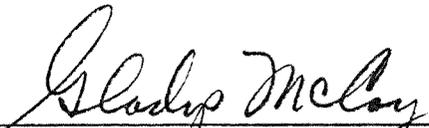
10. No party may assign its rights or obligations under this agreement, except that County may assign by written contract to the Oregon Department of Revenue its obligations in connection with allocation, apportionment, distribution, and auditing and related functions. No such assignment may affect any rights of Cities without their written concurrence.

11. This agreement supercedes the agreement between the parties dated October 25, 1977.

12. This agreement may be amended only upon the written concurrence of all the parties.

The parties have approved this agreement and caused it to be executed by their duly authorized officers.

MULTNOMAH COUNTY

  
\_\_\_\_\_  
Gladys McCoy,  
Multnomah County Chair

7/14/88  
DATE

CITY OF GRESHAM

  
\_\_\_\_\_  
Larry Deyo,  
Mayor

7-6-88  
DATE

  
\_\_\_\_\_  
F. Wallace Douthwaite,  
City Manager

7-6-88  
DATE

CITY OF FAIRVIEW

*Fred M Carlson*

Fred M. Carlson,  
Mayor

7-6-88

DATE

*Marilyn Holstrom*

Marilyn Holstrom,  
City Administrator

7-6-88

DATE

CITY OF TROUTDALE

*Sam K Cox*

Sam K. Cox,  
Mayor

7-13-88

DATE

*Pam Christian*

Pam Christian,  
City Administrator

7-13-88

DATE

CITY OF WOOD VILLAGE

*Derald Ulmer*

Derald Ulmer,  
Mayor

7-13-88

DATE

*Sheila Ritz Arthur*

Sheila Ritz Arthur,  
City Administrator

7/13/88

DATE

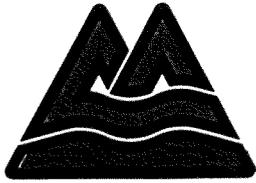
APPROVED AS TO FORM

*Thomas Sponsler*

Thomas Sponsler,  
Gresham City Attorney

*Laurence Kressel*

Laurence Kressel,  
County Counsel



# MULTNOMAH COUNTY OREGON

*Jane Mc Harwin*

DEPARTMENT OF GENERAL SERVICES  
COUNTY COUNSEL SECTION  
1120 S.W. FIFTH AVENUE, SUITE 1400  
PO. BOX 849  
PORTLAND, OREGON 97207-0849  
(503) 248-3138

BOARD OF COUNTY COMMISSIONERS  
GLADYS McCOY, CHAIR  
PAULINE ANDERSON  
POLLY CASTERLINE  
GRETCHEN KAFOURY  
CAROLINE MILLER

July 14, 1988

Tom Sponsler  
Gresham City Attorney  
1333 NW Eastman  
Gresham, Oregon 97030

COUNTY COUNSEL  
LAURENCE KRESSEL

CHIEF ASSISTANT  
ARMINDA J. BROWN

ASSISTANTS  
JOHN L. DU BAY  
SANDRA N. DUFFY  
J. MICHAEL DOYLE  
H. H. LAZENBY, JR.  
PAUL G. MACKAY  
MARK B. WILLIAMS

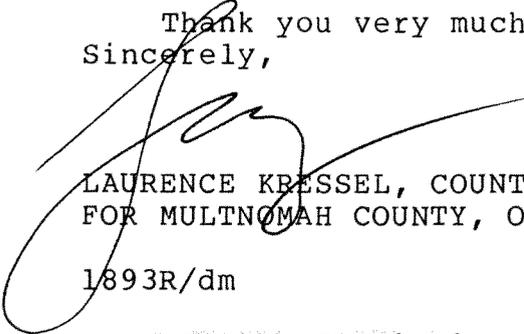
Re: City of Gresham et al. v. Multnomah County  
Circuit Court No. A8803-01237

Dear Tom:

The Board of County Commissioners adopted the Business Income Tax Agreement at its July 14 hearing. I enclose signed originals for each city. Also enclosed are: (1) a copy of the signed and filed Circuit Court Judgment dismissing the complaint with prejudice, and (2) a copy of the fully executed settlement agreement.

