

MISC. CORRESPONDENCE

**CITIZENS
CRIME
COMMISSION**

May 3, 1990

Mr. William C. Rapp
Administrator
Multnomah County Charter Review Committee
1120 S.W. Fifth Avenue, #1500
Portland, OR 97204

Dear Mr. Rapp:

After the **Citizens Crime Commission** presentation to the April 25, 1990 meeting of the Multnomah County Charter Review Committee, I came to the realization that we needed to be much more informed of your meetings and agenda.

I realize that you are coming to the end of your deliberations, but if it is not too late I certainly would appreciate receiving from you a schedule of upcoming meetings, as well as materials that you think would help our organization understand the mission and activities of the Charter Review Committee thus far.

Looking forward to hearing from you.

Sincerely,



Patrick F. Donaldson
Executive Director

VICKI K. ERVIN
Director of Elections



1040 S.E. Morrison St.
Portland, Oregon 97214-2495
(503) 248-3720

MEMORANDUM

To: Bill Rapp, Charter Review Committee
From: Allen Robertson, Elections Manager *ARR*
Subject: County offices to be on the ballot in 1990, 1992 and 1994

1990 - Chair of the Board of County Commissioners, County Commissioner District No. 2, County Auditor and County Sheriff.

1992 - County Commissioner District No. 1, County Commissioner District No. 3 and County Commissioner District No. 4.

Because all county offices are for four year terms, 1994 will be a repetition of 1990. However if a vacancy or vacancies occur, depending upon the timing, offices not scheduled could be on the ballot to fill unexpired terms.



MULTNOMAH COUNTY OREGON

MULTNOMAH COUNTY CHARTER REVIEW COMMITTEE

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

MEMBERS

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

STAFF

William C. Rapp
Administrator
Shirley Winter
Secretary

November 3, 1989

Casey Cooper, Director
Southeast Uplift Neighborhood Program
3534 S.E. Main Street
Portland, OR 97214

Dear Casey:

Thank you for the opportunity to speak to the Southeast Uplift Board about the County Charter Review Committee at its meeting on December 6. Mark Johnson, the Vice-President of our Committee and a southeast resident will make the presentation.

Enclosed is a one-page information sheet for your newsletter or other distribution.

If you have any questions, please call me at 635-3065 or Bill Rapp at our office, 248-3525.

Sincerely,

Ann Porter, Chair
Charter Review Committee

AP/saw



MULTNOMAH COUNTY OREGON

MULTNOMAH COUNTY CHARTER REVIEW COMMITTEE

1120 S.W. Fifth Avenue
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LaVelle VandenBerg

STAFF

William C. Rapp
Administrator
Shirley Winter
Secretary

November 3, 1989

Greg Smoot, Coordinator
Southwest Neighborhood Information, Inc.
7688 S.W. Capitol Highway
Portland, OR 97219

Dear Greg:

Thank you for the opportunity to speak to the Southwest Neighborhood Information Board about the County Charter Review Committee at its meeting on November 15. Enclosed is a one-page information sheet for your newsletter or other distribution.

If you have any questions, please call me at 635-3065 or Bill Rapp at our office, 248-3525.

Sincerely,

Ann Porter, Chair
Charter Review Committee

AP/saw

DATE: September 11, 1989
TO: Members of the Civic Index Government
Performance Committee
FROM: Michael J. Silver
SUBJECT: Meeting Reminder

As previously discussed, we will be meeting on Thursday, September 14, 1989, from 5:30 p.m. to 7:00 or 7:30 p.m. at the Touche Ross offices in the Benj. Franklin Plaza at One S.W. Columbia, Suite 1500. This is the same location at which we held our last meeting.

At this meeting we will be deciding upon the issues to be addressed by the committee in evaluating the performance of the City of Portland. This will be an important meeting as we will establish the criteria upon which the evaluation will be based.

Unfortunately, we received only one response to the request for questions to consider during this meeting, and a promise of one to be brought to the meeting. I have taken the liberty of adding several questions to the list. These questions, plus the one submitted, are enclosed. Hopefully, we can proceed with determining the criteria to be used as well as the process for conducting the evaluation.

I look forward to meeting with you on Thursday.

If you have any questions please call me at 243-6333 or Sonnie Russell at 223-1224.



/jeb
362u/95
enc.

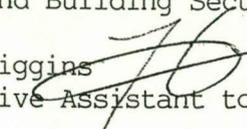


GLADYS McCOY, Multnomah County Chair

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: Portland Building Security Desk

FROM: Hank Miggins 
Executive Assistant to the Chair

DATE: July 21, 1989

RE: Charter Review Committee Meetings

Attached is a list of members of the Multnomah County Home Rule Charter Committee. The Committee will meet periodically over the next year at various locations in the Portland Building. Most of their meetings will be on either the 14th or 15th floors.

Their first formal session has been scheduled for Thursday August 10, 1989 from 5:30 - 7:00 p.m. They will set their own meeting schedule at this session. Some or all of the members will be using the Portland Building parking garage.



GLADYS McCOY, Multnomah County Chair

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

MULTNOMAH COUNTY HOME RULE CHARTER REVIEW COMMITTEE

Liberty Lane

Lana Butterfield

Victor Anfuso

Paul Norr

Ann Porter

Nicholas Teeny

Florence Bancroft

David J. Chambers

Monica Little

Lavelle Vandenberg

Marcia Pry

Mark Johnson

Casey Short

October 21

Dear Ann Porter:

A nice note, yours of September 30. It was a pleasure at least for me to meet again with a committee working on a county charter. I trust the meeting helps the committee fulfill its charge.

The note prompts me to follow through on your statement that the committee could take care of my travel expenses to and from the meeting. The enclosed voucher indicates my outlay for busfare. If \$5 can be added for meal costs, I shall be fully reimbursed for the costs of the travel to and from the meeting.

With best regards to all the committee,

Orval Etter



Orval Etter
3080 Potter St
Eugene OR 97405

 Orval Etter
3080 Potter St
Eugene OR 97405

~~WEYERHAEUSER~~ LINES, INC.

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NOTICE - INTERSTATE EXPRESS LIABILITY. (NOT NEGOTIABLE) SUBJECT TO TARIFF REGULATIONS LIABILITY:

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ADDRESS _____

NAME _____



Orval Etter
 3080 Potter St
 Eugene OR 97405



ANN F . PORTER
 0926 S.W. Palatine Hill Road
 Portland
 OR 97219 Oregon 97228-5787





MULTNOMAH COUNTY OREGON

CHARTER REVIEW COMMITTEE

1120 S.W. 5th Avenue
Suite 1500
Portland, OR 97204
Tel: 248-3525

TO: Multnomah County Courthouse Security
FROM: Bill Rapp, Administrator *BR*
DATE: October 20, 1989
RE: Charter Review Committee Meetings

The Multnomah County Charter Review Committee is now scheduled to meet in the Multnomah County Courthouse Board Room (Room 602) on the following Wednesday evenings from 7:00 to 9:00 p.m.

October 25
November 8
November 29
December 13
December 20

In addition to members and staff of the Committee (roster attached), a relatively small number of the general public may attend the meetings and should be allowed to enter the building. Please call me if you have any questions.

