



**Multnomah County Oregon**

## **Board of Commissioners & Agenda**

*connecting citizens with information and services*

### **BOARD OF COMMISSIONERS**

**Diane Linn, Chair**

501 SE Hawthorne Boulevard, Suite 600  
Portland, Or 97214  
Phone: (503) 988-3308 FAX (503) 988-3093  
Email: [mult.chair@co.multnomah.or.us](mailto:mult.chair@co.multnomah.or.us)

**Maria Rojo de Steffey,**  
**Commission Dist. 1**

501 SE Hawthorne Boulevard, Suite 600  
Portland, Or 97214  
Phone: (503) 988-5220 FAX (503) 988-5440  
Email: [district1@co.multnomah.or.us](mailto:district1@co.multnomah.or.us)

**Serena Cruz, Commission Dist. 2**

501 SE Hawthorne Boulevard, Suite 600  
Portland, Or 97214  
Phone: (503) 988-5219 FAX (503) 988-5440  
Email: [serena@co.multnomah.or.us](mailto:serena@co.multnomah.or.us)

**Lisa Naito, Commission Dist. 3**

501 SE Hawthorne Boulevard, Suite 600  
Portland, Or 97214  
Phone: (503) 988-5217 FAX (503) 988-5262  
Email: [lisa.h.naito@co.multnomah.or.us](mailto:lisa.h.naito@co.multnomah.or.us)

**Lonnie Roberts, Commission Dist. 4**

501 SE Hawthorne Boulevard, Suite 600  
Portland, Or 97214  
Phone: (503) 988-5213 FAX (503) 988-5262  
Email: [lonnie.j.roberts@co.multnomah.or.us](mailto:lonnie.j.roberts@co.multnomah.or.us)

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**Americans with Disabilities Act Notice:** If you need this agenda in an alternate format, or wish to participate in a Board Meeting, please call the Board Clerk (503) 988-3277, or Multnomah County TDD Phone (503) 988-5040, for information on available services and accessibility.

**JULY 22 & 24, 2003**

### **BOARD MEETINGS**

#### **FASTLOOK AGENDA ITEMS OF INTEREST**

Pg 2	10:00 a.m. Tuesday Shared Services Briefing
Pg 2	9:30 a.m. Thursday Public Hearing and Consideration of RESOLUTIONS Approving Transfer of Tax Foreclosed Properties
Pg 3	9:45 a.m. Thursday First Reading of a Proposed ORDINANCE Relating to Departmental Reconfigurations
Pg 3	10:20 a.m. Thursday RESOLUTION Expressing Interest in Hosting the 08/09 National Association of Counties Conference and Exposition
Pg 3	11:15 a.m. Thursday Briefing on Regional Power Study Group; Participation in Discussions with Counties and Portland on Possible Public Acquisition of PGE

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

Thursday, 9:30 AM, (LIVE) Channel 30

Friday, 11:00 PM, Channel 30

Saturday, 10:00 AM, Channel 30

Sunday, 11:00 AM, Channel 30

Produced through Multnomah Community Television

(503) 491-7636, ext. 333 for further info

or: <http://www.mctv.org>

Tuesday, July 22, 2003 - 10:00 AM  
Multnomah Building, First Floor Commissioners Boardroom 100  
501 SE Hawthorne Boulevard, Portland

## **BOARD BRIEFING**

B-1 Shared Services Update. Presented by Tony Mounts and John Ball. 1 HOUR.

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Thursday, July 24, 2003 - 9:30 AM  
Multnomah Building, First Floor Commissioners Boardroom 100  
501 SE Hawthorne Boulevard, Portland

## **REGULAR MEETING**

### **REGULAR AGENDA - 9:30 AM**

### **PUBLIC COMMENT - 9:30 AM**

Opportunity for Public Comment on non-agenda matters. Testimony is limited to three minutes per person. Fill out a speaker form available in the Boardroom and turn it into the Board Clerk.

### **DEPARTMENT OF BUSINESS AND COMMUNITY SERVICES - 9:30 AM**

- R-1 PUBLIC HEARING and Consideration of a RESOLUTION Approving Transfer of a Tax Foreclosed Property to The State of Oregon for Non Housing, Public Purposes.
- R-2 PUBLIC HEARING and Consideration of a RESOLUTION Approving Transfer of a Tax Foreclosed Property to the City of Troutdale for Non Housing, Public Purposes
- R-3 PUBLIC HEARING and Consideration of a RESOLUTION Approving Transfer of Tax Foreclosed Property to the City of Gresham for Non Housing, Public Purposes
- R-4 PUBLIC HEARING and Consideration of a RESOLUTION Approving Transfer of Tax Foreclosed Property to Portland Community College for Non Housing, Public Purposes
- R-5 PUBLIC HEARING and Consideration of a RESOLUTION Approving Transfer of Tax Foreclosed Property to the Port of Portland for Non Housing, Public Purposes

- R-6 PUBLIC HEARING and Consideration of a RESOLUTION Approving Transfer of Tax Foreclosed Property to the City of Portland, Bureau of Environmental Services, for Non Housing, Public Purposes
- R-7 PUBLIC HEARING and Consideration of a RESOLUTION Approving Transfer of Tax Foreclosed Properties to the City of Portland, Office of Transportation, for Non Housing, Public Purposes
- R-8 First Reading of a Proposed ORDINANCE Creating the Departments of Business Services (MCC Chapter 6) Finance, Budget and Tax (MCC Chapter 7) and Community Services (MCC Chapter 8); Abolishing the Department of Business and Community Services; Amending and Renumbering MCC Chapter 7 and Adding Chapters 6 and 8 to Realign Departmental Responsibilities

**NON-DEPARTMENTAL - 10:05 AM**

- R-9 RESOLUTION Confirming the Interim Designation for Multnomah County Commissioner District 4, in the Event of a Vacancy
- R-10 RESOLUTION Authorizing Condemnation and Immediate Possession of Real Property Necessary for the Purpose of Constructing a Multnomah County Road Project and Repealing Resolution No. 03-068
- R-11 RESOLUTION Co-Hosting the 2008/2009 National Association of Counties Convention

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Thursday, July 24, 2003 - 11:15 AM  
Multnomah Building, First Floor Commissioners Boardroom 100  
501 SE Hawthorne Boulevard, Portland

**BOARD BRIEFING**

- B-2 Report regarding the Regional Power Study Group and participation in discussions with other counties and the City of Portland regarding a possible public acquisition of Portland General Electric. Presented by Multnomah County Commissioner Lisa Naito; Washington County Commission Chair Tom Brian; Portland Commissioner Erik Sten; and Gary Conkling of Conkling Fiskum & McCormick. 30-45 MINUTES.



**Maria Rojo de Steffey**  
**Multnomah County Commissioner, District 1**

Suite 600, Multnomah Building  
501 SE Hawthorne Boulevard  
Portland, Oregon 97214

Phone: (503) 988-5220  
FAX: (503) 988-5440  
Email: [district1@co.multnomah.or.us](mailto:district1@co.multnomah.or.us)

**MEMORANDUM**

**TO:** Chair Diane Linn  
Commissioner Serena Cruz  
Commissioner Lisa Naito  
Commissioner Lonnie Roberts  
Clerk of the Board Deb Bogstad

**FROM:** Matthew Lashua  
Staff to Commissioner Maria Rojo de Steffey

**DATE:** July 22, 2003

**RE:** Board Meeting Absence

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Commissioner Maria Rojo de Steffey will be leaving the July 24th Board meeting immediately following the regular agenda, at approximately 10:30 a.m., as she is scheduled to go out of town.

cc: Staff

# AGENDA PLACEMENT REQUEST

**BUD MOD #:**

**Board Clerk Use Only:**

**Meeting Date:** July 24, 2003

**Agenda Item #:** R-1

**Est. Start Time:** 9:30 AM

**Date Submitted:** 06/27/03

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**Requested Date:** July 24, 2003

**Time Requested:** 3 mins

**Department:** DBCS

**Division:** Tax Title

**Contact/s:** Gary Thomas

**Phone:** 503-988-3590

**Ext.:** 22591

**I/O Address:** 503/4 Tax Title

**Presenters:** Gary Thomas

---

**Agenda Title:** PUBLIC HEARING and Consideration of a RESOLUTION Approving Transfer of a Tax Foreclosed Property to The State of Oregon, Parks and Recreation Department for Non Housing, Public Purposes.

**NOTE: If Ordinance, Resolution, Order or Proclamation, provide exact title. For all other submissions, provide clearly written title.**

---

**1. What action are you requesting from the Board? What is the department/agency recommendation?**

Approve transfer of the tax foreclosed property described in Exhibit A to the attached deed (Property) without monetary consideration to the State of Oregon, Parks and Recreation Department for non-housing, public purposes.

**2. Please provide sufficient background information for the Board and the public to understand this issue.**

On April 9, 2003, in accordance with Multnomah County Code Chapter 7, this property was made available on list of tax foreclosed properties offered to governmental agencies for non-housing public purposes.

The County received the formal request for this Property within the sixty days as required by MCC Section 7.407. No other applications for this Property were received by the Tax Title Division. The Division has reviewed the requests, and they are in compliance with ORS 271.330 and MCC Section 7.407.

On June 10, 2003, the Board scheduled a public hearing on July 24, 2003 for consideration of the proposed transfer and directed the Division to publish notice of the hearing. The division has published the hearing notice in accordance with the resolution.

At the conclusion of the hearing, the Board may approve the transfer if it determines the transfer serves the public interest and determine whether it will be for monetary consideration (MCC Section 7.407(F)).

**3. Explain the fiscal impact (current year and ongoing).**

The Tax Title Fund has incurred expenses associated with preparation of application materials, newspaper publications, processing transfer requests, title reports, preparation of Board documents and recording fees. The proposed transfers of the Properties do not provide for reimbursement to the County for these costs.

**4. Explain any legal and/or policy issues.**

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

**5. Explain any citizen and/or other government participation that has or will take place.**

Notification of the Board Meeting on July 24, 2003, at which approval of the transfers is expected, was given. Citizens may comment on the proposed transfers at the Board meeting.

**Required Signatures:**

**Department/Agency Director:**



**Date: 06/27/03**

**Budget Analyst**

**By:**

**Date:**

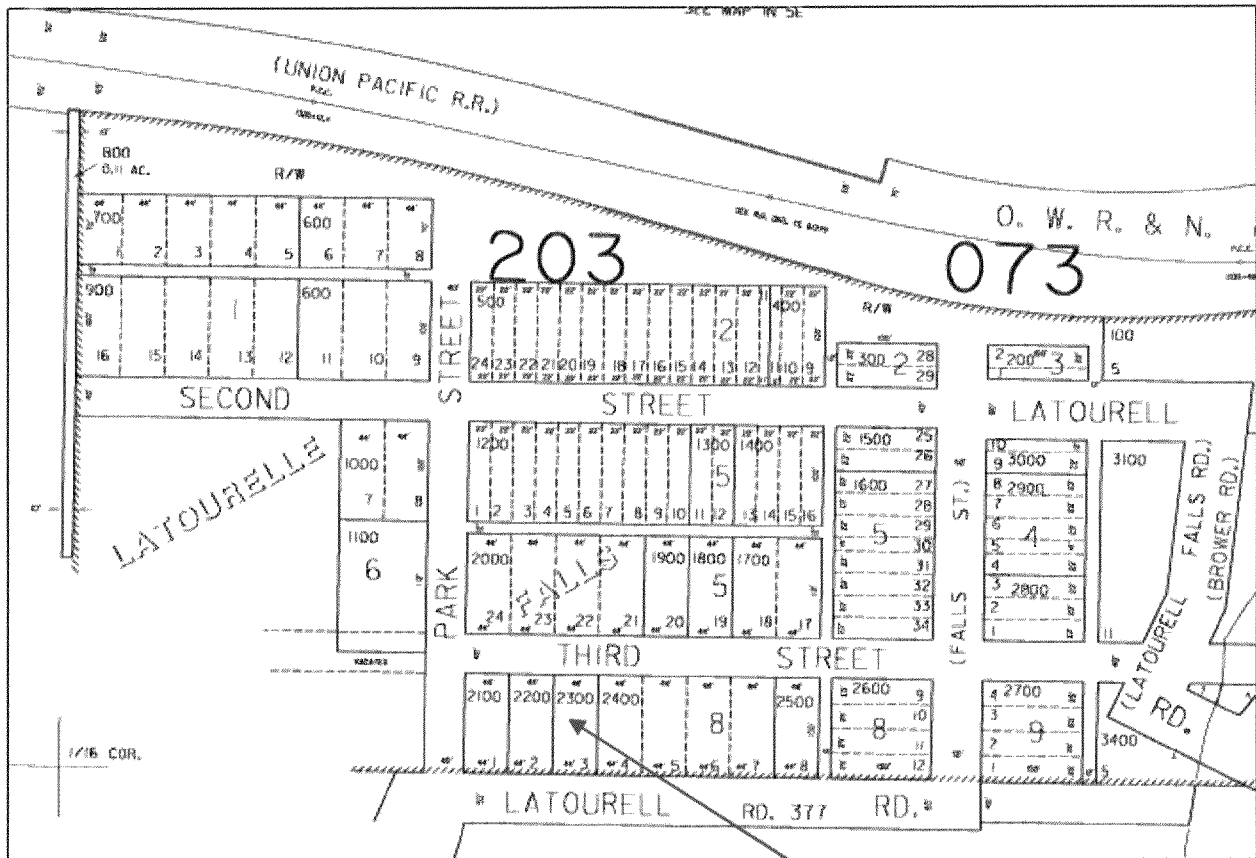
**Dept/Countywide HR**

**By:**

**Date:**

# EXHIBIT A

Property Tax Account Number R202199 / R47580-1770, 1N5E29BD 02300



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

**RESOLUTION NO. \_\_\_\_\_**

Approving Transfer of Tax Foreclosed Property to the State Of Oregon, for Non-Housing, Public Purposes.