I understand that the county's budget office is making arrangements to disburse to each city a check for its share of the funds referred to in the settlement agreement. That should conclude the litigation and begin a new phase of improved intergovernmental relations.

Thank you very much for your cooperation.  
Sincerely,

  
LAURENCE KRESSEL, COUNTY COUNSEL  
FOR MULTNOMAH COUNTY, OREGON

1893R/dm

cc: County Commissioners  
Dave Boyer  
Jack Horner  
Hank Miggins  
Fred Neal  
David Warren

BOARD OF  
COUNTY COMMISSIONERS  
1988 JUL 18 AM 11:35  
MULTNOMAH COUNTY  
OREGON

## BUSINESS INCOME TAX AGREEMENT

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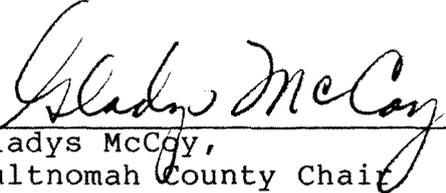
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MULTNOMAH COUNTY

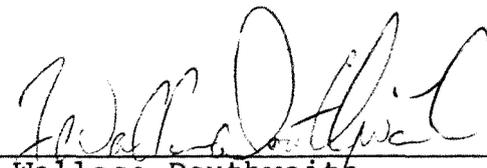
  
\_\_\_\_\_  
Gladys McCoy,  
Multnomah County Chair

7/14/88  
\_\_\_\_\_  
DATE

CITY OF GRESHAM

  
\_\_\_\_\_  
Larry Deyo,  
Mayor

7-6-88  
\_\_\_\_\_  
DATE

  
\_\_\_\_\_  
F. Wallace Douthwaite,  
City Manager

7-6-88  
\_\_\_\_\_  
DATE

CITY OF FAIRVIEW

Fred M. Carlson  
Fred M. Carlson,  
Mayor

7-6-88  
DATE

Marilyn Holstrom  
Marilyn Holstrom,  
City Administrator

7-6-88  
DATE

CITY OF TROUTDALE

Sam K. Cox  
Sam K. Cox,  
Mayor

7-13-88  
DATE

Pam Christian  
Pam Christian,  
City Administrator

7-13-88  
DATE

CITY OF WOOD VILLAGE

De'rald Ulmer  
De'rald Ulmer,  
Mayor

7-13-88  
DATE

Sheila Ritz Arthur  
Sheila Ritz Arthur,  
City Administrator

7/13/88  
DATE

APPROVED AS TO FORM

Thomas Sponsler  
Thomas Sponsler,  
Gresham City Attorney

Laurence Kressel  
Laurence Kressel,  
County Counsel

1                   IN THE CIRCUIT COURT OF THE STATE OF OREGON

2                                   FOR THE COUNTY OF MULTNOMAH

3 CITY OF GRESHAM, CITY OF           )  
4 FAIRVIEW, CITY OF TROUTDALE,    )  
5 and CITY OF WOOD VILLAGE,        )  
6 municipal corporations,            )

No. A8803-01237

7                                   Plaintiffs,                    )

STIPULATED ORDER  
OF DISMISSAL  
WITH PREJUDICE

8                                   v.                                )

9 MULTNOMAH COUNTY, a political     )  
10 subdivision of the State of       )  
11 Oregon,                            )

12                                   Defendant.                    )

13 Pursuant to ORCP 54, and it appearing that this matter  
14 has been completely compromised and settled, it is hereby

15 ///

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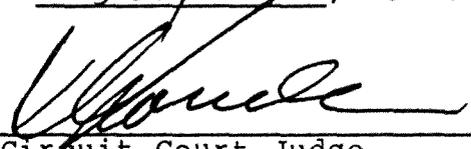
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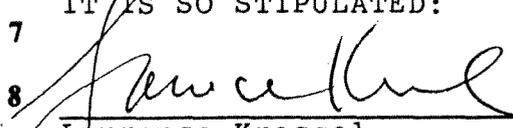
26 ///