Crthse.mem

JOHN MINNIS
MULTNOMAH COUNTY
DISTRICT 20



COMMITTEES
Vice-Chairperson:
Housing and Urban Development
Member:
Judiciary
Legislative Rules, Operations and Reform

REPLY TO ADDRESS INDICATED:

- House of Representatives
Salem, OR 97310
 1611 NE 143rd
Portland, OR 97230

HOUSE OF REPRESENTATIVES
SALEM, OREGON
97310

September 25, 1989

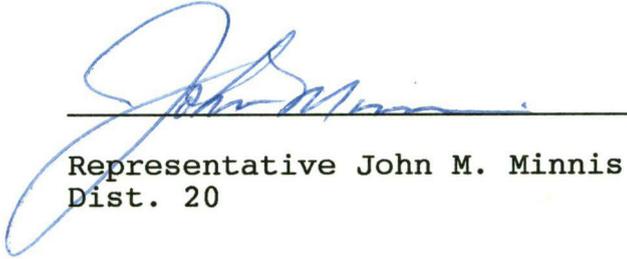
Commissioner Gladys McCoy
1021 SW 4th
Portland, Oregon 97204

Dear Ms McCoy,

In light of the unfortunate resignation of Mr. Anfuso myself and Representative Wehege have consented to appoint Mr. Bruce McCain to the charter review commission.

Mr. McCain has shown a willingness to become involved and solicited our support early. I and Rep. Wehege wish the commission well and hope Mr. McCain will be an asset to the difficult work ahead.

Sincerely,


Representative John M. Minnis
Dist. 20


Representative Roger Wehege
Dist. 16

cc: Ann Porter
cc: Bruce McCain

JOHN MINNIS
House of Representatives
OREGON LEGISLATIVE ASSEMBLY
SALEM, OREGON 97310-1347



Ms. Ann Porter
0926 SW Palatine Hill Rd.
Portland, Oregon 97219

OREGON STATE HOMEOWNER'S ASSOCIATION

TOGETHER-WE-STAND
FOR-OREGON.



8435 S.E. 17th Avenue
Portland, Oregon 97202
Phone (503) 233-4858

October 12, 1989

Mrs. Ann Porter, Chairperson,
Multnomah County Home Rule Charter Review Committee,
Multnomah County Court House,
Portland, Oregon, 97204.

Dear Mrs. Porter:

We wish to thank you for sending us copy of the minutes and agenda of October 11, 1989.

This organization has made known our position on the Multnomah Charter for some time. To re-state these positions in response to the agenda of October 11 and those forthcoming are as follows by Board direction:

1. County Commissioner seats should be cut to three (3) positions, non-paid, except on a per-diem basis of \$50.00 per day.

A. The Board should hire an Administrator, to serve at the pleasure of the elected Commissioners at large.

2. Keep the elected County Sheriff and corrections as detailed in the current Charter, keeping the budget under control of the elected Commissioners and their Administrator in order to promote taxpayer accountability.

A. We would also recommend that the County Sheriff be required to place correctional cost out to public bid. That is, let private companies bid on jail and holding space. We believe this could be accomplished much cheaper, relieve the County from furnishing "Hilton Hotel Accommodations".

B. Multnomah County is the legal constitutional source for health, elderly, Wick, and other related services, however, this can be handled by an Administrator working for the County Commissioners.

C. Multnomah County educational districts, or other related districts of involvement in Public Education should be transferred to the State Supt. of Schools or Local School Boards.

3. The geography of Multnomah County has been reduced to very little land area. The administrative cost currently in the budget is entirely unnecessary. These Commissioners were elected to work 8 hours a day five days a week, or if needed more. Each now has two to five assistants-for what?

We request that you give copies of this reply to each of your study members. Removing the elective processes from Assessor, Elections, has not gone well with this organization. Taking away voting rights does not necessarily work for better government or accountability.

P.S. What we really need is an independent method Elected police system,

Respectfully yours,

Clyde V. Brummell
Clyde V. Brummell, President.

O.H.A.

8435 S.E. 17th Avenue
Portland, Oregon 97202



Mult. County Home Rule Charter Review
Chairperson Ann Porter
Mult. County Court House
1021 SW Fourth
Portland, OR. 97204

VICKI K. ERVIN
Director of Elections



1040 S.E. Morrison St.
Portland, Oregon 97214-2495
(503) 248-3720

October 17, 1989

Ann Porter, Chair
Multnomah County Home
Rule Charter Committee
1120 S.W. 5th Ave.
Suite 1500
Portland, Oregon 97204

Dear Ann --

Just a note to tell you that our office's experience and research ability is at your committee's service for any proposed charter amendments concerning elections.

We wish your committee well.

Sincerely,

A handwritten signature in blue ink, appearing to read "Vicki".

Vicki K. Ervin,
Director of Elections



MULTNOMAH COUNTY OREGON

BOARD OF COUNTY COMMISSIONERS
GLADYS McCOY
PAULINE ANDERSON
GRETCHEN KAFOURY
RICK BAUMAN
SHARRON KELLEY

DEPARTMENT OF GENERAL SERVICES
PORTLAND BUILDING
1120 SW FIFTH, 14TH FLOOR
PORTLAND, OR 97204-1934

OFFICE OF THE DIRECTOR
EMPLOYEE SERVICES (503) 248-3303
FINANCE (503) 248-5015
LABOR RELATIONS (503) 248-3312
PLANNING & BUDGET (503) 248-5135
(503) 248-3883

AT OTHER LOCATIONS:

ADMINISTRATIVE SERVICES (503) 248-5111
ASSESSMENT & TAXATION (503) 248-3345
ELECTIONS (503) 248-3720
INFORMATION SERVICES (503) 248-3749

MEMORANDUM

TO: Department/Division Managers
District Attorney
Sheriff
Board Staff

FROM: Jack Horner, Director
Planning & Budget Division 

DATE: December 13, 1989

SUBJECT: Explaining Multnomah County's Strategic Planning Process

In response to a wide variety of inquiries, I have had the attached brochure developed to explain what we are trying to accomplish with Strategic Planning. It describes where we are going and where we hope to come out.

I hope the brochure will help you explain the process to the public, the press, or staff. I also hope it will help you better understand it yourself.

When you look the brochure over, interpret it as our goal rather than an accomplishment. It is a snapshot of the process we are going through right now. But the process has changed and will change again before we get it to fit comfortably. It will also involve our time.

The flexibility required to accomplish something this ambitious makes it tough to describe at any point. We have had to change the agreed upon plan frequently. We have done so to accommodate the individual and collective wills of the Board, the Policy Development Committee (PDC), the Functional Committees, and the County culture. We also have to consider an unforgiving, State-mandated budget calendar. As a result, our first Strategy Plan will give direction and be helpful, but it will take at least one more go round to make it a real five year plan.

We will use the second-phase "Operational Plan" to establish priorities for the next three years. The initiatives developed during the Strategy Planning and departmental proposals, not all County programs, will be the subject of the Operational Plan this year. Next year, building on this year's process, we will probably achieve the goal of full priority-setting.

The "policy calendar" for the Board will include PDC consideration of priorities in January. This will follow publication of the Operational Plan (later this month) and a Planning and Budget Projection of 5-Year Revenues and Expenses (in January). The Operational Plan priorities set by the PDC will have a direct bearing on what the Chair includes in her Proposed 1990-91 Budget.

Public input to the Board will come through the CBAC process and the CIC-sponsored "Visions" Report. However, there will not be direct public input (no hearings) until we receive it as part of the Budget process.

We will publish the Proposed Budget in March. Hearings will be held in April and we will publish the resulting Approved Budget in May. Finally, following technical amendment approval in June, we will publish the Adopted Budget and a revised Operational Plan in July. We will distribute the final calendar for these activities shortly.