**The Multnomah County Board of Commissioners Finds:**

- a. ORS 271.330 and Multnomah County Code Chapter 7 allow for transfer of tax foreclosed real property to governmental bodies provided the property is used for a public purpose.
- b. The State Of Oregon, Parks and Recreation Department has requested transfer of one tax foreclosed property for non-housing, public purposes as described in the attached deed (Property).
- c. On July 10, 2003 the Board scheduled a public hearing on July 24, 2003, for consideration of the proposed transfer and directed the Multnomah County Tax Title Division (Division) to publish notice of the hearing. The Division published the notice as directed and as required by ORS 271.330 (5) and MCC § 7.407.
- d. After holding the public hearing, the Board determined the Property is no longer needed by the County and is eligible for transfer for public purpose, and the transfer will serve the public interest and will be for no monetary consideration.

**The Multnomah County Board of Commissioners Resolves:**

1. The Property described in the attached deed is transferred without monetary consideration to the State Of Oregon, (State), provided that the Property is used and continues to be used by the State for public purposes. Should the Property cease to be used for public purposes, the interest of the State will automatically terminate and title shall revert back to Multnomah County.
2. The Chair is directed to execute the attached deed conveying the Property to the State.

ADOPTED this 24th day of July 2003.

BOARD OF COUNTY COMMISSIONERS  
FOR MULTNOMAH COUNTY, OREGON

\_\_\_\_\_  
Diane M. Linn, Chair

REVIEWED:  
AGNES SOWLE, COUNTY ATTORNEY  
FOR MULTNOMAH COUNTY, OREGON

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



After recording return to:  
THE STATE OF OREGON  
PARKS AND RECREATION DEPT  
1115 COMMERCIAL ST NE  
SALEM OR 97301-1002

## Page 2 of 2 Resolution and Deed to State of Oregon

**MULTNOMAH COUNTY BOARD OF COMMISSIONERS  
PUBLIC TESTIMONY SIGN-UP**

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Please complete this form and return to the Board Clerk

\*\*\*This form is a public record\*\*\*

MEETING DATE: 7/24

SUBJECT: PROPERTY TRANSFER

AGENDA NUMBER OR TOPIC: B-1

FOR: X AGAINST: \_\_\_\_\_ THE ABOVE AGENDA ITEM

NAME: JACIL WILES

ADDRESS: 2420 SW 1st

CITY/STATE/ZIP: Portl.

PHONE: \_\_\_\_\_ DAYS: 503 872 5288 EVES: \_\_\_\_\_

EMAIL: \_\_\_\_\_ FAX: \_\_\_\_\_

SPECIFIC ISSUE: Property Transfer

WRITTEN TESTIMONY: None

**IF YOU WISH TO ADDRESS THE BOARD:**

1. Please complete this form and return to the Board Clerk.
2. Address the County Commissioners from the presenter table microphones. Please limit your comments to **3 minutes**.
3. State your name for the official record.
4. If written documentation is presented, please furnish one copy to the Board Clerk.

**IF YOU WISH TO SUBMIT WRITTEN COMMENTS TO THE BOARD:**

1. Please complete this form and return to the Board Clerk.
2. Written testimony will be entered into the official record.

BEFORE THE BOARD OF COUNTY COMMISSIONERS  
FOR MULTNOMAH COUNTY, OREGON

**RESOLUTION NO. 03-101**

Approving Transfer of Tax Foreclosed Property to the State Of Oregon, for Non-Housing, Public Purposes.

**The Multnomah County Board of Commissioners Finds:**

- a. ORS 271.330 and Multnomah County Code Chapter 7 allow for transfer of tax foreclosed real property to governmental bodies provided the property is used for a public purpose.
- b. The State Of Oregon, Parks and Recreation Department has requested transfer of one tax foreclosed property for non-housing, public purposes as described in the attached deed (Property).
- c. On July 10, 2003 the Board scheduled a public hearing on July 24, 2003, for consideration of the proposed transfer and directed the Multnomah County Tax Title Division (Division) to publish notice of the hearing. The Division published the notice as directed and as required by ORS 271.330 (5) and MCC § 7.407.
- d. After holding the public hearing, the Board determined the Property is no longer needed by the County and is eligible for transfer for public purpose, and the transfer will serve the public interest and will be for no monetary consideration.

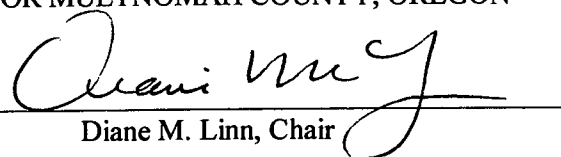
**The Multnomah County Board of Commissioners Resolves:**

1. The Property described in the attached deed is transferred without monetary consideration to the State Of Oregon, (State), provided that the Property is used and continues to be used by the State for public purposes. Should the Property cease to be used for public purposes, the interest of the State will automatically terminate and title shall revert back to Multnomah County.
2. The Chair is directed to execute the attached deed conveying the Property to the State.

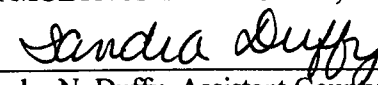
ADOPTED this 24th day of July 2003.



BOARD OF COUNTY COMMISSIONERS  
FOR MULTNOMAH COUNTY, OREGON

  
Diane M. Linn, Chair

REVIEWED:  
AGNES SOWLE, COUNTY ATTORNEY  
FOR MULTNOMAH COUNTY, OREGON

By   
Sandra N. Duffy, Assistant County Attorney

Until a change is requested, all tax statements shall be sent to the following address:  
THE STATE OF OREGON  
PARKS AND RECREATION DEPT  
1115 COMMERCIAL ST. NE  
SALEM OR 97301-1002

After recording return to:  
THE STATE OF OREGON  
PARKS AND RECREATION DEPT  
1115 COMMERCIAL ST NE  
SALEM OR 97301-1002

**DEED D031908 TO THE STATE OF OREGON**

MULTNOMAH COUNTY, a political subdivision of the State of Oregon, Grantor, conveys to the STATE OF OREGON, Grantee, the following parcel of real property, located in the City of Portland, Multnomah County, Oregon:

LOT 3, BLOCK 8, LATOURELLE FALLS

Provided that said property shall be used and continue to be used by the Grantee for public purposes, and should this property cease to be used for public purposes by the Grantee, the interests of the Grantee shall automatically terminate and title shall revert to the Grantor.

This transfer is without monetary consideration.

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

IN WITNESS WHEREOF, MULTNOMAH COUNTY has caused these presents to be executed by the Chair of the Multnomah County Board of Commissioners this 24th day of July 2003, by authority of a Resolution of the Board of County Commissioners entered of record.

BOARD OF COUNTY COMMISSIONERS  
FOR MULTNOMAH COUNTY, OREGON

\_\_\_\_\_  
Diane M. Linn, Chair

REVIEWED:  
AGNES SOWLE, COUNTY ATTORNEY  
FOR MULTNOMAH COUNTY, OREGON

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

ACCEPTED:  
STATE OF OREGON  
PARKS AND RECREATION DEPARTMENT

By \_\_\_\_\_  
Michael Carrier, OPRD Director

STATE OF OREGON                                 )  
  ) ss  
COUNTY OF MULTNOMAH                     )

This Deed was acknowledged before me this 24th day of July 2003, by Diane M. Linn, to me personally known, as Chair of the Multnomah County Board of Commissioners, on behalf of the County by authority of the Multnomah County Board of Commissioners.

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


**After recording return to:**  
**THE STATE OF OREGON**  
**PARKS AND RECREATION DEPT**  
**1115 COMMERCIAL ST NE**  
**SALEM OR 97301-1002**

**MULTNOMAH COUNTY**, a political subdivision of the State of Oregon, Grantor, conveys to the **STATE OF OREGON**, Grantee, the following parcel of real property, located in the City of Portland, Multnomah County, Oregon:

Provided that said property shall be used and continue to be used by the Grantee for public purposes, and should this property cease to be used for public purposes by the Grantee, the interests of the Grantee shall automatically terminate and title shall revert to the Grantor.

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

  
Diane M. Linn, Chair

By Sandra Duffy  
Sandra N. Duffy, Assistant County Attorney

STATE OF OREGON )  
 ) ss  
COUNTY OF MULTNOMAH )

OFFICIAL SEAL  
**DEBORAH LYNN BOGSTAD**  
 NOTARY PUBLIC-OREGON  
 COMMISSION NO. 345246  
 MY COMMISSION EXPIRES JUNE 27, 2005

Page 1 of 1 Deed to State of Oregon

## AGENDA PLACEMENT REQUEST

**BUD MOD #:**

**Board Clerk Use Only:**

**Meeting Date:** July 24, 2003

**Agenda Item #:** R-2

**Est. Start Time:** 9:33 AM

**Date Submitted:** 06/27/03

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**Requested Date:** July 24, 2003

**Time Requested:** 3 mins

**Department:** DBCS

**Division:** Tax Title

**Contact/s:** Gary Thomas

**Phone:** 503-988-3590

**Ext.:** 22591

**I/O Address:** 503/4 Tax Title

**Presenters:** Gary Thomas

---

**Agenda Title:** PUBLIC HEARING and Consideration of a RESOLUTION Approving Transfer of a Tax Foreclosed Property to the City of Troutdale, Public Works Department, for Non Housing, Public Purposes

**NOTE: If Ordinance, Resolution, Order or Proclamation, provide exact title. For all other submissions, provide clearly written title.**

---

- 1. What action are you requesting from the Board? What is the department/agency recommendation?**

Approve the transfer of the tax foreclosed property described in the attached deed (Property) without monetary consideration to the City of Troutdale, Public Works Department, for non-housing, public purposes.

- 2. Please provide sufficient background information for the Board and the public to understand this issue.**

On April 9, 2003, in accordance with Multnomah County Code Chapter 7, this property was made available on list of tax foreclosed properties offered to governmental agencies for non-housing public purposes.

The County received the formal request for this Property within the sixty days as required by MCC Section 7.407. No other applications for this Property were received by the Tax Title Division. The Division has reviewed the requests, and they are in compliance with ORS 271.330 and MCC Section 7.407.

On June 10, 2003 the Board scheduled a public hearing on July 24, 2003 for consideration of the proposed transfer and directed the Division to publish notice of the hearing. The division has published the hearing notice in accordance with the resolution.

At the conclusion of the hearing, the Board may approve the transfer if it determines the transfer serves the public interest and determine whether it will be for monetary consideration (MCC Section 7.407(F)).

**3. Explain the fiscal impact (current year and ongoing).**

The Tax Title Fund has incurred expenses associated with preparation of application materials, newspaper publications, processing transfer requests, title reports, preparation of Board documents and recording fees. The proposed transfers of the Properties do not provide for reimbursement to the County for these costs.

**4. Explain any legal and/or policy issues.**

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

**5. Explain any citizen and/or other government participation that has or will take place.**

Notification of the Board Meeting on July 24, 2003, at which approval of the transfers is expected, was given. Citizens may comment on the proposed transfers at the Board meeting.

**Required Signatures:**

**Department/Agency Director:**



**Date: 06/27/03**

**Budget Analyst**

**By:**

**Date:**

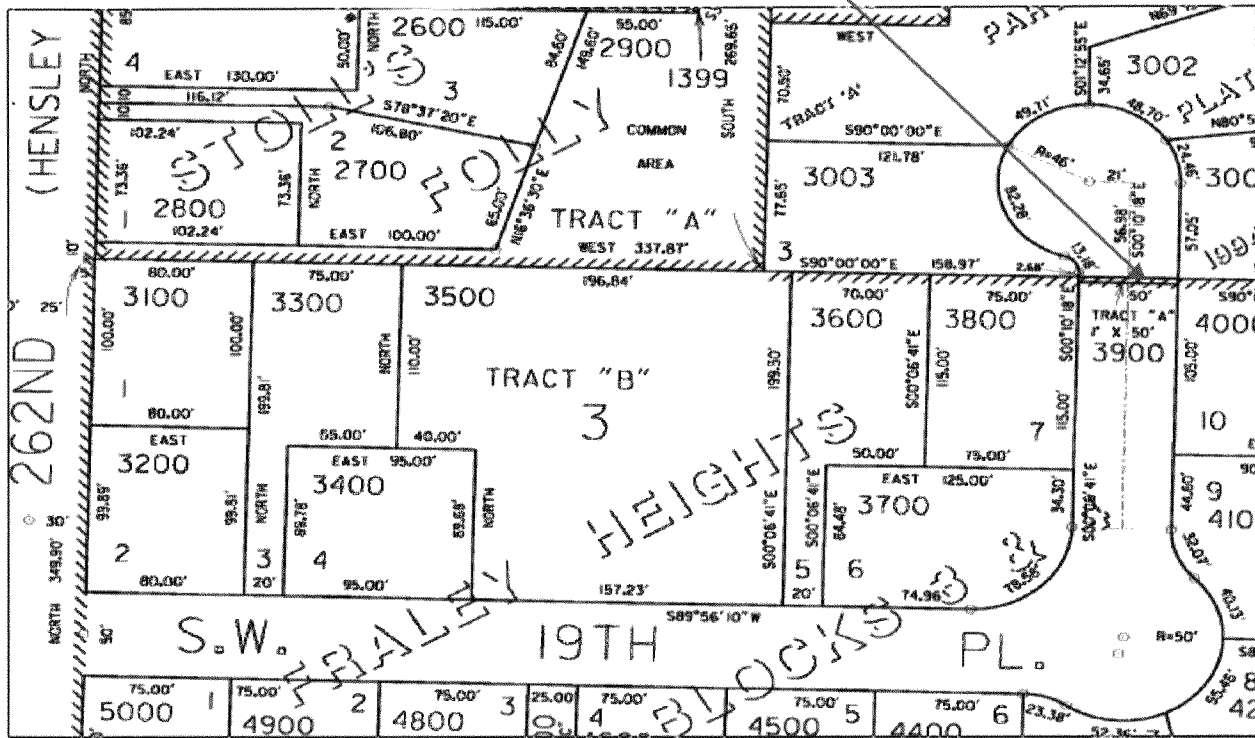
**Dept/Countywide HR**

**By:**

**Date:**

# EXHIBIT A

Property Tax Account Number R166248 / R29569-0620; 1N3E36BC 03900





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

**RESOLUTION NO. \_\_\_\_\_**

Approving Transfer of Tax Foreclosed Property to the City of Troutdale, for Non-Housing, Public Purposes.

