

BEFORE THE BOARD OF COUNTY COMMISSIONERS
FOR MULTNOMAH COUNTY, OREGON

ORDINANCE NO. 1166

An Ordinance Relating To County Organization; Concerning The Organization And Functions Of The Office Of Diversity and Equity and the Office of Sustainability; Making Housekeeping Amendments to MCC Chapters 7 and 27 to Move and Consolidate Non-departmental Offices into a New MCC Chapter 25, and Align Departmental Functions and Procedures; and Declaring an Emergency

Multnomah County Ordains as follows:

Section 1. MCC Chapter 25, Non-Departmental, is created and the Office of Diversity and Equity and the Office of Sustainability are added as follows:

CHAPTER 25:NON-DEPARTMENTAL

25.100* DIVERSITY AND EQUITY

25.110 Office Established.

An Office of Diversity and Equity (Office) is established. The Director of the Office is the Diversity and Equity Manager. The Director of the Office reports directly to the Chair.

25.120 Duties.

The Director will:

- (A) Coordinate programs to enhance Diversity, Cultural Competency and Business Opportunities for Minorities, Women and Emerging Small Businesses;
- (B) Provide overall strategic direction to the Office of Diversity and Equity;
- (C) Manage contractors and other diversity and equity staff, budget and compliance;
- (D) Provide regular updates to the Board;

25.200* SUSTAINABILITY

25.210- Office Established.

An office of Sustainability (Office) is established. The Director of the Office is the Sustainability Manager. The Director of the Office reports directly to the Chair.

25.220 Duties.

The Director will:

- (A) Plan, implement and coordinate the county's environmental sustainability program;
- (B) Provide overall strategic direction to the Office of Sustainability;
- (C) Manage contractors and other sustainability staff, budget and compliance;
- (D) Provide regular updates to the Board;

Section 2. Sections of MCC Chapters 7 and 27 are renumbered as shown on the attached Exhibit A to consolidate county non-departmental offices and align departmental procedures.

Section 3. MCC § 7.001 and 27.001 are amended as follows to align departmental functions:

(Language ~~stricken~~ is deleted; double underlined language is new.)

7.001 County Management Department.

The Department of County Management is created. The head of the department is the Director of the County Management Department (director), who may also be the county Chief Financial Officer. The department is assigned the following functions:

- (A) Plan, prepare and monitor the budget as prescribed by state law;
- (B) Accounting system and treasurer duties; financial reports, receipt, investment and expenditure of funds;
- (C) Liability insurance and property insurance;
- (D) Assessor and tax collector duties prescribed by state law;
- (E) Board of Property Tax Appeals prescribed by state law;
- (F) Marriage license and domestic partner registration services;
- (G) County recording duties prescribed by state law;
- (H) Other county clerk duties prescribed by state law.
- (I) Acquisition, management and disposition of county facilities and lands;
- (J) Fleet, records management, archival and storage, electronic, and distribution services;

- (K) Purchase material and supplies as prescribed by state law, and administer contracts;
- (L) Employee and human resource services;
- (M) Collective bargaining and labor relations matters;
- (N) Affirmative action program;
- (O) Risk management and insurance programs; and
- (P) Accounts payable, accounts receivable, payroll; and
- (Q) Management and disposition of tax foreclosed property.

27.001 Community Services Department.

The Department of Community Services is created. The head of the department is the Director of the Community Services Department (director). The department is assigned the following functions:

- (A) Land use planning and development services prescribed by state law for planning, zoning, preservation of natural resources, including restoring water quality, promoting sustainable rural communities and related matters;
- (B) Services and duties prescribed by state law relating to special district annexations and withdrawals, special district and city formations, dissolutions or mergers, and boundary changes within the metropolitan service district;
- (C) Services relating to county service districts and other agencies relating to the natural environment;
- (D) Services and duties prescribed by state law relating to the construction, maintenance and operation of county roads and bridges;
- (E) Surveys, examinations, inspections, and issuance of permits relating to construction and occupancy of buildings and other facilities;
- (F) Animal control programs and facilities; and
- (G) County elections duties prescribed by state law.