I believe that it will take at least three years to go through our Strategic Planning process thoroughly. I also believe that we have done very well for the size of change that this process implies. The PDC agrees. We will improve next year based on this year's experience. We are controlling the process and not the other way around, and that says a lot about what's good about our County.

If you would like additional copies of the brochure, just give us a call.

9158F/JH/js



MULTNOMAH COUNTY OREGON

CITIZEN INVOLVEMENT COMMITTEE

2115 S.E. Morrison #216
Portland, Oregon 97214
(503) 248-3450

DENNIS PAYNE
Chair

Neighborhoods West-Northwest

- Chris Wrench
- Carol Canning

SW Neighborhood Information

- Martha White, Secretary
- John Miller

North Portland Citizens

-
-

NE Coalition of Neighborhoods

- Richard Levy
- Dennis Payne, Chair

Central Northeast Neighbors

-
-

Southeast Uplift

- Ben Butzien
- Karma Sweet

East of E.181st Avenue

- Charles Herndon, Vice Chair
- Vivian Starbuck

Between E.60th & E.181st

- Franklin Jenkins
- Robert Luce, Treasurer
- Jim Worthington

West of E.60th, Uninc.

- Mary Schick

County Boards, Commissions, & Civic Groups

- Marlene Byrne
- Jean Ridings
- Sara Lamb
- Michael Schultz

Office of Citizen Involvement

- Merlin Reynolds, Executive Director
- Gloria Fisher, Information Coordinator

January 19, 1990

Bill Rapp, Director
Charter Review Committee
Portland Building
1120 SW 5th Avenue, 14th Floor
Portland, OR 97204

Dear Bill:

Thank you for serving as a Charter Review Committee resource at our Citizen Involvement Committee meeting.

We look forward to working closely with you on the citizen information and involvement tasks associated with Charter Review.

Thanks again for helping to make last night's discussion productive and positive.

Sincerely,

Dennis Payne, Chair
Citizen Involvement Committee

cc: Executive Committee
John Legry
Teri Duffy

DP/saw

East County, OR
February 9, 1990

Charter Review Committee
1120 SW 5th Suite 1500
Portland OR 97204

Dear Committee Members:

I am one of the under-represented citizens of the unincorporated area of Multnomah County.

I believe the District boundaries need to be redrawn to represent the increased population, and another commissioner added.

"Princess" Pauline's area on the east side of the Willamette needs to be represented by whomever holds the commissioner position in District 3.

Another District should be added in East County with a boundary line drawn at 162nd or 181st, somewhere in that area depending on population.

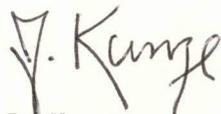
This would give the people in these areas more representation and desire to "become involved."

We have been blasted by the present gang of politicians: sewers, annexation harassment, gun ordinances, refusal to let the area incorporate, refusal to let us vote on the Rockwood PUD (initially), and other issues. Because the majority of us do not wish to become part of the City of Portland, we are harassed by the powers to be. These tactics only tend to exacerbate the situation. This is Democracy?

We need District lines redrawn and another Commissioner added to the payroll.

Thank You.

Sincerely,



J. Kunze
131 NE 139th
Portland, OR 97230

Several weeks ago as I was hand-watering my front yard, enjoying the peace of the neighborhood, I was approached by a casually dressed young man wielding a clipboard and wearing a badge on his short sleeve shirt. My property is clearly marked with "No Trespassing" and "No Soliciting" signs but the intruder ignored these and continued on to my property. He introduced himself as a representative of the City of Portland and wished to speak with me concerning annexation. I told him to leave the property but he continued to solicit me and suddenly the hose "took on a life of its own" and sprayed the boy. He immediately retreated to the middle of the street, which is county property, and proceeded to use the most filthy barrage of verbal abuse on me that I have heard since my Marine Corps days 20 years ago.

I held my ground and after several minutes of this abuse I told him I would call the police unless he left. He told me the police would not even respond to such a "ridiculous request" and that "all you fuckers in East County should be fenced in with barbed wire and not allowed to use the Portland City Services." I called 911 and requested assistance before I physically removed this intruder from the neighborhood. I returned to watering my lawn and the verbal abuse continued with taunting and phrases like "you moron" and "fucker" being used by the City Representative. After about 15 minutes no police vehicles showed and the boy continued to taunt me, now showing me his watch and yelling "response time" and "Where are they??" repeatedly.

He left shortly thereafter, and about 5 minutes later 2 Portland Police marked vehicles arrived. I related the events to them and since trespassing is a "non-issue", they suggested that I call the Mayor's Office the next day with my complaint.

The next morning I called the Mayor's Office and spoke with Dave Cook, who listened attentively and referred me to Jerry Mounce at the Annexation Office. I called her and was treated with skepticism. She inferred that if the hose hadn't squirted, the abuse would not have happened. But she assured me that she would look into it and I could call her back. A couple of days later, I called back and Mounce still had no answers. She said the boy wasn't a regular employee, but was "contracted" to solicit people to join the city, was highly trained and that he was coming in to speak with her about the incident.

The next day I called back and she said she had spoken with the contractor and that he was temporarily off the street, until they decided what action to take. She said since he was a "private contractor" that he was not under the same disciplinary rules as city employees and they would take care of it "internally". I asked her for his address, since he obviously had mine, and she refused to give it to me. The taxpayers names and addresses are given to City thugs and we have no right to have their addresses?? I cannot believe the City has resorted to hiring thugs and bullies to solicit annexation.

It has been weeks since this encounter and I have never received an apology or any other word from the City concerning the outcome of the action which they supposedly took concerning this outrage.

Who is Jerry Mounce? What are her qualifications to train these thugs? How are they trained? Are they paid by each signature they obtain? Why are they so aggressive? Is this the government which we wish to represent us?

JIM KUNZE

~~Alan Kunz~~

East County Resident

This incident happened last summer —
We ARE sick + tired of being oppressed
by these politicians + bureaucrats !

BOB SHUMAKER
MULTNOMAH AND WASHINGTON COUNTIES
DISTRICT 3

REPLY TO ADDRESS INDICATED:

- Senate Chamber
Salem, OR 97310
- 4837 West Burnside Road
Portland, OR 97210



OREGON STATE SENATE
SALEM, OREGON
97310

January 29, 1990

Ann Porter, Chair and Members
Multnomah County Charter Review Committee
1120 S.W. 5th Avenue, Suite 1500
Portland, Oregon 97204

Dear Ann and Members:

Instead of providing oral remarks to the committee, let me make my few comments by way of this letter. First let me congratulate all of you for the careful and conscientious job you are doing in reviewing the Charter. A smoothly-functioning county government, while not very exciting, is very important to a smoothly-functioning society. Our county government system, while not bad, may not be functioning as well as we should expect it to function.

I am not going to presume to advise on some of the key issues - whether county commissioners should have administrative as well as legislative duties and whether the executive should be appointed or elected. These are complex questions which require objective study for sound answers. That is why you all have been appointed and why the high quality of your committee gives us the best assurance that good, sound answers will be found.

Regarding other county positions, I feel I have enough experience - particularly as a member of the Advisory Committee to Jewel Lansing when she was County Auditor - to have confidence in my opinions. I believe that an independently-elected auditor who is subject to no political pressure from others within county government is the most important single requirement to keep the county operating both honestly and efficiently. It also goes without saying that performance audits are the key to this. Other positions such as sheriff, clerk, etc. should be appointed, not elected, since the holders of those positions should respond to the county legislature and should be filled based upon competence for the job, not skill at winning elections.