**The Multnomah County Board of Commissioners Finds:**

- a. ORS 271.330 and Multnomah County Code Chapter 7 allow for transfer of tax foreclosed real property to governmental bodies provided the property is used for a public purpose.
- b. The City of Troutdale, Public Works Department has requested transfer of one tax foreclosed property for non-housing, public purposes as described in the attached deed (Property).
- c. On July 10, 2003, the Board scheduled a public hearing on July 24, 2003, for consideration of the proposed transfer and directed the Multnomah County Tax Title Division (Division) to publish notice of the hearing.. The Division published the notice as directed and as required by ORS 271.330 (5) and MCC § 7.407.
- d. After holding the public hearing, the Board determined the Property is no longer needed by the County and is eligible for transfer for public purpose, and the transfer will serve the public interest and will be for no monetary consideration.

**The Multnomah County Board of Commissioners Resolves:**

1. The Property described in the attached deed is transferred without monetary consideration to the City Of Troutdale, (City), provided that the Property is used and continues to be used by the City for public purposes. Should the Property cease to be used for public purposes, the interest of the City will automatically terminate and title shall revert back to Multnomah County.
2. The Chair is directed to execute the attached deed conveying the Property to the City.

ADOPTED this 24th day of July 2003.

BOARD OF COUNTY COMMISSIONERS  
FOR MULTNOMAH COUNTY, OREGON

\_\_\_\_\_  
Diane M. Linn, Chair

REVIEWED:  
AGNES SOWLE, COUNTY ATTORNEY  
FOR MULTNOMAH COUNTY, OREGON

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

After recording return to:  
THE CITY OF TROUTDALE  
PUBLIC WORKS DEPARTMENT  
104 SE KIBLING AVENUE  
TROUTDALE OR 97060

## Page 2 of 2 Resolution and Deed to Troutdale

BEFORE THE BOARD OF COUNTY COMMISSIONERS  
FOR MULTNOMAH COUNTY, OREGON

**RESOLUTION NO. 03-102**

Approving Transfer of Tax Foreclosed Property to the City of Troutdale, for Non-Housing, Public Purposes.

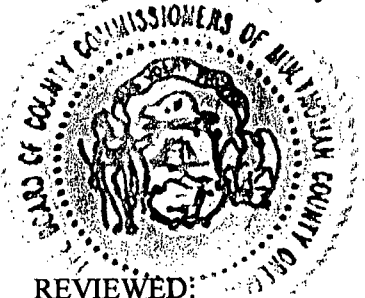
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- b. The City of Troutdale, Public Works Department has requested transfer of one tax foreclosed property for non-housing, public purposes as described in the attached deed (Property).
- c. On July 10, 2003, the Board scheduled a public hearing on July 24, 2003, for consideration of the proposed transfer and directed the Multnomah County Tax Title Division (Division) to publish notice of the hearing.. The Division published the notice as directed and as required by ORS 271.330 (5) and MCC § 7.407.
- d. After holding the public hearing, the Board determined the Property is no longer needed by the County and is eligible for transfer for public purpose, and the transfer will serve the public interest and will be for no monetary consideration.

**The Multnomah County Board of Commissioners Resolves:**

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2. The Chair is directed to execute the attached deed conveying the Property to the City.

ADOPTED this 24th day of July 2003.



REVIEWED:  
AGNES SOWLE, COUNTY ATTORNEY  
FOR MULTNOMAH COUNTY, OREGON

By Sandra Duffy  
Sandra N. Duffy, Assistant County Attorney

BOARD OF COUNTY COMMISSIONERS  
FOR MULTNOMAH COUNTY, OREGON

Diane M. Linn  
Diane M. Linn, Chair

**After recording return to:**  
**THE CITY OF TROUTDALE**  
**PUBLIC WORKS DEPARTMENT**  
**104 SE KIBLING AVENUE**  
**TROUTDALE OR 97060**

## Page 2 of 2 Resolution and Deed to Troutdale

**After recording return to:**  
**THE CITY OF TROUTDALE**  
**PUBLIC WORKS DEPARTMENT**  
**104 SE KIBLING AVENUE**  
**TROUTDALE OR 97060**

OFFICIAL SEAL  
**DEBORAH LYNN BOGSTAD**  
 NOTARY PUBLIC-OREGON  
 COMMISSION NO. 345246  
 MY COMMISSION EXPIRES JUNE 27, 2005

Page 1 of 1 Deed to Troutdale

# AGENDA PLACEMENT REQUEST

**BUD MOD #:**

**Board Clerk Use Only:**

**Meeting Date:** July 24, 2003

**Agenda Item #:** R-3

**Est. Start Time:** 9:35 AM

**Date Submitted:** 06/27/03

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**Requested Date:** July 24, 2003

**Time Requested:** 2 mins

**Department:** DBCS

**Division:** Tax Title

**Contact/s:** Gary Thomas

**Phone:** 503-988-3590

**Ext.:** 22591

**I/O Address:** 503/4 Tax Title

**Presenters:** Gary Thomas

---

**Agenda Title:** PUBLIC HEARING and Consideration of a RESOLUTION Approving Transfer of Tax Foreclosed Property to The City of Gresham, Department of Environmental Services for Non Housing, Public Purposes

**NOTE: If Ordinance, Resolution, Order or Proclamation, provide exact title. For all other submissions, provide clearly written title.**

- 
- 1. What action are you requesting from the Board? What is the department/agency recommendation?**

Approve the transfer of the tax foreclosed property described in the attached deed (Property) without monetary consideration to the City of Gresham, Department of Environmental Services, for non-housing, public purposes.

- 2. Please provide sufficient background information for the Board and the public to understand this issue.**

On April 9, 2003, in accordance with Multnomah County Code Chapter 7, this property was made available on list of tax foreclosed properties offered to governmental agencies for non-housing public purposes.

The County received the formal request for this Property within the sixty days as required by MCC Section 7.407. No other applications for this Property were received by the Tax Title Division. The Division has reviewed the requests, and they are in compliance with ORS 271.330 and MCC Section 7.407.

On June 10, 2003 the Board scheduled a public hearing on July 24, 2003 for consideration of the proposed transfer and directed the Division to publish notice of the hearing. The division has published the hearing notice in accordance with the resolution.

At the conclusion of the hearing, the Board may approve the transfer if it determines the transfer serves the public interest and determine whether it will be for monetary consideration (MCC Section 7.407(F)).

**3. Explain the fiscal impact (current year and ongoing).**

The Tax Title Fund has incurred expenses associated with preparation of application materials, newspaper publications, processing transfer requests, title reports, preparation of Board documents and recording fees. The proposed transfers of the Properties do not provide for reimbursement to the County for these costs.

**4. Explain any legal and/or policy issues.**

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

**5. Explain any citizen and/or other government participation that has or will take place.**

Notification of the Board Meeting on July 24, 2003, at which approval of the transfers is expected, was given. Citizens may comment on the proposed transfers at the Board meeting.

**Required Signatures:**



**Department/Agency Director:**

**Date: 06/27/03**

**Budget Analyst**

**By:**

**Date:**

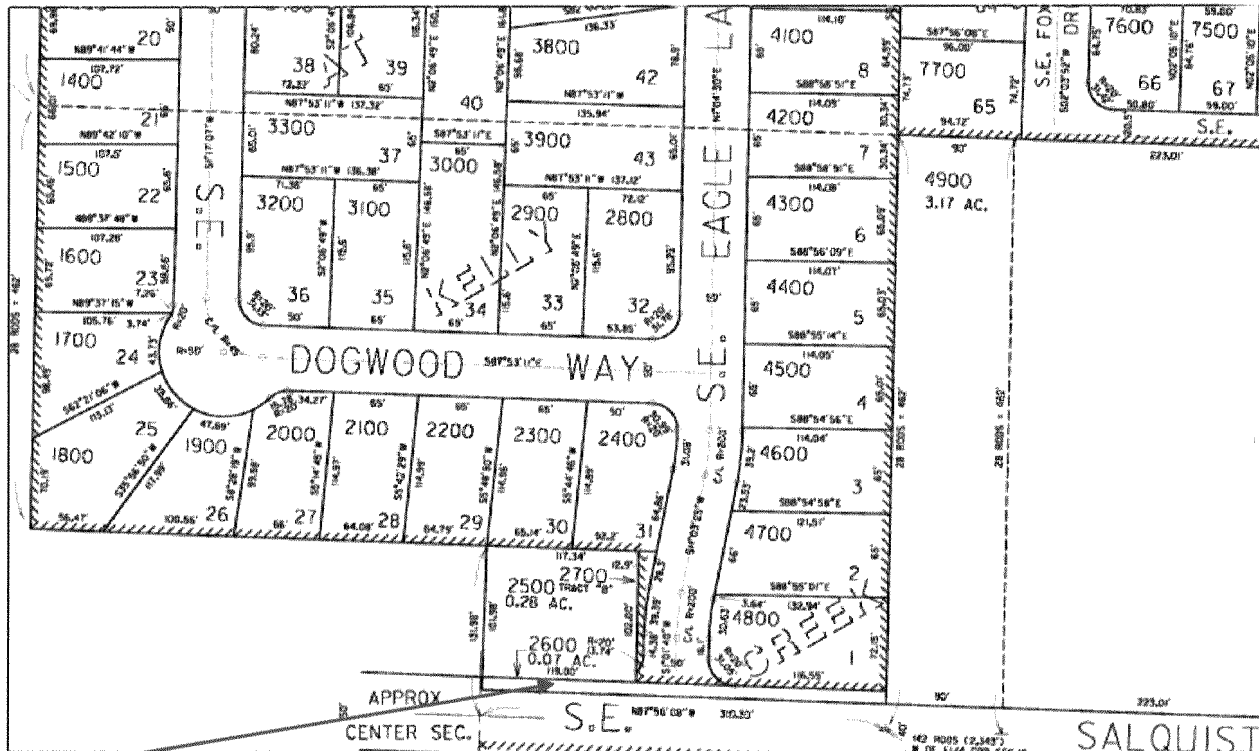
**Dept/Countywide HR**

**By:**

**Date:**

# EXHIBIT A

Property Tax Account Number R339906 / R99313-3030; 1S3E13AC 02600





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

**RESOLUTION NO. \_\_\_\_\_**

Approving Transfer of Tax Foreclosed Property to the City of Gresham, for Non-Housing, Public Purposes.

**The Multnomah County Board of Commissioners Finds:**

- a. ORS 271.330 and Multnomah County Code Chapter 7 allow for transfer of tax foreclosed real property to governmental bodies provided the property is used for a public purpose.
- b. The City of Gresham, Department of Environmental Services has requested transfer of one tax foreclosed property for non-housing, public purposes as described in the attached deed (Property).
- c. On July 10, 2003, the Board scheduled a public hearing on July 24, 2003, for consideration of the proposed transfer and directed the Multnomah County Tax Title Division (Division) to publish notice of the hearing.. The Division published the notice as directed and as required by ORS 271.330 (5) and MCC § 7.407.
- d. After holding the public hearing, the Board determined the Property is no longer needed by the County and is eligible for transfer for public purpose, and the transfer will serve the public interest and will be for no monetary consideration.

**The Multnomah County Board of Commissioners Resolves:**

1. The Property described in Exhibit A to the attached deed is transferred without monetary consideration to the City Of Gresham, (City), provided that the Property is used and continues to be used by the City for public purposes. Should the Property cease to be used for public purposes, the interest of the City will automatically terminate and title shall revert back to Multnomah County.
2. The Chair is directed to execute the attached deed conveying the Property to the City.

ADOPTED this 24th day of July 2003.