1 ORDERED that this action is dismissed with prejudice  
2 and without costs to either party.

3 DATED this 14 day of July, 1988.

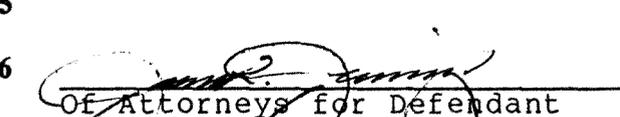
4  
5   
6 \_\_\_\_\_  
Circuit Court Judge

7 IT IS SO STIPULATED:

8   
9 \_\_\_\_\_  
Laurence Kressel  
Attorney for Plaintiff

10   
11 \_\_\_\_\_  
Thomas Sponsler  
Of Attorneys for Defendant  
12 City of Gresham

13   
14 \_\_\_\_\_  
Of Attorneys for Defendant  
15 City of Fairview

16   
17 \_\_\_\_\_  
Of Attorneys for Defendant  
18 City of Troutdale

19   
20 \_\_\_\_\_  
Of Attorneys for Defendant  
21 City of Wood Village

22  
23  
24  
25

26 1792R/dm

## SETTLEMENT AGREEMENT

This agreement is between Multnomah County, a home rule political subdivision of the State of Oregon (County), and the City of Gresham, the City of Troutdale, the City of Fairview, and the City of Wood Village, municipal corporations (Cities).

### Recitals

1. County and Cities entered a written agreement on October 25, 1977 for sharing revenue from County's Business Income Tax. Subsequently, a dispute arose over interpretation of the agreement. In April, 1988, Cities filed suit against County in Multnomah County Circuit Court for Declaratory and Injunctive Relief.
2. County and City wish to settle the litigation and have agreed upon terms of settlement as set forth below.

The parties, therefore, agree as follows:

### Agreed Terms

1. County and Cities shall adopt a new intergovernmental agreement for sharing revenues from County's Business Income Tax, commencing with fiscal year 1988-89.
2. Within three days after the agreement is fully executed, Cities and County shall file in Circuit Court a Stipulation of Dismissal With Prejudice of City of Gresham et. al v. Multnomah County, Circuit Court No. A8803-01237.
3. Within three days after the Stipulation is filed, County shall distribute \$92,205 to Cities. This sum represents the amount in dispute under the 1977 agreement for the period between 1977 and fiscal year 1986-87. At the same time, County shall distribute an additional \$736,038 to Cities. This sum represents Cities' Collective Share of business income tax revenue for fiscal year 1987-88 under the 1977 agreement.
4. County shall distribute the sums referred to in paragraph 3 in accordance with the apportionment formula set forth in the agreement referred to in paragraph 1.
5. Performance of points 1-4 above shall operate as a permanent and complete release of all claims against County and its officials, agents, and employees, arising out of the performance or non performance of the 1977 agreement, and which were or could have been raised in City of Gresham et. al. v. Multnomah County, Circuit Court No. A8803-01237.

6. The above-mentioned terms and distributions are in settlement and compromise of a disputed claim, and for the purpose of avoiding expense incident to litigation; said terms and distributions are not made nor are they to be construed to be an admission of liability by County.

Date: 7-1-88

Gladys McCoy  
Gladys McCoy  
Multnomah County Chair

Date: 7-6-88

[Signature]  
Authorized Representative  
City of Gresham

Date: 7-6-88

Fred M. Carlson  
Authorized Representative  
City of Fairview

Date: 7-13-88

Sam K Cox  
Authorized Representative  
City of Troutdale

Date: 7-13-88

[Signature]  
Authorized Representative  
City of Wood Village