Ann Porter
January 29, 1990
Page 2

Thank you for this opportunity to weigh in with my
comments and thanks again for the job you all are doing.

Sincerely,



Enclosure

P.S. I also believe the county auditor should be a certified
public accountant and that this requirement should be
stated on the charter.



MULTNOMAH COUNTY OREGON

MULTNOMAH COUNTY CHARTER REVIEW COMMITTEE

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

MEMORANDUM

MEMBERS

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

To: Committee Members
Fr: Bill Rapp, *BR* Committee Administrator
Dt: March 15, 1990
Re: Attached Materials

STAFF

William C. Rapp
Administrator
Shirley Winter
Secretary

Attached are the following materials for your use in preparing for the meeting on the Sheriff's Office next Wednesday in Gresham and for your general interest:

1. Testimony of Clackamas County Sheriff Bill Brooks from the March 14 meeting;
2. Article from The Oregonian, dated March 13, 1990 summarizing Chair Gladys McCoy's plan to restructure the Department of Human Services and Department of Justice Services;
3. Memorandum from Gladys McCoy dated March 12, 1990 to the Board proposing her restructuring. This proposal was first discussed by the Board today, March 15. It will next be discussed in two weeks on March 29;
4. Memorandum from Sheriff Bob Skipper dated March 13, 1990 on his proposed reorganization of the Department of Justice Services;
5. Article from the March 14, 1990 issue of The Skanner on the Committee; and
6. Article from the February, 1990 Mid-County Memo on La Velle Vanden Berg.



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MULTNOMAH COUNTY CHARTER REVIEW COMMITTEE

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LaVelle VandenBerg

STAFF

William C. Rapp
Administrator
Shirley Winter
Secretary

To: City and Regional Government Representatives
FROM: Bill Rapp, Administrator
DATE: December 7, 1989
RE: PUBLIC HEARING, JANUARY 17, 1990

The Multnomah County Charter Review Committee is charged with the responsibility of reviewing the county charter. On Wednesday, January 17, the Charter Review Committee will conduct a public hearing on the county charter to which the committee is inviting city and regional government representatives to testify on the review process, issues the committee should direct its attention to and any specific changes recommended in the county charter. The meeting is tentatively scheduled to begin at 7:00 p.m. at PCC/Cascade Campus in North Portland.

In order to facilitate scheduling of witnesses, if you intend to testify would you please contact me at the committee's office by Friday, December 29.

On behalf of the committee, I extend a warm invitation to you and hope that you can join us on Wednesday, January 17. Thank you for your consideration of this invitation.

BR:dht



MULTNOMAH COUNTY OREGON

MULTNOMAH COUNTY CHARTER REVIEW COMMITTEE

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

March 26, 1990

MEMBERS

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

Jack Horner, *Manager*
Planning and Budget Division
Multnomah County
1120 S.W. Fifth Avenue, Room 1400
Portland, Oregon 97204

Dear Jack:

As you are aware, the Multnomah County Charter Review Committee is considering whether to make changes regarding the county chair and board of commissioners. The Committee is particularly interested in the option of transferring the executive functions of the county chair to a professional county administrator or manager.

In order to give the Committee as much information as possible relating to this option, I request that your office provide budget information to the Committee. It would be extremely helpful to the Committee if your information could address three options relating to a council/manager form of county government. These three options are:

1. An office of county manager with the same functions now performed by the county chair. Assume that the personnel now in the chair's office, not including her personal staff (two staff assistants and one secretary), are transferred to the manager's office. Also address the cost of each additional staff assistant in the county manager's office.
2. Same as option 1, but assume all commissioner staff assistants, but not secretaries, are eliminated.
3. Same as option 1, but assume all commissioner staffs are eliminated (including secretaries).

STAFF

William C. Rapp
Administrator
Shirley Winter
Secretary

Jack Horner, Manager
March 26, 1990
Page 2

Please call me if you have any questions regarding this matter.
Thanks for you help.

Sincerely,

A handwritten signature in cursive script, appearing to read "Bill".

William C. Rapp
Administrator

4/9/90

Bill Rapp:

you had observed my cynical
Attitude toward local government -

Enclosed is a prime example
of what helps to form such
Attitudes -

I believe this to be unethical
behavior by my Commissioner, silent
deceitfulness on this gun ordinance
ISSUE -

She was the only one I had any
faith in and her behavior on this
ISSUE IS SICKENING -

They want a pay raise! For
deceiving their public - NO WAY!

J. KUNZE

* Kelley distributed her "Position
Statement" the day the Commission
passed the gun ordinance!

March 30, 1990

Commissioner Sharron Kelley
606 County Courthouse
Portland OR 97204

Commissioner Kelley:

I received your Position Statement Concerning Gun Safety Ordinance and was shocked by what I read.

You say, "We have misled them" on page 2. That wording should be "I have misled them"! During the months prior to adoption of this Ordinance, I had called your office a number of times and had written you concerning my opposition to the Ordinance. I had expressed my opposition in terms of the Commission forcing just another phony Ordinance down our unincorporated East County throats, and also the violation of my constitutional rights by trying to ultimately ban certain weapons. I was told that certainly Sharron Kelley opposed such Ordinances.

I was never told that Sharron Kelley was actually just "hiding in the closet with Gretchen Kafoury," lacking the courage to come out publicly and take a stand on this issue.

I had no idea that you felt this way concerning firearms. You have also fallen victim to the "Great Assault Weapon Hoax" perpetrated by the anti-gun radicals. I thought you had the intelligence to see through such a hoax.

An "assault rifle" is merely a semi-automatic rifle cosmetically altered to appeal to a certain market within the firearms sales industry. You can go out and buy a number of other semi-auto hunting rifles, put on a plastic stock and foreend, flash suppressor, tripod, etc., and cosmetically alter it and have the same weapon. Inside they are both still semi-auto rifles.

What you are saying is that you want to ban all semi-auto weapons. If you say this, then it follows that all semi-auto pistols and shotguns must be banned also! What next? Our kids baseball bats because they could become the weapon of choice by the gangs? Logically this would be the progression of the banning of weapons.

Then you would begin banning controversial books because they would be potentially dangerous to society.

Where is the flock being led, Sharron Kelley?

Sounds to me like we're headed down the road to all firearms confiscation and eventually to our own Tienamen Square when we speak out.

You politicians are making enemies of a large number of good people.

The criminal element is, I am certain, having a field day gleefully watching this farce unfold. They will ignore any gun control measures, of course, and watch us hammer one another over ineffectual control measures. We are expending all this time and money which only amounts to "political hay" and the real issues of crime control go to the back burner.

I again restate my opposition to banning any firearms.

You have, by your actions in these affairs, shown your true colors. I have been very critical in the past of the other Commissioners. Assuming you were not one of the radical gun-banners, I had spoken highly of you to many others. I have lost face. At least most of them had courage enough to speak up publicly. I can understand now why we seldom hear anything coming out of Sharron Kelley's office. **Silent deceitfulness.**

Possibly this revelation will lead to another recall election. We need leaders in office, not cowards.

Jim Kunze
East County, Oregon

SHARRON KELLEY
Multnomah County Commissioner
District 4



606 County Courthouse
Portland, Oregon 97204
(503) 248-5213

Position Statement Concerning Gun Safety Ordinance

Commissioner Sharron Kelley

March 22, 1990

I would like to address the public's confusion about my position on this issue. I am not against regulating assault weapons. To the contrary, I support a strict federal or state ban on the sale and possession of these weapons similar to the legislation adopted in California. I would support a Board resolution to that effect, and the inclusion of this item in a county legislative package.