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

\_\_\_\_\_  
Diane M. Linn, Chair

REVIEWED:  
AGNES SOWLE, COUNTY ATTORNEY  
FOR MULTNOMAH COUNTY, OREGON

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

After recording return to:  
THE CITY OF GRESHAM  
DEPT OF ENVIRONMENTAL SERVICES  
1333 NW EASTMAN PARKWAY  
GRESHAM OR 97030

MULTNOMAH COUNTY, a political subdivision of the State of Oregon, Grantor, conveys to the CITY OF GRESHAM, a municipal corporation of the State of Oregon, Grantee, the following parcel of real property, located in the City of Gresham, Multnomah County, Oregon:

Provided that said property shall be used and continue to be used by the Grantee for public purposes, and should this property cease to be used for public purposes by the Grantee, the interests of the Grantee shall automatically terminate and title shall revert to the Grantor.

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

BOARD OF COUNTY COMMISSIONERS  
FOR MULTNOMAH COUNTY, OREGON

REVIEWED:  
AGNES SOWLE, COUNTY ATTORNEY  
FOR MULTNOMAH COUNTY, OREGON

ACCEPTED:  
CITY OF GRESHAM  
DEPARTMENT OF ENVIRONMENTAL SERVICES

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

By \_\_\_\_\_  
Dave Rouse, Director of Environmental Services

STATE OF OREGON )  
 ) ss  
COUNTY OF MULTNOMAH )

This Deed was acknowledged before me this 24th day of July 2003, by Diane M. Linn, to me personally known, as Chair of the Multnomah County Board of Commissioners, on behalf of the County by authority of the Multnomah County Board of Commissioners.

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

**EXHIBIT A TO  
DEED TO CITY OF GRESHAM**

**D031913 LEGAL DESCRIPTION:**

A 10.00 foot wide strip of land situated in the Northeast  $\frac{1}{4}$  of Section 13, Township 1 South, Range 3 East of the Willamette Meridian, Multnomah County, Oregon, said 10.00 foot strip adjoining the present north right-of-way (20.00 feet from centerline) for said Salquist Rd. (Co. Rd. No. 981), the 10.00 foot strip being more particularly described as follows:

Commencing at a Brass Disk marking the center of said Section 13 and proceeding thence South  $87^{\circ} 56' 08''$  East along the South line of said Northeast  $\frac{1}{4}$  of Section 13 (being the center of S.E. Salquist Road), a distance of 310.25 feet to a point that is 2343.00 feet Westerly from the Southeast corner thereof; thence North  $1^{\circ} 04' 22''$  East parallel with the East line of said Northeast  $\frac{1}{4}$ , a distance of 20.00 feet to the Point of Beginning for said 10.00 foot dedication strip at the existing North line of South East Salquist Road; thence continuing North  $1^{\circ} 04' 22''$  East, a distance of 10.00 feet to a point that is 30.00 feet Northerly, when measured at right angles, from the center of said Salquist Road; thence North  $87^{\circ} 56' 08''$  West parallel with said Salquist Road, a distance of 309.76 feet to a point that bears North  $2^{\circ} 00' 22''$  East, 30.00 feet from said center of Section 13, thence south  $2^{\circ} 00' 22''$  West, a distance of 10.00 feet to said existing North line of Salquist Road; thence South  $87^{\circ} 56' 08''$  East, a distance of 309.92 feet to the Point of Beginning

BEFORE THE BOARD OF COUNTY COMMISSIONERS  
FOR MULTNOMAH COUNTY, OREGON

**RESOLUTION NO. 03-103**

Approving Transfer of Tax Foreclosed Property to the City of Gresham, for Non-Housing, Public Purposes.

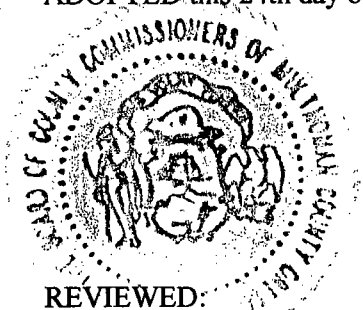
**The Multnomah County Board of Commissioners Finds:**

- a. ORS 271.330 and Multnomah County Code Chapter 7 allow for transfer of tax foreclosed real property to governmental bodies provided the property is used for a public purpose.
- b. The City of Gresham, Department of Environmental Services has requested transfer of one tax foreclosed property for non-housing, public purposes as described in the attached deed (Property).
- c. On July 10, 2003, the Board scheduled a public hearing on July 24, 2003, for consideration of the proposed transfer and directed the Multnomah County Tax Title Division (Division) to publish notice of the hearing. The Division published the notice as directed and as required by ORS 271.330 (5) and MCC § 7.407.
- d. After holding the public hearing, the Board determined the Property is no longer needed by the County and is eligible for transfer for public purpose, and the transfer will serve the public interest and will be for no monetary consideration.

**The Multnomah County Board of Commissioners Resolves:**

1. The Property described in Exhibit A to the attached deed is transferred without monetary consideration to the City Of Gresham, (City), provided that the Property is used and continues to be used by the City for public purposes. Should the Property cease to be used for public purposes, the interest of the City will automatically terminate and title shall revert back to Multnomah County.
2. The Chair is directed to execute the attached deed conveying the Property to the City.

ADOPTED this 24th day of July 2003.



REVIEWED:  
AGNES SOWLE, COUNTY ATTORNEY  
FOR MULTNOMAH COUNTY, OREGON

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

BOARD OF COUNTY COMMISSIONERS  
FOR MULTNOMAH COUNTY, OREGON

Diane M. Linn  
Diane M. Linn, Chair

Until a change is requested, all tax statements shall be sent to the following address:  
THE CITY OF GRESHAM  
DEPT OF ENVIRONMENTAL SERVICES  
1333 NW EASTMAN PARKWAY  
GRESHAM OR 97030

After recording return to:  
THE CITY OF GRESHAM  
DEPT OF ENVIRONMENTAL SERVICES  
1333 NW EASTMAN PARKWAY  
GRESHAM OR 97030

**DEED D031913 TO THE CITY OF GRESHAM**

MULTNOMAH COUNTY, a political subdivision of the State of Oregon, Grantor, conveys to the CITY OF GRESHAM, a municipal corporation of the State of Oregon, Grantee, the following parcel of real property, located in the City of Gresham, Multnomah County, Oregon:

As described in the attached Exhibit A.

Provided that said property shall be used and continue to be used by the Grantee for public purposes, and should this property cease to be used for public purposes by the Grantee, the interests of the Grantee shall automatically terminate and title shall revert to the Grantor.

This transfer is without monetary consideration.

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

IN WITNESS WHEREOF, MULTNOMAH COUNTY has caused these presents to be executed by the Chair of the Multnomah County Board of Commissioners this 24th day of July 2003, by authority of a Resolution of the Board of County Commissioners entered of record.

BOARD OF COUNTY COMMISSIONERS  
FOR MULTNOMAH COUNTY, OREGON

\_\_\_\_\_  
Diane M. Linn, Chair

REVIEWED:  
AGNES SOWLE, COUNTY ATTORNEY  
FOR MULTNOMAH COUNTY, OREGON

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

ACCEPTED:  
CITY OF GRESHAM  
DEPARTMENT OF ENVIRONMENTAL SERVICES

By \_\_\_\_\_  
Dave Rouse, Director of Environmental Services

STATE OF OREGON )  
 ) ss  
COUNTY OF MULTNOMAH )

This Deed was acknowledged before me this 24th day of July 2003, by Diane M. Linn, to me personally known, as Chair of the Multnomah County Board of Commissioners, on behalf of the County by authority of the Multnomah County Board of Commissioners.

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

**EXHIBIT A TO  
DEED TO CITY OF GRESHAM**

**D031913 LEGAL DESCRIPTION:**

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Commencing at a Brass Disk marking the center of said Section 13 and proceeding thence South  $87^{\circ} 56' 08''$  East along the South line of said Northeast  $\frac{1}{4}$  of Section 13 (being the center of S.E. Salquist Road), a distance of 310.25 feet to a point that is 2343.00 feet Westerly from the Southeast corner thereof; thence North  $1^{\circ} 04' 22''$  East parallel with the East line of said Northeast  $\frac{1}{4}$ , a distance of 20.00 feet to the Point of Beginning for said 10.00 foot dedication strip at the existing North line of South East Salquist Road; thence continuing North  $1^{\circ} 04' 22''$  East, a distance of 10.00 feet to a point that is 30.00 feet Northerly, when measured at right angles, from the center of said Salquist Road; thence North  $87^{\circ} 56' 08''$  West parallel with said Salquist Road, a distance of 309.76 feet to a point that bears North  $2^{\circ} 00' 22''$  East, 30.00 feet from said center of Section 13, thence south  $2^{\circ} 00' 22''$  West, a distance of 10.00 feet to said existing North line of Salquist Road; thence South  $87^{\circ} 56' 08''$  East, a distance of 309.92 feet to the Point of Beginning

**After recording return to:**  
**THE CITY OF GRESHAM**  
**DEPT OF ENVIRONMENTAL SERVICES**  
**1333 NW EASTMAN PARKWAY**  
**GRESHAM OR 97030**

**EXHIBIT A TO  
DEED TO CITY OF GRESHAM**

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# AGENDA PLACEMENT REQUEST

**BUD MOD #:**

**Board Clerk Use Only:**

**Meeting Date:** July 24, 2003

**Agenda Item #:** R-4

**Est. Start Time:** 9:38 AM

**Date Submitted:** 06/27/03

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**Requested Date:** July 24, 2003

**Time Requested:** 2 mins

**Department:** DBCS

**Division:** Tax Title

**Contact/s:** Gary Thomas

**Phone:** 503-988-3590

**Ext.:** 22591

**I/O Address:** 503/4 Tax Title

**Presenters:** Gary Thomas

---

**Agenda Title:** PUBLIC HEARING and Consideration of a RESOLUTION Approving Transfer of Tax Foreclosed Property to Portland Community College, Physical Plant Department, for Non Housing, Public Purposes

**NOTE: If Ordinance, Resolution, Order or Proclamation, provide exact title. For all other submissions, provide clearly written title.**

- 
- 1. What action are you requesting from the Board? What is the department/agency recommendation?**

Approve the transfer of the tax foreclosed property described in the attached deed (Property) without monetary consideration to Portland Community College, Physical Plant Department, for non-housing, public purposes.

- 2. Please provide sufficient background information for the Board and the public to understand this issue.**

On April 9, 2003, in accordance with Multnomah County Code Chapter 7, this property was made available on list of tax foreclosed properties offered to governmental agencies for non-housing public purposes.

The County received the formal request for this Property within the sixty days as required by MCC Section 7.407. No other applications for this Property were received by the Tax Title Division. The Division has reviewed the requests, and they are in compliance with ORS 271.330 and MCC Section 7.407.

On June 10, 2003 the Board scheduled a public hearing on July 24, 2003 for consideration of the proposed transfer and directed the Division to publish notice of the hearing. The division has published the hearing notice in accordance with the resolution.

At the conclusion of the hearing, the Board may approve the transfer if it determines the transfer serves the public interest and determine whether it will be for monetary consideration (MCC Section 7.407(F)).

**3. Explain the fiscal impact (current year and ongoing).**

The Tax Title Fund has incurred expenses associated with preparation of application materials, newspaper publications, processing transfer requests, title reports, preparation of Board documents and recording fees. The proposed transfers of the Properties do not provide for reimbursement to the County for these costs.

**4. Explain any legal and/or policy issues.**

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

**5. Explain any citizen and/or other government participation that has or will take place.**

Notification of the Board Meeting on July 24, 2003, at which approval of the transfers is expected, was given. Citizens may comment on the proposed transfers at the Board meeting.

**Required Signatures:**



**Department/Agency Director:**

**Date: 06/27/03**

**Budget Analyst**

**By:**

**Date:**

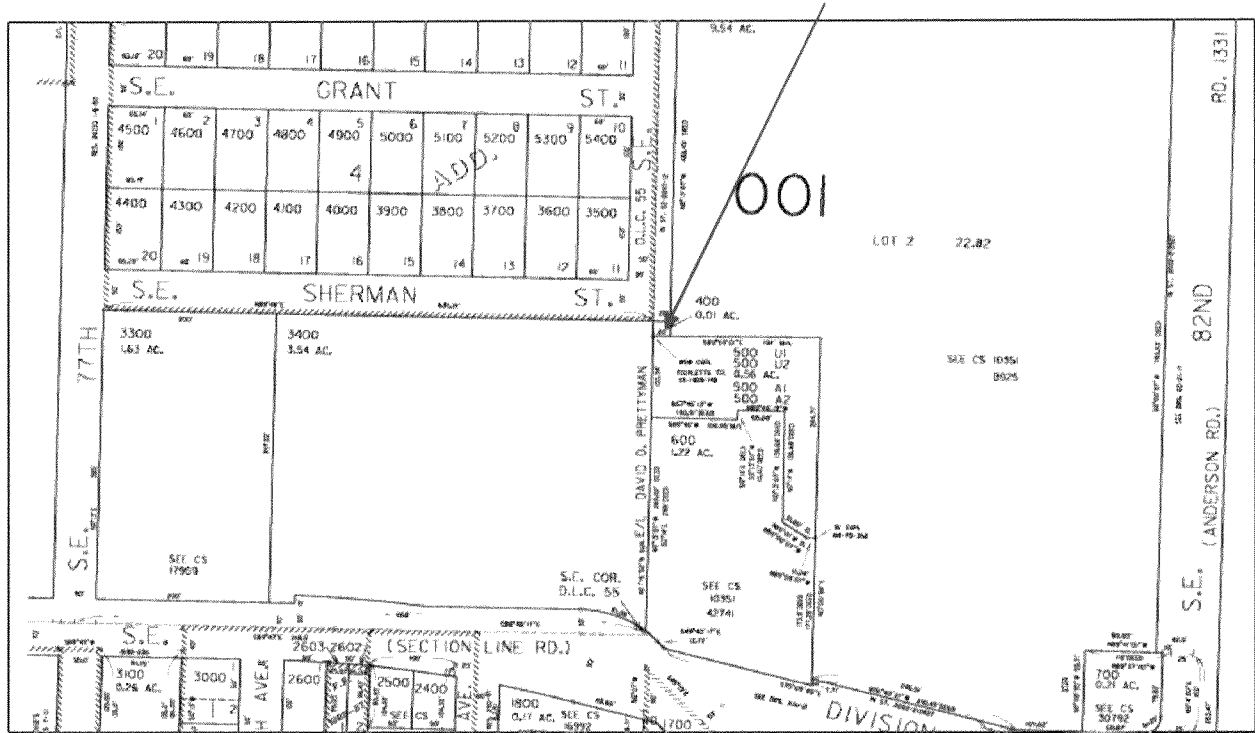
**Dept/Countywide HR**

**By:**

**Date:**

# EXHIBIT A

Property Tax Account Number R332704 / R99205-2980; 1S2E05DD 00400



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

**RESOLUTION NO. \_\_\_\_\_**

Approving Transfer of Tax Foreclosed Property to Portland Community College, for Non-Housing, Public Purposes.