Section 4. MCC §§ 25.509 (formerly §7.509), 15.326 and 15.328 are amended to correct references as follows:

25.509 Violation of Curfew or Emergency Regulation.

(A) It is unlawful for any person to violate any curfew established under MCC 25.440 or to violate any measure taken under authority of this subchapter. The provisions of this section do not apply to official personnel authorized to be on the streets or other public places during the period of time for which a curfew has been established or other measures taken.

(B) Any person convicted of violating any provision of this subchapter for which no other specific penalty is provided shall be punished by a fine of not more than \$500 or by imprisonment in the county jail for not more than six months, or both.

15.326 Powers Of Sheriff.

(A) Whenever any area has been designated as an emergency area under MCC 25.440 within the boundaries of the area the Sheriff shall have authority to:

- (1) Regulate or prohibit ingress and egress to and from the area;
- (2) Limit or prohibit the movement of any persons within the area;
- (3) Move any property within the area;
- (4) Evacuate any persons from the area whenever and to the extent that the Sheriff finds human lives or property are endangered; and
- (5) Enter into or upon private property, or direct entry to prevent or minimize danger to lives or property.

(B) The Sheriff has authority to barricade streets and to prohibit or regulate travel upon any street, avenue or highway leading to an area designated as an emergency area for such distance as the Sheriff considers necessary under the circumstances.

15.328 Access Prior To Declaration As Emergency Area; Findings.

The Board finds that certain emergencies may require the responding peace officers to immediately restrict public access to the areas affected, before the area has been designated as an emergency area under § 25.440. Peace officers that respond to such emergencies have authority to restrict access to the area affected to protect the health, welfare and safety of the people of the county. Sections 15.328 through 15.330 must be liberally construed to effectuate the purposes expressed herein.

Section 5. This ordinance, being necessary for the health, safety, and general welfare of the people of Multnomah County, an emergency is declared and for budget purposes, this ordinance takes effect upon its signature by the County Chair.

FIRST READING:

July 1, 2010

SECOND READING AND ADOPTION:

July 8, 2010



BOARD OF COUNTY COMMISSIONERS
FOR MULTNOMAH COUNTY, OREGON

Jeff Cogen, Chair

REVIEWED:

AGNES SOWLE, COUNTY ATTORNEY
FOR MULTNOMAH COUNTY, OREGON

By

Agnes Sowle, County Attorney

SUBMITTED BY: Agnes Sowle, County Attorney

EXHIBIT A

Sections of MCC Chapters 7 and 27 are renumbered as follows:

CHAPTER 7 COUNTY MANAGEMENT		CHAPTER 27 COMMUNITY SERVICES	
25.300*	COUNTY ATTORNEY		
25.310	Office Established.		
25.320	Duties.		
25.330	Relationship To County.		
25.400*	EMERGENCY MANAGEMENT		
25.410	Definitions.		
25.420	Office of Emergency Management.		
25.430	Incident Command System.		
25.440	Succession; Authority.		
25.450	Declaration of Emergency.		
25.460	Regulation of Persons and Property.		
25.470	Price Gouging Prohibited.		
25.480	Violation of Curfew or Emergency Regulation.		
25.490	Emergency Service Workers - Volunteers.		
25.500*	INFORMATION TECHNOLOGY		
25.510	Office Established.		
25.520	Duties.		
25.600*	GOVERNMENT RELATIONS		
25.610	Office Established.		
25.620	Duties.		
7.400*	TAX FORECLOSED PROPERTY		
7.400-	Definitions.	7.404	Procedure For Designating Significant Environmental and Compelling Greenspace Property.
7.401	Property Administration And Evaluation.	7.405	Procedure For Designating Buildable Property For Housing Purposes.
7.402	Repurchase Qualifications And Contract Requirements.	7.406	Procedure For Resolving Conflicts Between Designated Compelling Greenspace Property And Buildable Property.
7.403	Property Sale Restrictions.	7.408	Procedure For Requesting Transfer Of Tax Foreclosed Property For Housing Purposes.
7.407	Requesting Transfer Of Tax Foreclosed Property To Governments For Non Housing Purposes.	7.409	Procedure For Requesting Transfer Of Tax Foreclosed Property For Open Space, Parks Or Natural Areas.
		7.410	Procedure For Disposition Of Requests For Transfer Of Tax Foreclosed Property For Housing And For Open Space, Parks Or Natural Areas.