Despite the fanfare surrounding the County hearings, the substance of the assault weapons ordinance is remarkably weak and sends the wrong message to the State Legislature. It suggests that assault weapons are O.K. as long as they are unloaded, disassembled and kept in the trunk of a car. This sort of regulation does nothing to keep assault weapons from people who can evoke a violent situation.

The public needs to understand that the portion of this ordinance that deals with assault weapons will have no legal effect in Portland, Gresham, Troutdale, Fairview, and Wood Village. By adopting non-uniform legislation, we appear to be doing much when, in fact, we do much less than is claimed.

With the assault weapons ordinance, the County is using its legislative power to make a statement on a subject that needs federal or state legislation, not local legislation. Resolutions are the legal means to make statements, not ordinances.

The citizens who have been willing to spend their time to work on this problem have been directed to the wrong forum. We have misled them. These good citizens should direct their letters and their testimony to their congressmen and state representatives, and not to their county commissioners.

The other reason I will not support the Bauman proposal is the likelihood that \$30,000 to \$90,000 of general fund revenue will be diverted into a voluntary safety training course. The County already has too many programs that need additional funding, such as drug and alcohol treatment, pre-trial release supervision, jail management, and law enforcement.

This County, however, needs to take a step forward on the subject of firearms regulation. That is why I supported the ordinance offered by Chair McCoy which held the promise of being adopted by the other local jurisdictions, and would not face the uncertain fate that awaits the Bauman ordinance in those jurisdictions.

The carry and discharge regulations which formed the core of the McCoy ordinance have now been incorporated in Section III

of the new County ordinance. This section is the most carefully worded and enforceable gun legislation that the County has on this subject. These provisions received extensive input and review from staff in the offices of the Sheriff, District Attorney and my office. It is my earnest hope that the other local jurisdictions will adopt this portion of the ordinance to provide uniformity throughout the County.

Although Section III of the ordinance represents a step forward, the power of local governments to prevent people with concealed weapons permits from carrying guns into schools remains clouded. To address this issue, I suggest consideration of a coordinated legislative package to request that the State Legislature amend the preemption clause in HB 3470.

By working together, the local government representatives and the State can become effective partners in uniform, statewide gun regulations. At the same time, we need to educate the public and encourage the responsible gun owners in our community to assist us in this endeavor.

May 14, 1990
205 N.E. Billinger Drive
Portland, Oregon 97220

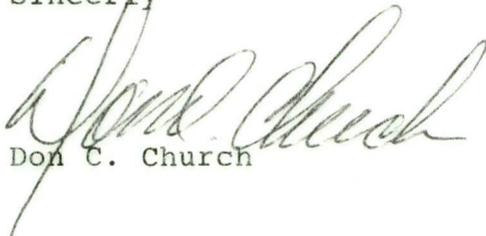
TO CHARTER REVIEW COMMITTEE:

I would like to add my opinion regarding the Multnomah County Charter.

1. Continue the positions of Sheriff and District Attorney as elective.
2. Remove both the Sheriff's and District Attorney's Budget from the whims of the County Commission. The commissioners should not be able to superimpose their priorities upon these law enforcement functions, particularly when our problems with crime is so severe. Our fight against crime should be left up to the elected, trained professionals.
3. Eliminate the position of County Chair. This should be an appointed professional Administrator.

My opinions are based on 4 years experience with the County Government as a member of the Sheriff's Citizen Budget Advisory Committee.

Sincerely



Don C. Church

MICHAEL DOLAN - 4909 N.E. 14th Pl. - Portland, OR 97211
(503) 287-4876

October 30, 1989

Ann Porter
Chair
Multnomah County Charter Review Committee
1120 S.W. 5th Ave., 15th floor
Portland, OR 97204

Chair Porter:

I am happy to see the hard work that has already gone into reviewing the county charter. In your efforts to find the best way for the county to operate, you may deal with the important subject of Public Information. After three years as Public Information Officer, I have learned much about this function. I would like to pass on this experience in the form of a specific recommendation on how Multnomah County can improve its communications with citizens.

Many employees of Multnomah County feel that the county is not well understood by the public. Citizens, on the other hand, are frustrated by a lack of information from the county about its activities.

Multnomah County needs a properly established public information office. The function of this office is to meet the government's obligation to inform citizens and to assist people in running their own government by giving them the tool of information. Multnomah lags behind all other local governments in the metropolitan area in providing information to its citizens in an organized manner.

Struggling with problem of how to communicate to the public is not unique to this government. Public information problems are experienced all across the country. However, many local governments are successful in solving the problems. Ample information is available from professional groups and universities to explain how public information works and why it is a necessary function for government accountability. The National Association of County Information Officers is a excellent resource.

A handwritten red bracket on the right side of the page, spanning from the paragraph about Multnomah County's need for a public information office down to the paragraph about struggling with communication. The number '14' is written in red next to the bracket.

Public Information Office -- 2
Oct. 30, 1989

While the problem of communicating to the various people and organizations that constitute the "public" may be universal, there are some specific reasons why Multnomah County has not been able to successfully talk to its citizens:

--People do not know how to make the distinction between "advocacy" and "information." This problem is most difficult in the political arena because politicians run a successful campaign by having a "media person" who presents a necessarily one-sided view. Once in office, however, the public official must change the communication role to one that emphasizes straight factual information.

--Citizens resist hype and ballyhoo even if it goes under the name public information. Consequently, poorly done public information in the past has left thoughtful citizens and county employees dissatisfied with the function.

--Multnomah County has not clearly defined a role for itself in the community.

--Citizens want a greater involvement in their local government than ever before and they need a constant flow of reliable information from all county departments.

--The world of mass communication is very competitive. Successfully getting information to the public requires concentrated effort instead of relegating public information to an afterthought. This means the county must spend time and money to provide information in a form that is useful for citizens.

--Multnomah County has not recognized the central importance of television for mass communication today.

Even with the establishment of a central public information office, the county should bolster public information in the departments. Each department should have a designed public information person who works under the direction of the department manager. This function would not be a full time position but part of a larger administrative job. Department managers may also want to hire full time or part time public information people in particular areas.

To address the county's communication problems, I recommend that Multnomah County establish a public information office. Attached is a specific description of how such an office would operate.

Respectfully yours,



Michael Dolan

14.

**Multnomah County
Public Information Office**

The Public Information Office provides the news media, voters, taxpayers and others with current information about county activities. Such activities include public hearings, board actions, and department operations.

The PIO is not a political office so it does not engage in promoting or publicizing elected officials. Rather it concentrates on government activities. It reports to the county executive, either elected or appointed. The office both provides information directly to the public and functions as a support service for departments. The specific functions of the office are listed below in the categories of direct information services and support services.

Direct information

- schedules and organizes news conferences, open houses and other public events
- provides information to news media and others on board actions
- sends out news releases
- represents county positions to community groups and others
- provides factual information on county ballot measures and other elections as needed.
- maintains records of print and broadcast news coverage
- produces a cable television program on county activities and maintains a videotape library of county programs
- produces Public Service Announcements for radio and TV
- advises on the responsibilities set by the open meetings law and public records law

Public Information Office
page two

Support services

- maintains up-to-date lists of news media and community groups and provides these lists to elected officials and departments
- provides graphic artist and printing services
- compiles information about the county for use by elected officials
- organizes and operates a speaker's bureau
- provides training to departments on their own news releases, news conferences and public information needs
- schedules and coordinates county information campaigns and special public events
- maintains publications guidelines and insures quality control of printed documents
- serves as county contact with City/County duplicating
- conducts public opinion surveys on government operations and goals
- produces a readable annual report for public distribution
- distributes such county documents as the budget and other major pieces of information on how the county functions

Staffing

Public information officer. Salary range: \$32,000 to \$40,000. Qualifications: more than five years of experience in public relations and community relations with particular experience in news media relations, writing for the mass media and producing publications.