**The Multnomah County Board of Commissioners Finds:**

- a. ORS 271.330 and Multnomah County Code Chapter 7 allow for transfer of tax foreclosed real property to governmental bodies provided the property is used for a public purpose.
- b. Portland Community College, Physical Plant Department has requested transfer of one tax foreclosed property for non-housing, public purposes as described in the attached deed (Property).
- c. On July 10, 2003 the Board scheduled a public hearing on July 24, 2003, for consideration of the proposed transfer and directed the Multnomah County Tax Title Division (Division) to publish notice of the hearing. The Division published the notice as directed and as required by ORS 271.330 (5) and MCC § 7.407.
- d. After holding the public hearing, the Board determined the Property is no longer needed by the County and is eligible for transfer for public purpose, and the transfer will serve the public interest and will be for no monetary consideration.

**The Multnomah County Board of Commissioners Resolves:**

1. The Property described in Exhibit A to the attached deed is transferred without monetary consideration to the Portland Community College, (College), provided that the Property is used and continues to be used by the College for public purposes. Should the Property cease to be used for public purposes, the interest of the College will automatically terminate and title shall revert back to Multnomah County.
2. The Chair is directed to execute the attached deed conveying the Property to the College.

ADOPTED this 24th day of July 2003.

BOARD OF COUNTY COMMISSIONERS  
FOR MULTNOMAH COUNTY, OREGON

\_\_\_\_\_  
Diane M. Linn, Chair

REVIEWED:  
AGNES SOWLE, COUNTY ATTORNEY  
FOR MULTNOMAH COUNTY, OREGON

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

After recording return to:  
PORTLAND COMMUNITY COLLEGE  
PHYSICAL PLANT DEPARTMENT  
PO BOX 19000  
PORTLAND OR 97280

MULTNOMAH COUNTY, a political subdivision of the State of Oregon, Grantor, conveys to PORTLAND COMMUNITY COLLEGE, Grantee, the following parcel of real property, located in the City of Portland, Multnomah County, Oregon:

Provided that said property shall be used and continue to be used by the Grantee for public purposes, and should this property cease to be used for public purposes by the Grantee, the interests of the Grantee shall automatically terminate and title shall revert to the Grantor.

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

BOARD OF COUNTY COMMISSIONERS  
FOR MULTNOMAH COUNTY, OREGON

REVIEWED:  
AGNES SOWLE, COUNTY ATTORNEY  
FOR MULTNOMAH COUNTY, OREGON

ACCEPTED:  
PORTLAND COMMUNITY COLLEGE,  
PHYSICAL PLANT DEPARTMENT

By R.J. McEwen, Vice President Administrative Services

This Deed was acknowledged before me this 24th day of July 2003, by Diane M. Linn, to me personally known, as Chair of the Multnomah County Board of Commissioners, on behalf of the County by authority of the Multnomah County Board of Commissioners.

Page 2 of 3 Resolution and Deed to PCC

**EXHIBIT A TO  
DEED TO PORTLAND COMMUNITY COLLEGE**

**D031914 LEGAL DESCRIPTION:**

A tract of land located in Section 5, Township 1 South, Range 2 East, Willamette Meridian, Multnomah County and State of Oregon, described as follows:

Beginning at a point of intersection with the South line of S. E. Sherman Street with the east line of David D. Prettyman D.L.C.; thence East 20 feet to the Southeast corner of a parcel described for road purposes in Book 2097 and Page 12, recorded in 1962, Multnomah County deed records; thence South to a point in the South line of the Triplette tract described in Book 1989 and Page 148, recorded in 1959 in Multnomah County deed records; thence West 20 feet to a point being the most Westerly Southwest corner of said Triplette tract, said point also being on the East line of said David D. Prettyman D.L.C.; thence North to the point of beginning.

BEFORE THE BOARD OF COUNTY COMMISSIONERS  
FOR MULTNOMAH COUNTY, OREGON

**RESOLUTION NO. 03-104**

Approving Transfer of Tax Foreclosed Property to Portland Community College, for Non-Housing, Public Purposes.

**The Multnomah County Board of Commissioners Finds:**

- a. ORS 271.330 and Multnomah County Code Chapter 7 allow for transfer of tax foreclosed real property to governmental bodies provided the property is used for a public purpose.
- b. Portland Community College, Physical Plant Department has requested transfer of one tax foreclosed property for non-housing, public purposes as described in the attached deed (Property).
- c. On July 10, 2003 the Board scheduled a public hearing on July 24, 2003, for consideration of the proposed transfer and directed the Multnomah County Tax Title Division (Division) to publish notice of the hearing. The Division published the notice as directed and as required by ORS 271.330 (5) and MCC § 7.407.
- d. After holding the public hearing, the Board determined the Property is no longer needed by the County and is eligible for transfer for public purpose, and the transfer will serve the public interest and will be for no monetary consideration.

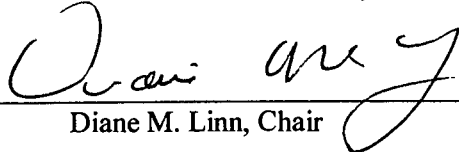
**The Multnomah County Board of Commissioners Resolves:**

1. The Property described in Exhibit A to the attached deed is transferred without monetary consideration to the Portland Community College, (College), provided that the Property is used and continues to be used by the College for public purposes. Should the Property cease to be used for public purposes, the interest of the College will automatically terminate and title shall revert back to Multnomah County.
2. The Chair is directed to execute the attached deed conveying the Property to the College.

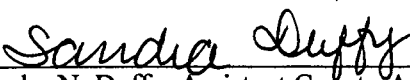
ADOPTED this 24th day of July 2003.



BOARD OF COUNTY COMMISSIONERS  
FOR MULTNOMAH COUNTY, OREGON

  
Diane M. Linn, Chair

REVIEWED:  
AGNES SOWLE, COUNTY ATTORNEY  
FOR MULTNOMAH COUNTY, OREGON

By   
Sandra N. Duffy, Assistant County Attorney

**After recording return to:**  
**PORTLAND COMMUNITY COLLEGE**  
**PHYSICAL PLANT DEPARTMENT**  
**PO BOX 19000**  
**PORTLAND OR 97280**

MULTNOMAH COUNTY, a political subdivision of the State of Oregon, Grantor, conveys to PORTLAND COMMUNITY COLLEGE, Grantee, the following parcel of real property, located in the City of Portland, Multnomah County, Oregon:

Provided that said property shall be used and continue to be used by the Grantee for public purposes, and should this property cease to be used for public purposes by the Grantee, the interests of the Grantee shall automatically terminate and title shall revert to the Grantor.

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

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

REVIEWED:  
AGNES SOWLE, COUNTY ATTORNEY  
FOR MULTNOMAH COUNTY, OREGON

ACCEPTED:  
PORTLAND COMMUNITY COLLEGE,  
PHYSICAL PLANT DEPARTMENT

By Sandra Duffy  
Sandra N. Duffy, Assistant County Attorney

By R.J. McEwen, Vice President Administrative Services

STATE OF OREGON )  
 ) ss  
COUNTY OF MULTNOMAH )

This Deed was acknowledged before me this 24th day of July 2003, by Diane M. Linn, to me personally known, as Chair of the Multnomah County Board of Commissioners, on behalf of the County by authority of the Multnomah County Board of Commissioners.

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



**EXHIBIT A TO  
DEED TO PORTLAND COMMUNITY COLLEGE**

**D031914 LEGAL DESCRIPTION:**

A tract of land located in Section 5, Township 1 South, Range 2 East, Willamette Meridian, Multnomah County and State of Oregon, described as follows:

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Until a change is requested, all tax statements shall be sent to the following address:  
PORTLAND COMMUNITY COLLEGE  
PHYSICAL PLANT DEPARTMENT  
PO BOX 19000  
PORTLAND OR 97280

After recording return to:  
PORTLAND COMMUNITY COLLEGE  
PHYSICAL PLANT DEPARTMENT  
PO BOX 19000  
PORTLAND OR 97280

**DEED D031914 TO PORTLAND COMMUNITY COLLEGE**

MULTNOMAH COUNTY, a political subdivision of the State of Oregon, Grantor, conveys to PORTLAND COMMUNITY COLLEGE, Grantee, the following parcel of real property, located in the City of Portland, Multnomah County, Oregon:

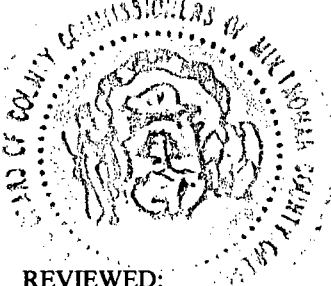
As described in the attached Exhibit A.

Provided that said property shall be used and continue to be used by the Grantee for public purposes, and should this property cease to be used for public purposes by the Grantee, the interests of the Grantee shall automatically terminate and title shall revert to the Grantor.

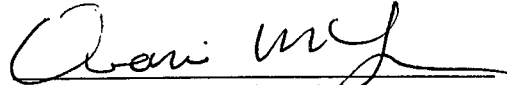
This transfer is without monetary consideration.

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

IN WITNESS WHEREOF, MULTNOMAH COUNTY has caused these presents to be executed by the Chair of the Multnomah County Board of Commissioners this 24th day of July 2003, by authority of a Resolution of the Board of County Commissioners entered of record.



BOARD OF COUNTY COMMISSIONERS  
FOR MULTNOMAH COUNTY, OREGON

  
Diane M. Linn, Chair

REVIEWED:  
AGNES SOWLE, COUNTY ATTORNEY  
FOR MULTNOMAH COUNTY, OREGON

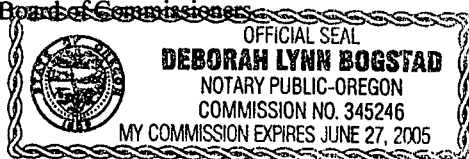
ACCEPTED:  
PORTLAND COMMUNITY COLLEGE,  
PHYSICAL PLANT DEPARTMENT

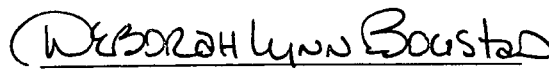
By   
Sandra N. Duffy, Assistant County Attorney

By \_\_\_\_\_  
R.J. McEwen, Vice President Administrative Services

STATE OF OREGON )  
 ) ss  
COUNTY OF MULTNOMAH )

This Deed was acknowledged before me this 24th day of July 2003, by Diane M. Linn, to me personally known, as Chair of the Multnomah County Board of Commissioners, on behalf of the County by authority of the Multnomah County Board of Commissioners.



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

**EXHIBIT A TO  
DEED TO PORTLAND COMMUNITY COLLEGE**

**D031914 LEGAL DESCRIPTION:**

A tract of land located in Section 5, Township 1 South, Range 2 East, Willamette Meridian, Multnomah County and State of Oregon, described as follows:

Beginning at a point of intersection with the South line of S. E. Sherman Street with the east line of David D. Prettyman D.L.C.; thence East 20 feet to the Southeast corner of a parcel described for road purposes in Book 2097 and Page 12, recorded in 1962, Multnomah County deed records; thence South to a point in the South line of the Triplette tract described in Book 1989 and Page 148, recorded in 1959 in Multnomah County deed records; thence West 20 feet to a point being the most Westerly Southwest corner of said Triplette tract, said point also being on the East line of said David D. Prettyman D.L.C.; thence North to the point of beginning.

# AGENDA PLACEMENT REQUEST

**BUD MOD #:**

**Board Clerk Use Only:**

**Meeting Date:** July 24, 2003

**Agenda Item #:** R-5

**Est. Start Time:** 9:40 AM

**Date Submitted:** 06/27/03

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**Requested Date:** July 24, 2003

**Time Requested:** 2 mins

**Department:** DBCS

**Division:** Tax Title

**Contact/s:** Gary Thomas

**Phone:** 503-988-3590

**Ext.:** 22591

**I/O Address:** 503/4 Tax Title

**Presenters:** Gary Thomas

---

**Agenda Title:** PUBLIC HEARING and Consideration of a RESOLUTION Approving Transfer of Tax Foreclosed Property to the Port of Portland for Non Housing, Public Purposes.