Public information coordinator. Salary range \$22,000 to \$28,000. Qualifications: college degree in communications, journalism, marketing or related field; one year of professional experience in the field of mass communications.

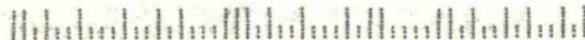
Office assistant.

--Oct. 30, 1989

MR DON C CHURCH
205 NE BILLINGER DR
PORTLAND, OR 97220



Ann Porter
0926 S.W. Palatine Hill Road
Portland, Oregon 97219



May 14, 1990
205 N.E. Billinger Drive
Portland, Oregon 97220

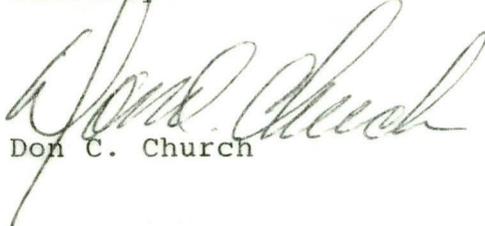
TO CHARTER REVIEW COMMITTEE:

I would like to add my opinion regarding the Multnomah County Charter.

1. Continue the positions of Sheriff and District Attorney as elective.
2. Remove both the Sheriff's and District Attorney's Budget from the whims of the County Commission. The commissioners should not be able to superimpose their priorities upon these law enforcement functions, particularly when our problems with crime is so severe. Our fight against crime should be left up to the elected, trained professionals.
3. Eliminate the position of County Chair. This should be an appointed professional Administrator.

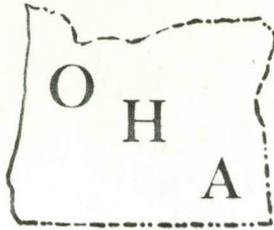
My opinions are based on 4 years experience with the County Government as a member of the Sheriff's Citizen Budget Advisory Committee.

Sincerely



Don C. Church

OREGON STATE HOMEOWNER'S ASSOCIATION
TOGETHER-WE-STAND
FOR-OREGON.



8435 S.E. 17th Avenue
Portland, Oregon 97202
Phone (503) 233-4644 4841

May 22, 1990

Mr. Larry Hilderbrand,
Editorial Department, The Oregonian,
1320 S. W. Broadway,
Portland, Oregon, 97201

Dear Larry:

We noted your editorial about the County Charter Review Committee and its lack of reading public input.

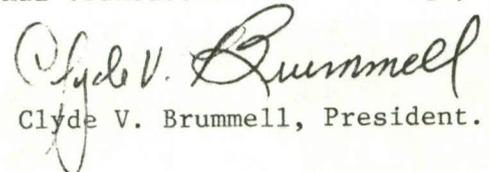
You are correct in advocating a COUNTY MANAGER. Second, this organization will oppose any FULL TIME COMMISSIONERS. In reality of WORKLOAD there should be only three part time, but since we have the five districts part-time five commissioners would be acceptable, but paid on not more than \$20.00 per hour, and hours limited to not more than 10 hours per week.

The continued adding of the 6 per cent limitation is destroying Oregon's citizens in their ability to pay their property tax. Further, the financial ability to pay IS NOT REFLECTED IN THE OCCUPANTS INCOME, THUS A HOME IS A HOME AND ASSESSMENT VALUES BASED ON SALES IS REGRESSIVE TAXATION.

Homes are appraised on the basis of "Market Value", "Replacement Cost" or "Highest and Best Use of the Land". BUSINESS PROPERTY IS APPRAISED ON THE BASIS OF INCOME. We believe the income approach should be used in home valuation to be fair.

The other problem we face is the City of Portland, as a policy decision of the Council and Planning Commission succeeded in running large businesses out of Portland to the suburbs, creating the traffic that now exist. Washington County has aggressively sought this business, now they are crying GRIDLOCK. We will support an income tax by vote, but not with Tri-Met advocating building shopping centers and hotels. They are putting we taxpayers in the position of another "savings and loan bailout" because no government agency has yet to prove it can operate a business. Tri-Met needs to drop this idea and get back to transportation, this being the main reason we opposed Measure No. 1.

We will be bringing another large amount of one and one-half property tax limitation before July 1, 1990. We have told the Legislators and those who will listen, we would support a sales tax dedicated to public education in the constitution, with a 1½% tax limitation attached thereto. They have to give a little also, along with just 36 School Districts. Otherwise, we oppose any sales tax measure that does not have the 1½% limitation, but prefer a statewide educational transaction tax with 1½%, as it is tax deductible to the business.


Clyde V. Brummell, President.



MULTNOMAH COUNTY OREGON

OFFICE OF COUNTY COUNSEL
1120 S.W. FIFTH AVENUE, SUITE 1530
P.O. BOX 849
PORTLAND, OREGON 97207-0849
(503) 248-3138
FAX 248-3377

BOARD OF COUNTY COMMISSIONERS
GLADYS McCOY, CHAIR
PAULINE ANDERSON
RICK BAUMAN
GRETCHEN KAFOURY
SHARRON KELLEY

M E M O R A N D U M

TO: Bill Rapp
Charter Review Commission (106/1500)

FROM: Larry Kressel 
County Counsel (106/1530)

DATE: July 10, 1990

RE: Proposed Ordinance Submitting Charter
Amendments to Voters

COUNTY COUNSEL
LAURENCE KRESSEL
CHIEF ASSISTANT
JOHN L. DU BAY
ASSISTANTS
SANDRA N. DUFFY
J. MICHAEL DOYLE
GERALD H. ITKIN
H. H. LAZENBY, JR.
PAUL G. MACKAY
MATTHEW O. RYAN
MARK B. WILLIAMS

As you requested, I reviewed the draft ordinance referring the charter amendments proposed by the review committee. My suggested changes and a few comments/questions are on the attached copy.

If you have any questions, don't hesitate to contact me.

I have not seen the measures themselves, or the ballot titles/explanatory statements. I assume you are preparing them. Please provide me with a copy of the committee's proposed amendment and ballot title. I should review and comment on them before the ordinance is filed with the Board.

cc Hank Miggins
Dick Roberts

1ATTY.200/mw



MULTNOMAH COUNTY OREGON

BOARD OF COUNTY COMMISSIONERS
GLADYS McCOY
PAULINE ANDERSON
GRETCHEN KAFOURY
RICK BAUMAN
SHARRON KELLEY

DEPARTMENT OF GENERAL SERVICES
PORTLAND BUILDING
1120 SW FIFTH, 14TH FLOOR
PORTLAND, OR 97204-1934

OFFICE OF THE DIRECTOR
EMPLOYEE SERVICES (503) 248-3303
FINANCE (503) 248-5015
LABOR RELATIONS (503) 248-3312
PLANNING & BUDGET (503) 248-5135
(503) 248-3883

AT OTHER LOCATIONS:

ADMINISTRATIVE SERVICES (503) 248-5111
ASSESSMENT & TAXATION (503) 248-3345
ELECTIONS (503) 248-3720
INFORMATION SERVICES (503) 248-3749

Memorandum

July 16, 1990

TO: Bill Rapp
FROM: Jack Horner

SUBJECT: Reducing the County Administrative Budget

Per your request, the amount equivalent to 10% of the combined budgets of the Chair and the Board of Commissioners for the current year is \$187,388.



MULTNOMAH COUNTY OREGON

MULTNOMAH COUNTY CHARTER REVIEW COMMITTEE

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

MEMORANDUM

MEMBERS

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

STAFF

William C. Rapp
Administrator
Shirley Winter
Secretary

To: Committee Members
Fr: Bill Rapp
Committee Administrator *BR*
Dt: July 27, 1990
Re: Closing Ceremonies

Attached are several items including the Charter Review Committee's Final Report. If you spot an error in the Report, keep it to yourself; it's too late now.

The committee's final meeting was on July 18; there will be no meeting on August 1 (if corrections need to be made to the July 11 or July 18 meeting minutes, please contact me).

However, three other dates warrant your attention:

First, on Tuesday, July 31, 1990, at 1:30 p.m. (time certain) Ann Porter, Mark Johnson and I will present the Final Report to the Board of County Commissioners at its informal hearing in the Board Room. This is the meeting at which most of the discussion on the Report will take place. All committee members are encouraged to attend.

Second, on Thursday, August 2, 1990, at 9:30 a.m. the Board of Commissioners will, with a little luck, approve the ordinance referring our ballot measures to the voters in November. This should only be a pro forma matter but members may also attend this meeting.

Finally, and most importantly, on Sunday, August 5 at 11 a.m. our Chairperson will host a Champagne Brunch (please bring a dish!) for committee members and their guests at her fabulous West Hills home (a map is enclosed). This is an event that should not be missed! As if champagne isn't enough reason to attend, awards will also be presented.

If you have any questions, please call me at 248-3525 or Ann at 635-3065.



MULTNOMAH COUNTY OREGON

*File: Charter
Review*

BOARD OF COUNTY COMMISSIONERS
GLADYS McCOY
PAULINE ANDERSON
GRETCHEN KAFOURY
RICK BAUMAN
SHARRON KELLEY

DEPARTMENT OF GENERAL SERVICES
PORTLAND BUILDING
1120 SW FIFTH, 14TH FLOOR
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INFORMATION SERVICES (503) 248-3749

MEMORANDUM

TO: Bill Rapp, Staff Assistant
Charter Review Committee

FROM: Jack Horner, Director
Planning and Budget Division *JH*

SUBJECT: RESPONSE TO YOUR REQUEST OF 3/26:
COUNTY MANAGER COST DATA

DATE: March 28, 1990

You requested cost data based on three options for funding a County Manager's Office. The first option would make the Chair a position similar to the other commissioners, reducing staff so that all members of the Board would have approximately the same number of staff positions. The second option would reduce the Board staff to clerical support only, and the third would require that all support staff be provided by the new manager's office. Our subsequent telephone conversation modified the request to allow me to cost a typical manager's office rather than simply transferring the administrative staff from the Chair's Office.

In order to develop the basic building block for the costs of the manager's office, I contacted the Washington County Auditor's Office and requested the 1989-90 cost of the County Administrator's budget. After making some adjustments to that budget, such as deleting the county budget

responsibility component and increasing the budget to account for a larger county, I determined that an approximate level of cost would be around \$700,000.

The attached schedule (Request For Information 3/26/90) shows a comparison of costs under the three options for the Chair's and Commissioners' budgets for 90-91.

The costs by option, including the County Manager's Office, would be as follows:

OPTION 1

Manager Office/BCC with current staff

Manager's Office	\$ 700,000
BCC and staff	<u>1,070,000</u>
Total	\$1,770,000

Proposed budget 90-91	\$1,629,000
-----------------------	-------------

Approximate additional cost <u>over</u> current budget	<u>\$141,000</u>
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001

255.+

255.*

OPTION 2

Manager Office/BCC with clerical staff only

Manager's Office	\$ 700,000
BCC and staff	<u>521,000</u>
Total	\$1,221,000

Proposed budget 90-91	\$1,629,000
-----------------------	-------------

Approximate <u>reduction</u> in cost from current budget	<u>(\$408,000)</u>
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318.÷

5.=

63.6*

OPTION 3

Manager Office/BCC with no staff

Manager's Office	\$ 700,000
BCC	<u>318,000</u>
Total	\$1,018,000

Proposed budget 90-91 \$1,629,000

Approximate reduction in
cost from current budget (\$611,000)

I will be happy to provide any additional detail you may
require.

VICKI K. ERVIN
Director of Elections



1040 S.E. Morrison St.
Portland, Oregon 97214-2495
(503) 248-3720

DATE: August 6, 1990
TO: Bill Rapp, Administrator
Charter Review Committee
FROM: Vicki Ervin, Director of Elections
RE: Ballot Title Captions

Vicki

This is to confirm our conversation regarding wording for the ballot titles for the measures recommended by the Charter Review Committee.

You had asked whether it was illegal to use words to the effect of "Multnomah County Charter Review Committee's Recommendation" as part of the caption of a ballot title. I responded to you that there was nothing I knew of in law that prohibited the use of any specific language. And in fact that language was used in the ballot titles for the measures submitted by the last Charter Review Committee.

However, the law does require that the caption of a ballot title consist of "not more than 10 words which reasonably identifies the subject of the measure" (ORS 250.035). To whatever extent the proposed language for the ballot title caption does not speak to the subject matter of the measure, the legality of the caption may be suspect.

Since I am not an attorney I cannot give you a definitive response as to the actual language being proposed. My suggestion is that the Committee's attorney and county counsel have the necessary legal expertise to resolve the issue.



MULTNOMAH COUNTY OREGON

OFFICE OF COUNTY COUNSEL
1120 S.W. FIFTH AVENUE, SUITE 1530
P.O. BOX 849
PORTLAND, OREGON 97207-0849
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BOARD OF COUNTY COMMISSIONERS
GLADYS McCOY, CHAIR
PAULINE ANDERSON
RICK BAUMAN
GRETCHEN KAFOURY
SHARRON KELLEY

M E M O R A N D U M

TO: Board of County Commissioners
Gladys McCoy, Chair
Pauline Anderson
Rick Bauman
Gretchen Kafoury
Sharron Kelley

Robert Skipper, Sheriff
Dan Ivancie, County Auditor

FROM: Larry Kressel
County Counsel (106/1530)

DATE: July 27, 1990

RE: Proposed Charter Amendments: Ballot
Titles

COUNTY COUNSEL
LAURENCE KRESSEL
CHIEF ASSISTANT
JOHN L. DU BAY
ASSISTANTS
SANDRA N. DUFFY
J. MICHAEL DOYLE
GERALD H. ITKIN
H. H. LAZENBY, JR.
PAUL G. MACKEY
MATTHEW O. RYAN
MARK B. WILLIAMS

As you know, the Charter Review Committee has prepared several measures to amend the Home Rule Charter. The Committee's report, including an ordinance referring the measures to the voters and draft ballot titles and voters' pamphlet statements for them are on the Board's informal agenda for July 31 and formal agenda for August 2.

The election is in November. The filing deadline for the ballot titles is September 6.

I have been asked by the Chair whether the Board must approve the ballot titles and voters' pamphlet statements as submitted by the Committee. The Chair also asked whether the submitted ballot titles meet the legal criteria.