**NOTE: If Ordinance, Resolution, Order or Proclamation, provide exact title. For all other submissions, provide clearly written title.**

---

**1. What action are you requesting from the Board? What is the department/agency recommendation?**

Approve the transfer of the tax foreclosed property described in the attached deed (Property) without monetary consideration to the Port of Portland, Aviation Department, for non-housing, public purposes.

**2. Please provide sufficient background information for the Board and the public to understand this issue.**

On April 9, 2003, in accordance with Multnomah County Code Chapter 7, this property was made available on list of tax foreclosed properties offered to governmental agencies for non-housing public purposes.

The County received the formal request for this Property within the sixty days as required by MCC Section 7.407. No other applications for this Property were received by the Tax

Title Division. The Division has reviewed the requests, and they are in compliance with ORS 271.330 and MCC Section 7.407.

On June 10, 2003, the Board scheduled a public hearing on July 24, 2003 for consideration of the proposed transfer and directed the Division to publish notice of the hearing. The division has published the hearing notice in accordance with the resolution.

At the conclusion of the hearing, the Board may approve the transfer if it determines the transfer serves the public interest and determine whether it will be for monetary consideration (MCC Section 7.407(F)).

**3. Explain the fiscal impact (current year and ongoing).**

The Tax Title Fund has incurred expenses associated with preparation of application materials, newspaper publications, processing transfer requests, title reports, preparation of Board documents and recording fees. The proposed transfers of the Properties do not provide for reimbursement to the County for these costs.

**4. Explain any legal and/or policy issues.**

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

**5. Explain any citizen and/or other government participation that has or will take place.**

Notification of the Board Meeting on July 24, 2003, at which approval of the transfers is expected, was given. Citizens may comment on the proposed transfers at the Board meeting.

**Required Signatures:**

**Department/Agency Director:**



**Date: 06/27/03**

**Budget Analyst**

**By:**

**Date:**

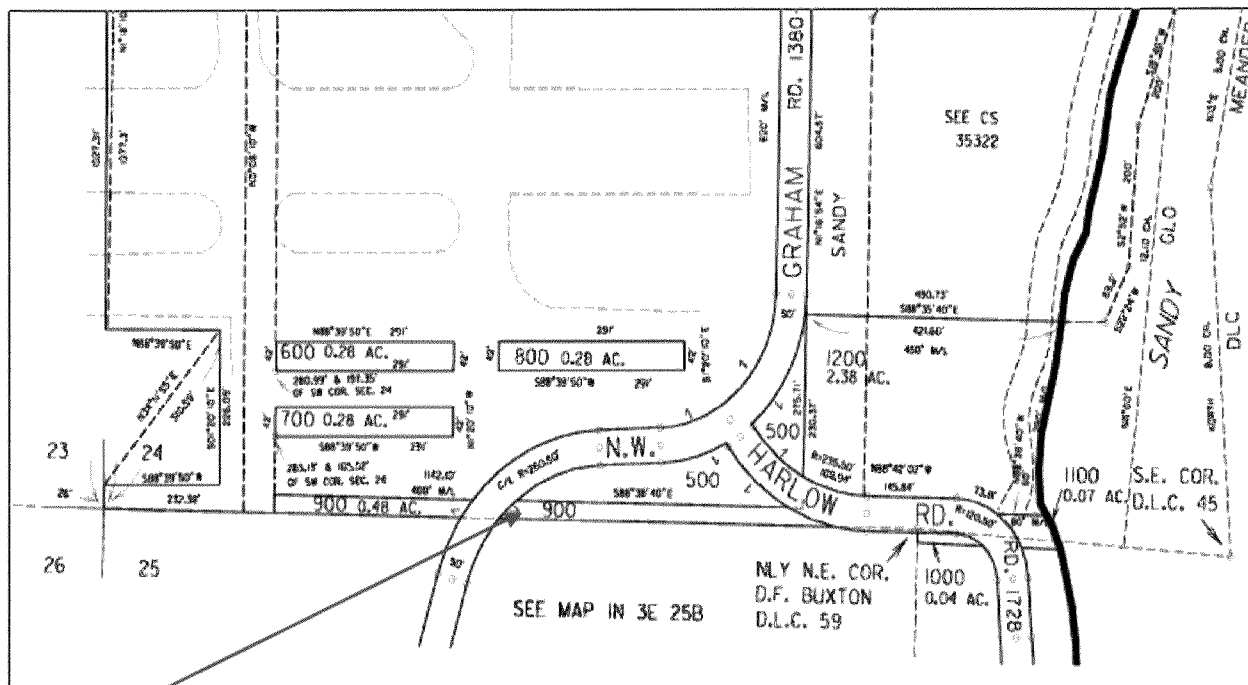
**Dept/Countywide HR**

**By:**

**Date:**

**EXHIBIT A**

Property Tax Account Number R320480 / R94324-0310; 1N3E24C 00900



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

**RESOLUTION NO. \_\_\_\_\_**

Approving Transfer of Tax Foreclosed Property to the Port of Portland for Non-Housing, Public Purposes.

**The Multnomah County Board of Commissioners Finds:**

- a. ORS 271.330 and Multnomah County Code Chapter 7 allow for transfer of tax foreclosed real property to governmental bodies provided the property is used for a public purpose.
- b. The Port of Portland, Aviation Department has requested transfer of one tax foreclosed property for non-housing, public purposes as described in the attached deed (Property).
- c. On July 10, 2003 the Board scheduled a public hearing on July 24, 2003, for consideration of the proposed transfer and directed the Multnomah County Tax Title Division (Division) to publish notice of the hearing. The Division published the notice as directed and as required by ORS 271.330 (5) and MCC § 7.407.
- d. After holding the public hearing, the Board determined the Property is no longer needed by the County and is eligible for transfer for public purpose, and the transfer will serve the public interest and will be for no monetary consideration.

**The Multnomah County Board of Commissioners Resolves:**

1. The Property described in Exhibit A to the attached deed is transferred without monetary consideration to the Port of Portland, provided that the Property is used and continues to be used by the Port of Portland for public purposes. Should the Property cease to be used for public purposes, the interest of the Port of Portland will automatically terminate and title shall revert back to Multnomah County.
2. The Chair is directed to execute the attached deed conveying the Property to the Port of Portland.

ADOPTED this 24th day of July 2003.

BOARD OF COUNTY COMMISSIONERS  
FOR MULTNOMAH COUNTY, OREGON

\_\_\_\_\_  
Diane M. Linn, Chair

REVIEWED:  
AGNES SOWLE, COUNTY ATTORNEY  
FOR MULTNOMAH COUNTY, OREGON

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

After recording return to:  
THE PORT OF PORTLAND  
AVIATION DEPARTMENT  
121 NW EVERETT  
PORTLAND OR 97209



**EXHIBIT A TO  
DEED TO PORT OF PORTLAND**

**D031915 LEGAL DESCRIPTION:**

Commencing at the Southwest corner of Section 24, Township 1 North, Range 3 East, of the Willamette Meridian, Multnomah County, Oregon; thence East along the North line of the D.F. Buxton DLC a distance of 282.38 feet to a point; thence North a distance of 26 feet to the True Point of Beginning; thence North 89°57'00" East a distance of 400 feet more or less to the Westerly right of way line of Harlow Road County Road 1728; thence Southeasterly along said road to the North line of the aforesaid Buxton DLC; thence Westerly along said line to the Point of Beginning; EXCEPTING THEREFROM that portion lying within N.W. Graham Road (County Road 1380-A ).

BEFORE THE BOARD OF COUNTY COMMISSIONERS  
FOR MULTNOMAH COUNTY, OREGON

**RESOLUTION NO. 03-105**

Approving Transfer of Tax Foreclosed Property to the Port of Portland for Non-Housing, Public Purposes.

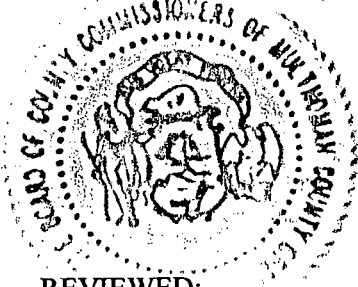
**The Multnomah County Board of Commissioners Finds:**

- a. ORS 271.330 and Multnomah County Code Chapter 7 allow for transfer of tax foreclosed real property to governmental bodies provided the property is used for a public purpose.
- b. The Port of Portland, Aviation Department has requested transfer of one tax foreclosed property for non-housing, public purposes as described in the attached deed (Property).
- c. On July 10, 2003 the Board scheduled a public hearing on July 24, 2003, for consideration of the proposed transfer and directed the Multnomah County Tax Title Division (Division) to publish notice of the hearing. The Division published the notice as directed and as required by ORS 271.330 (5) and MCC § 7.407.
- d. After holding the public hearing, the Board determined the Property is no longer needed by the County and is eligible for transfer for public purpose, and the transfer will serve the public interest and will be for no monetary consideration.

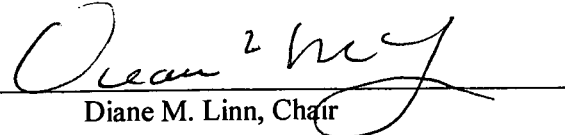
**The Multnomah County Board of Commissioners Resolves:**

1. The Property described in Exhibit A to the attached deed is transferred without monetary consideration to the Port of Portland, provided that the Property is used and continues to be used by the Port of Portland for public purposes. Should the Property cease to be used for public purposes, the interest of the Port of Portland will automatically terminate and title shall revert back to Multnomah County.
2. The Chair is directed to execute the attached deed conveying the Property to the Port of Portland.

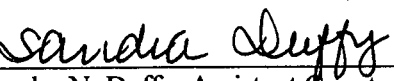
ADOPTED this 24th day of July 2003.



BOARD OF COUNTY COMMISSIONERS  
FOR MULTNOMAH COUNTY, OREGON

  
Diane M. Linn, Chair

REVIEWED:  
AGNES SOWLE, COUNTY ATTORNEY  
FOR MULTNOMAH COUNTY, OREGON

By   
Sandra N. Duffy, Assistant County Attorney

THE PORT OF PORTLAND  
AVIATION DEPARTMENT  
121 NW EVERETT  
PORTLAND OR 97209

**After recording return to:**  
**THE PORT OF PORTLAND**  
**AVIATION DEPARTMENT**  
**121 NW EVERETT**  
**PORTLAND OR 97209**

**DEED D031915 TO THE PORT OF PORTLAND**

**MULTNOMAH COUNTY**, a political subdivision of the State of Oregon, Grantor, quitclaim and release to the **PORT OF PORTLAND**, Grantee, the following parcel of real property, located in Multnomah County, Oregon:

As described in the attached Exhibit A.

Provided that said property shall be used and continue to be used by the Grantee for public purposes, and should this property cease to be used for public purposes by the Grantee, the interests of the Grantee shall automatically terminate and title shall revert to the Grantor.

**This transfer is without monetary consideration.**

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

IN WITNESS WHEREOF, MULTNOMAH COUNTY has caused these presents to be executed by the Chair of the Multnomah County Board of Commissioners this 24th day of July 2003, by authority of a Resolution of the Board of County Commissioners entered of record.

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

Diane M. Linn, Chair

REVIEWED:  
AGNES SOWLE, COUNTY ATTORNEY  
FOR MULTNOMAH COUNTY, OREGON

ACCEPTED:  
PORT OF PORTLAND  
AVIATION DEPARTMENT

By Sandra Duffy  
Sandra N. Duffy, Assistant County Attorney

By Bill Wyatt, Executive Director

STATE OF OREGON )  
 ) ss  
COUNTY OF MULTNOMAH )

This Deed was acknowledged before me this 24th day of July 2003, by Diane M. Linn, to me personally known, as Chair of the Multnomah County Board of Commissioners, on behalf of the County by authority of the Multnomah County Board of Commissioners.

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

**EXHIBIT A TO  
DEED TO PORT OF PORTLAND**

**D031915 LEGAL DESCRIPTION:**

Commencing at the Southwest corner of Section 24, Township 1 North, Range 3 East, of the Willamette Meridian, Multnomah County, Oregon; thence East along the North line of the D.F. Buxton DLC a distance of 282.38 feet to a point; thence North a distance of 26 feet to the True Point of Beginning; thence North 89°57'00" East a distance of 400 feet more or less to the Westerly right of way line of Harlow Road County Road 1728; thence Southeasterly along said road to the North line of the aforesaid Buxton DLC; thence Westerly along said line to the Point of Beginning; EXCEPTING THEREFROM that portion lying within N.W. Graham Road (County Road 1380-A ).

Until a change is requested, all tax statements shall be sent to the following address:  
THE PORT OF PORTLAND  
AVIATION DEPARTMENT  
121 NW EVERETT  
PORTLAND OR 97209

After recording return to:  
THE PORT OF PORTLAND  
AVIATION DEPARTMENT  
121 NW EVERETT  
PORTLAND OR 97209

**DEED D031915 TO THE PORT OF PORTLAND**

MULTNOMAH COUNTY, a political subdivision of the State of Oregon, Grantor, quitclaim and release to the PORT OF PORTLAND, Grantee, the following parcel of real property, located in Multnomah County, Oregon:

As described in the attached Exhibit A.

Provided that said property shall be used and continue to be used by the Grantee for public purposes, and should this property cease to be used for public purposes by the Grantee, the interests of the Grantee shall automatically terminate and title shall revert to the Grantor.