1
2

The answer to the first question is no. The Charter obligates the Board to submit to the voters the Committee's proposed amendments. See Charter section 12.70. However, the Charter is silent on responsibility for the ballot titles and voters' pamphlet statements. The County Code provides that the Board of Commissioners shall prepare ballot titles for measures, including charter amendments, referred to the people by the Board. MCC 4.51.060. The Code also requires the Board to "file" a Voters Pamphlet Statement, MCC 4.10.530(B). Since MCC 4.10.530(B) is entitled "Preparation of ballot titles and explanatory statements," the intent seems to be that the Board also "prepares" the explanatory statements.

Although the Board is free to give weight to the Committee's ballot titles and explanatory statements, I conclude the Board retains ultimate responsibility for assuring compliance with the legal standards.

Compliance with Standards

The standards for ballot titles are set forth in ORS 250.035 and 250.039. Parallel standards appear in the county code. See MCC 4.51.030. In sum, the law requires a Caption identifying the subject of the measure (10 word maximum), a Question plainly phrasing the chief purpose of the measure (20 word maximum), and a concise and impartial Summary of the measure and its major effect (85 word maximum). According to ORS 250.039, a ballot title must be readable, impartial, concise and accurate.

A voters' pamphlet statement must be "impartial, simple and understandable, explaining the measure and its effect" (maximum of 500 words).

Last week I reviewed the Committee's ballot titles and submitted a few recommendations to the Committee (see attached memorandum). The Committee's final report accepted some of these recommendations but most were not accepted.

A key legal concern is with the Committee's ballot title Captions. Most of them identify the sponsor or source of the measure (the Committee), rather than the subject of the measure as the statute requires. See ORS 250.035(1)(a). As I pointed out to the Committee, there can be a reference to the Committee on the ballot, but it should not be in the ballot title.

If my reading of the law is accepted by the Board, it will be necessary to revise the Captions for these seven ballot titles. I have drafted some alternative ballot title Captions

Board of County Commissioners
July 27, 1990
Page 3

(attached) . No doubt other wordings could also suffice. As already stated, the law requires the subject of the measure to be identified in 10 words or less.

cc **Bill Rapp**
Dick Roberts, Esq.

1ATTY.219/mw

Proposed Ballot Title Captions for Charter Amendments

Submitted by County Counsel, 7/27/90

<u>Measure</u>	<u>Caption</u>
1	Amends County Charter to Provide for Appointed County Manager.
2	Amends County Charter: Allows County to Hire Legislative Advocate.
3	Amends County Charter: Permits County Commission to Set Sheriff's Salary.
4	Amends County Charter: County Commission sets Salaries of Chair/Commissioners.
5	Amends County Charter: Next Charter Review Committee Report in 1998.
6	Amends County Charter: Filing for Another Office Before Term Ends.
7	Amends County Charter: Number of Consecutive Terms Officials Can Serve.



MULTNOMAH COUNTY OREGON

MULTNOMAH COUNTY CHARTER REVIEW COMMITTEE

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Paul Norr
Marcia Pry
Casey Short
Nicholas Teeny
LaVelle VandenBerg

STAFF

William C. Rapp
Administrator
Shirley Winter
Secretary

June 8, 1990

Dear Rep. ^{Phil} Keisling:

After reviewing county government and the county charter over the past eleven months, the Multnomah County Charter Review Committee is beginning to solidify recommendations for ballot measure charter amendments which will be presented to all Multnomah County voters in the November, 1990, general election.

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Please complete the attached questionnaire and return it to us so that we may know your view; your response will be included in our official record. Feel free to contact me, our committee administrator or any committee member for more information. Thank you for your cooperation.

Sincerely,

Ann Porter
Chair



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June 8, 1990

Dear Rep. ~~Bauman~~ Judy

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Administrator
Shirley Winter
Secretary

June 8, 1990

Dear Rep. ~~Sayler~~ *Elene*:

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Shirley Winter
Secretary

June 8, 1990

Dear Rep. ~~Mason~~ *Tom*:

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June 8, 1990

Dear Rep. Stein:

Beverly

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Shirley Winter
Secretary

June 8, 1990

Dear Rep. ~~Katz~~: *Vera*

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June 8, 1990

Dear Rep. Wehage: *Rodger*

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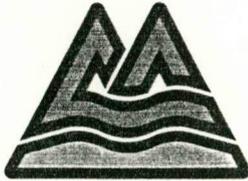
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June 8, 1990

Dear Rep. ~~Burton~~ *Mike*:

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June 8, 1990

Dick

Dear Senator ~~Springer~~:

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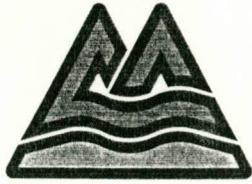
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Secretary

June 8, 1990

Dear Senator Otto: *g/lenn*

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William C. Rapp
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Secretary

June 8, 1990

Dear Rep. Minnis:

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Secretary

June 8, 1990

Dear Rep. Kotulski: *Rick*

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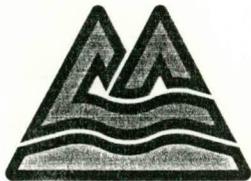
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STAFF

William C. Rapp
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Secretary

June 8, 1990

Dear Senator Gold: *Shirley*

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Ann Porter

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June 8, 1990

Dear Senator Roberts:

Frank

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Ann Porter

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June 8, 1990

Dear Rep. Carter: *Margaut*

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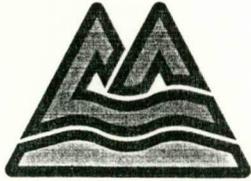
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June 8, 1990

Dear Rep. Roberts: *Donnie*

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One of the issues we are addressing is the current charter's prohibition against the county hiring a lobbyist. The testimony we have received thus far indicates that the county is at a substantial disadvantage before the Oregon Legislature relative to counties and private interests that do employ lobbyists.

The primary argument we have heard against allowing the board to hire a lobbyist is that Multnomah County doesn't need a lobbyist because the residents of the county are already represented in Salem by our state legislators and that these legislators and the board of commissioners should be our "lobbyists." The elected officials we have heard from tell us it is unrealistic to look to state legislators and the board members to perform the function of Multnomah County's lobbyist.

Please complete the attached questionnaire and return it to us so that we may know your view; your response will be included in our official record. Feel free to contact me, our committee administrator or any committee member for more information. Thank you for your cooperation.

Sincerely,

Ann Porter

Ann Porter
Chair



MULTNOMAH COUNTY OREGON

MULTNOMAH COUNTY CHARTER REVIEW COMMITTEE

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

MEMBERS

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

STAFF

William C. Rapp
Administrator
Shirley Winter
Secretary

June 8, 1990

Dear Senator Shoemaker:

Bob

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Dear Senator McCoy:

Bill

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STAFF

William C. Rapp
Administrator
Shirley Winter
Secretary

June 8, 1990

Dear ~~Senator Cease~~:

Jane

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STAFF

William C. Rapp
Administrator
Shirley Winter
Secretary

June 8, 1990

Dear Rep. *Ron* Cease:

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Sincerely,

Ann Porter
Chair

STATE LEGISLATOR'S RESPONSE TO THE
MULTNOMAH COUNTY CHARTER REVIEW COMMITTEE
REGARDING THE COUNTY'S ABILITY TO HIRE A LOBBYIST

_____ YES, I believe that Multnomah County should be able to
hire a lobbyist to represent the interests of the county.

_____ NO, I do not believe that Multnomah County should be able
to hire a lobbyist to represent the interests of the
county.

Additional Comments:

I understand that my response will be included in the Multnomah
County Charter Review Committee's official public record.

State Legislator

Date

Please return this completed questionnaire to:

Multnomah County Charter Review Committee
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_____ State Legislator

_____ Date

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