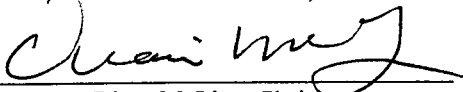
This transfer is without monetary consideration.

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

IN WITNESS WHEREOF, MULTNOMAH COUNTY has caused these presents to be executed by the Chair of the Multnomah County Board of Commissioners this 24th day of July 2003, by authority of a Resolution of the Board of County Commissioners entered of record.



BOARD OF COUNTY COMMISSIONERS  
FOR MULTNOMAH COUNTY, OREGON

  
Diane M. Linn, Chair

REVIEWED:  
AGNES SOWLE, COUNTY ATTORNEY  
FOR MULTNOMAH COUNTY, OREGON

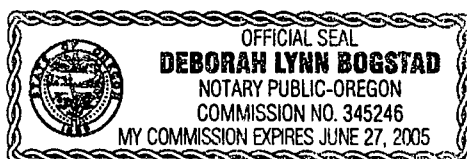
ACCEPTED:  
PORT OF PORTLAND  
AVIATION DEPARTMENT

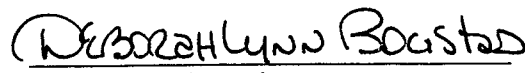
By   
Sandra N. Duffy, Assistant County Attorney

By \_\_\_\_\_  
Bill Wyatt, Executive Director

STATE OF OREGON )  
 ) ss  
COUNTY OF MULTNOMAH )

This Deed was acknowledged before me this 24th day of July 2003, by Diane M. Linn, to me personally known, as Chair of the Multnomah County Board of Commissioners, on behalf of the County by authority of the Multnomah County Board of Commissioners.



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

**EXHIBIT A TO  
DEED TO PORT OF PORTLAND**

**D031915 LEGAL DESCRIPTION:**

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# AGENDA PLACEMENT REQUEST

**BUD MOD #:**

**Board Clerk Use Only:**

**Meeting Date:** July 24, 2003

**Agenda Item #:** R-6

**Est. Start Time:** 9:42 AM

**Date Submitted:** 06/27/03

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**Requested Date:** July 24, 2003

**Time Requested:** 2 mins

**Department:** DBCS

**Division:** Tax Title

**Contact/s:** Gary Thomas

**Phone:** 503-988-3590

**Ext.:** 22591

**I/O Address:** 503/4 Tax Title

**Presenters:** Gary Thomas

---

**Agenda Title:** PUBLIC HEARING and Consideration of a RESOLUTION Approving Transfer of Tax Foreclosed Property to The City of Portland, for Non Housing, Public Purposes.

**NOTE: If Ordinance, Resolution, Order or Proclamation, provide exact title. For all other submissions, provide clearly written title.**

- 
- 1. What action are you requesting from the Board? What is the department/agency recommendation?**

Approve the transfer of the tax foreclosed property described in the attached deed (Property) without monetary consideration to the City of Portland, Bureau of Environmental Services, for non-housing, public purposes.

- 2. Please provide sufficient background information for the Board and the public to understand this issue.**

On April 9, 2003, in accordance with Multnomah County Code Chapter 7, this property was made available on list of tax foreclosed properties offered to governmental agencies for non-housing public purposes.

The County received the formal request for this Property within the sixty days as required by MCC Section 7.407. No other applications for this Property were received by the Tax

Title Division. The Division has reviewed the requests, and they are in compliance with ORS 271.330 and MCC Section 7.407.

On June 10, 2003 the Board scheduled a public hearing on July 24, 2003 for consideration of the proposed transfer and directed the Division to publish notice of the hearing. The division has published the hearing notice in accordance with the resolution.

At the conclusion of the hearing, the Board may approve the transfer if it determines the transfer serves the public interest and determine whether it will be for monetary consideration (MCC Section 7.407(F)).

**3. Explain the fiscal impact (current year and ongoing).**

The Tax Title Fund has incurred expenses associated with preparation of application materials, newspaper publications, processing transfer requests, title reports, preparation of Board documents and recording fees. The proposed transfers of the Properties do not provide for reimbursement to the County for these costs.

**4. Explain any legal and/or policy issues.**

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

**5. Explain any citizen and/or other government participation that has or will take place.**

Notification of the Board Meeting on July 24, 2003, at which approval of the transfers is expected, was given. Citizens may comment on the proposed transfers at the Board meeting.

**Required Signatures:**

**Department/Agency Director:**



**Date: 06/27/03**

**Budget Analyst**

**By:**

**Date:**

**Dept/Countywide HR**

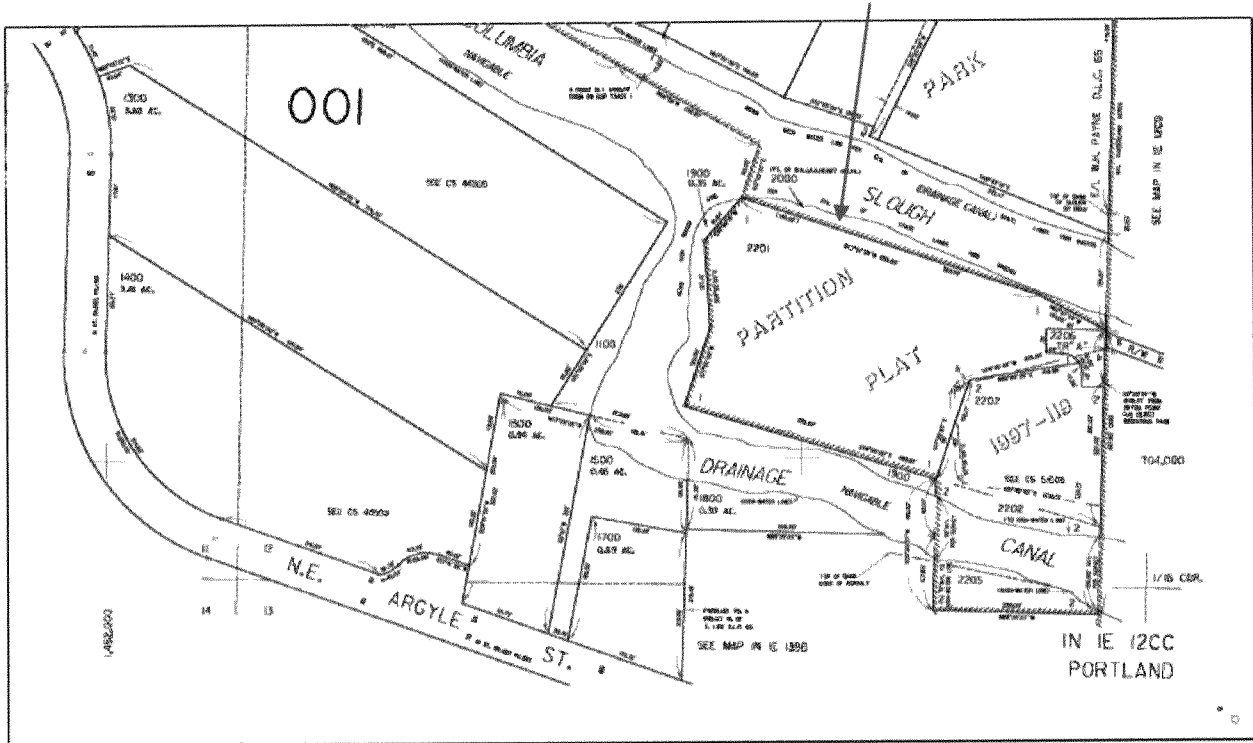
**By:**

**Date:**



## EXHIBIT A

Property Tax Account Number R251223 / R68270-0200; 1N1E12CC 02000



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

**RESOLUTION NO. \_\_\_\_\_**

Approving Transfer of Tax Foreclosed Property to the City of Portland, for Non-Housing, Public Purposes.

**The Multnomah County Board of Commissioners Finds:**

- a. ORS 271.330 and Multnomah County Code Chapter 7 allow for transfer of tax foreclosed real property to governmental bodies provided the property is used for a public purpose.
- b. The City of Portland, Bureau of Environmental Services has requested transfer of one tax foreclosed property for non-housing, public purposes as described in the attached deed (Property).
- c. On July 10, 2003, the Board scheduled a public hearing on July 24, 2003, for consideration of the proposed transfer and directed the Multnomah County Tax Title Division (Division) to publish notice of the hearing.. The Division published the notice as directed and as required by ORS 271.330 (5) and MCC § 7.407.
- d. After holding the public hearing, the Board determined the Property is no longer needed by the County and is eligible for transfer for public purpose, and the transfer will serve the public interest and will be for no monetary consideration.

**The Multnomah County Board of Commissioners Resolves:**

1. The Property described in Exhibit A to the attached deed is transferred without monetary consideration to the City Of Portland, (City), provided that the Property is used and continues to be used by the City for public purposes. Should the Property cease to be used for public purposes, the interest of the City will automatically terminate and title shall revert back to Multnomah County.
2. The Chair is directed to execute the attached deed conveying the Property to the City.

ADOPTED this 24th day of July 2003.

BOARD OF COUNTY COMMISSIONERS  
FOR MULTNOMAH COUNTY, OREGON

\_\_\_\_\_  
Diane M. Linn, Chair

REVIEWED:  
AGNES SOWLE, COUNTY ATTORNEY  
FOR MULTNOMAH COUNTY, OREGON

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

After recording return to:  
THE CITY OF PORTLAND  
BUREAU OF ENVIRONMENTAL SERVICES  
1120 SW 5<sup>TH</sup> AVE, RM 1000  
PORTLAND OR 97204

**EXHIBIT A TO  
DEED TO CITY OF PORTLAND**

**D031916 LEGAL DESCRIPTION:**

All that part of Tract 1 of the duly recorded plat of R.A. Heintz Industrial Park, situated in the William Payne Donation Land Claim in the Southeast One-Quarter of Section 12 Township 1 North, Range 1 East, of the Willamette Meridian, Multnomah County, Oregon, lying South of the South high water line of the Columbia Slough per the Oregon Division of State Lands.

# Columbia Slough Regatta 2003

**WHAT:** The Ninth  
Annual Columbia  
Slough Regatta

**WHEN:**  
Sunday July 27, 2003  
9:00 am - 1:00 pm

**WHERE:**  
Multnomah  
County Drainage  
District  
Headquarters at  
1880 NE Elrod  
Drive, Portland.  
(Just off NE 33rd  
Ave.)



**Bring your family and your canoe or kayak to the largest community paddling event in the Northwest! Personal Flotation Devices Required.**

**Limited complimentary 45-minute canoe & kayak rental courtesy of Alder Creek Kayak and Canoe. Reservations are necessary for the complimentary canoe trips and space is limited. RSVP to Joe Annett for reservations: (503) 823-2934 or [jannett@ci.portland.or.us](mailto:jannett@ci.portland.or.us).**

**For more information contact Sarah Murphy  
(503) 281-1132 or email  
[info@columbiaslough.org](mailto:info@columbiaslough.org).**

***Presented by the Columbia Slough Watershed Council.  
Sponsored By: Alder Creek Kayak & Canoe, Columbia  
Sportswear, City of Portland Environmental Services, Jubitz  
Corporation, Multnomah County Drainage District #1,  
Multnomah County Sheriff's Office, Oregon Screen Impressions,  
Port of Portland, Portland General Electric  
and Stormwater Management Inc.***

BEFORE THE BOARD OF COUNTY COMMISSIONERS  
FOR MULTNOMAH COUNTY, OREGON

**RESOLUTION NO. 03-106**

Approving Transfer of Tax Foreclosed Property to the City of Portland, for Non-Housing, Public Purposes.

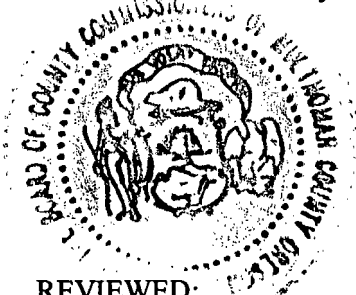
**The Multnomah County Board of Commissioners Finds:**

- a. ORS 271.330 and Multnomah County Code Chapter 7 allow for transfer of tax foreclosed real property to governmental bodies provided the property is used for a public purpose.
- b. The City of Portland, Bureau of Environmental Services has requested transfer of one tax foreclosed property for non-housing, public purposes as described in the attached deed (Property).
- c. On July 10, 2003, the Board scheduled a public hearing on July 24, 2003, for consideration of the proposed transfer and directed the Multnomah County Tax Title Division (Division) to publish notice of the hearing.. The Division published the notice as directed and as required by ORS 271.330 (5) and MCC § 7.407.
- d. After holding the public hearing, the Board determined the Property is no longer needed by the County and is eligible for transfer for public purpose, and the transfer will serve the public interest and will be for no monetary consideration.

**The Multnomah County Board of Commissioners Resolves:**

1. The Property described in Exhibit A to the attached deed is transferred without monetary consideration to the City Of Portland, (City), provided that the Property is used and continues to be used by the City for public purposes. Should the Property cease to be used for public purposes, the interest of the City will automatically terminate and title shall revert back to Multnomah County.
2. The Chair is directed to execute the attached deed conveying the Property to the City.

ADOPTED this 24th day of July 2003.



REVIEWED:  
AGNES SOWLE, COUNTY ATTORNEY  
FOR MULTNOMAH COUNTY, OREGON

By Sandra Duffy  
Sandra N. Duffy, Assistant County Attorney

BOARD OF COUNTY COMMISSIONERS  
FOR MULTNOMAH COUNTY, OREGON

Diane M. Linn  
Diane M. Linn, Chair



Until a change is requested, all tax statements shall be sent to the following address:  
THE CITY OF PORTLAND  
BUREAU OF ENVIRONMENTAL SERVICES  
1120 SW 5<sup>TH</sup> AVE, RM 1000  
PORTLAND OR 97204

After recording return to:  
THE CITY OF PORTLAND  
BUREAU OF ENVIRONMENTAL SERVICES  
1120 SW 5<sup>TH</sup> AVE, RM 1000  
PORTLAND OR 97204

**DEED D031916 TO THE CITY OF PORTLAND**

MULTNOMAH COUNTY, a political subdivision of the State of Oregon, Grantor, conveys to the CITY OF PORTLAND, a municipal corporation of the State of Oregon, Grantee, the following parcel of real property, located in the City of Portland, Multnomah County, Oregon:

As described in the attached Exhibit A.

Provided that said property shall be used and continue to be used by the Grantee for public purposes, and should this property cease to be used for public purposes by the Grantee, the interests of the Grantee shall automatically terminate and title shall revert to the Grantor.

This transfer is without monetary consideration.

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

IN WITNESS WHEREOF, MULTNOMAH COUNTY has caused these presents to be executed by the Chair of the Multnomah County Board of Commissioners this 24th day of July 2003, by authority of a Resolution of the Board of County Commissioners entered of record.

BOARD OF COUNTY COMMISSIONERS  
FOR MULTNOMAH COUNTY, OREGON

\_\_\_\_\_  
Diane M. Linn, Chair

REVIEWED:  
AGNES SOWLE, COUNTY ATTORNEY  
FOR MULTNOMAH COUNTY, OREGON

ACCEPTED:  
CITY OF PORTLAND  
BUREAU OF ENVIRONMENTAL SERVICES

By   
Sandra N. Duffy, Assistant County Attorney

By \_\_\_\_\_  
Dean Marriott, Director

STATE OF OREGON                                 )  
  ) ss  
COUNTY OF MULTNOMAH                     )

This Deed was acknowledged before me this 24th day of July 2003, by Diane M. Linn, to me personally known, as Chair of the Multnomah County Board of Commissioners, on behalf of the County by authority of the Multnomah County Board of Commissioners.

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

**EXHIBIT A TO  
DEED TO CITY OF PORTLAND**

**D031916 LEGAL DESCRIPTION:**

All that part of Tract 1 of the duly recorded plat of R.A. Heintz Industrial Park, situated in the William Payne Donation Land Claim in the Southeast One-Quarter of Section 12 Township 1 North, Range 1 East, of the Willamette Meridian, Multnomah County, Oregon, lying South of the South high water line of the Columbia Slough per the Oregon Division of State Lands.



Until a change is requested, all tax statements shall be sent to the following address:  
THE CITY OF PORTLAND  
BUREAU OF ENVIRONMENTAL SERVICES  
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PORTLAND OR 97204

After recording return to:  
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This transfer is without monetary consideration.

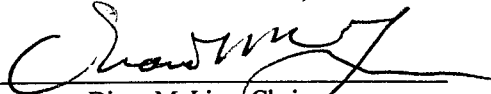
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REVIEWED:  
AGNES SOWLE, COUNTY ATTORNEY  
FOR MULTNOMAH COUNTY, OREGON

BOARD OF COUNTY COMMISSIONERS  
FOR MULTNOMAH COUNTY, OREGON

  
Diane M. Linn, Chair

ACCEPTED:  
CITY OF PORTLAND  
BUREAU OF ENVIRONMENTAL SERVICES


By   
Sandra N. Duffy, Assistant County Attorney

By \_\_\_\_\_  
Dean Marriott, Director

STATE OF OREGON )  
 ) ss  
COUNTY OF MULTNOMAH )

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

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# AGENDA PLACEMENT REQUEST

**BUD MOD #:**

**Board Clerk Use Only:**

**Meeting Date:** July 24, 2003

**Agenda Item #:** R-7

**Est. Start Time:** 9:44 AM

**Date Submitted:** 06/27/03

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**Requested Date:** July 24, 2003

**Time Requested:** 2 mins

**Department:** DBCS

**Division:** Tax Title

**Contact/s:** Gary Thomas

**Phone:** 503-988-3590

**Ext.:** 22591

**I/O Address:** 503/4 Tax Title

**Presenters:** Gary Thomas

---

**Agenda Title:** PUBLIC HEARING and Consideration of a RESOLUTION Approving Transfer of Tax Foreclosed Properties to the City of Portland, Office of Transportation, for Non Housing, Public Purposes

**NOTE: If Ordinance, Resolution, Order or Proclamation, provide exact title. For all other submissions, provide clearly written title.**

---

- 1. What action are you requesting from the Board? What is the department/agency recommendation?**

Approve the transfer of six tax foreclosed properties described in the attached deed (Property) without monetary consideration to the City of Portland, Office of Transportation for non-housing, public purposes.

- 2. Please provide sufficient background information for the Board and the public to understand this issue.**

On April 9, 2003, in accordance with Multnomah County Code Chapter 7, this property was made available on list of tax foreclosed properties offered to governmental agencies for non-housing public purposes.

The County received the formal request for this Property within the sixty days as required by MCC Section 7.407. No other applications for this Property were received by the Tax Title Division. The Division has reviewed the requests, and they are in compliance with ORS 271.330 and MCC Section 7.407.

On June 10, 2003 the Board scheduled a public hearing on July 24, 2003 for consideration of the proposed transfer and directed the Division to publish notice of the hearing. The division has published the hearing notice in accordance with the resolution.

At the conclusion of the hearing, the Board may approve the transfer if it determines the transfer serves the public interest and determine whether it will be for monetary consideration (MCC Section 7.407(F)).

**3. Explain the fiscal impact (current year and ongoing).**

The Tax Title Fund has incurred expenses associated with preparation of application materials, newspaper publications, processing transfer requests, title reports, preparation of Board documents and recording fees. The proposed transfers of the Properties do not provide for reimbursement to the County for these costs.

**4. Explain any legal and/or policy issues.**

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

**5. Explain any citizen and/or other government participation that has or will take place.**

Notification of the Board Meeting on July 24, 2003, at which approval of the transfers is expected, was given. Citizens may comment on the proposed transfers at the Board meeting.

**Required Signatures:**

**Department/Agency Director:**



**Date: 06/27/03**

**Budget Analyst**

**By:**

**Date:**

**Dept/Countywide HR**

**By:**

**Date:**

**PARCEL NO. 1.:**

SEE MAP IS 21AB

S.A. ROBINSON BROWN PARK

5300 4200 21 4100 3900 SEE CS 3988B 3700 4600 3500 3400 3300 3200 3100 3000 2900 2800 2700 2600 2500 2400 2300 2200 2100 2000 1900 1800 1700 1600 1500 1400 1300 1200 1100 1000 900 800 700 600 500 400 300 200 100

S.W. 12TH AVE.

BARBOUR

13TH &

DR.

HEIGHTS

BERTHA

VS. W. BURLINGAME (STEPPING) ST. AVE.

BURLINGAME

8TH

VS. W. BURLINGAME

BLVD.

(WITHAM ST.)

SEE MAP IS 21AD

SEE CS 52667

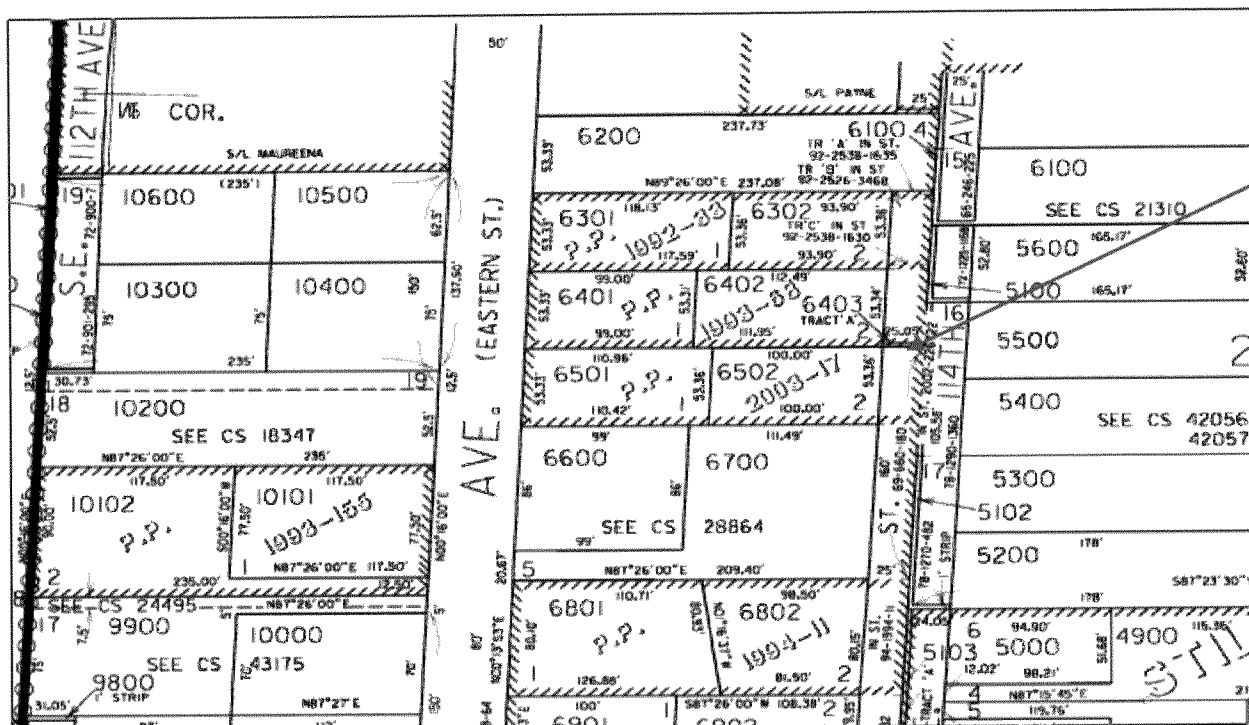
BURLINGAME

ROLAND

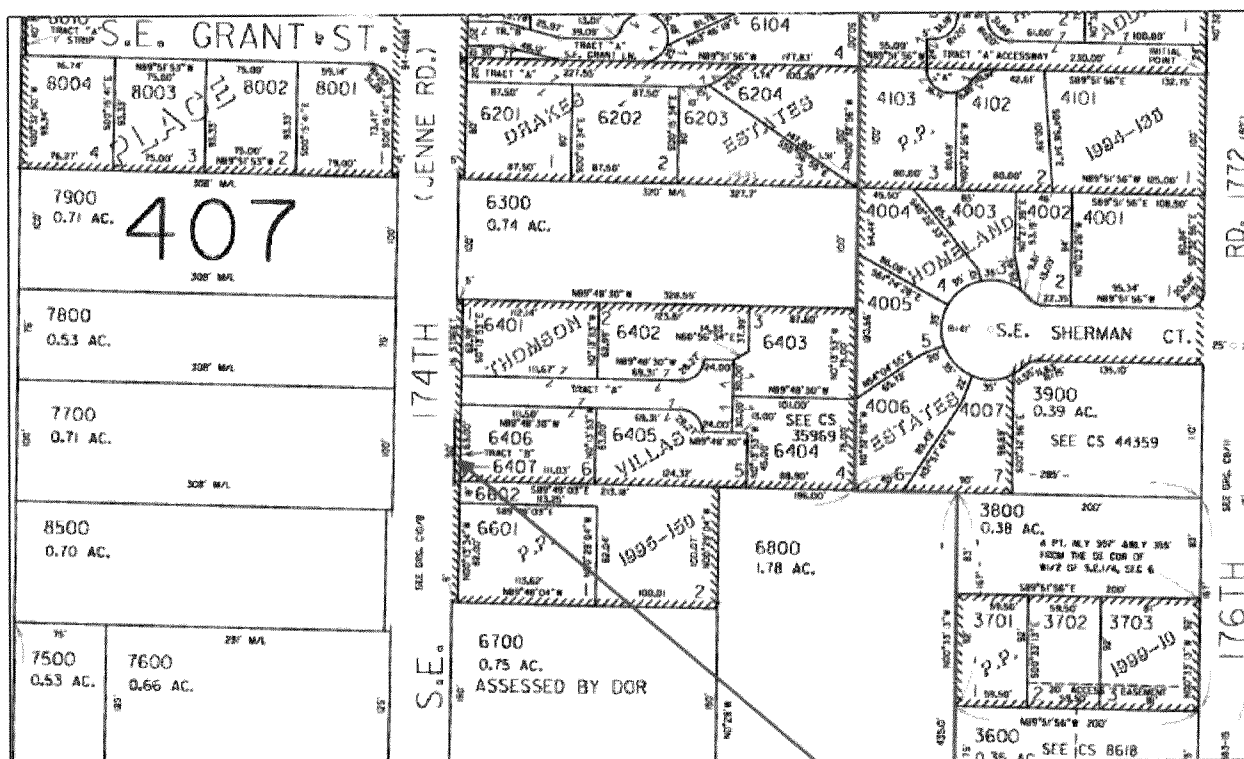
**PARCEL NO. 2.:**

[illegible]

## Property Tax Account Number R237909 / R64973-2710; 1S2E15AC 06403

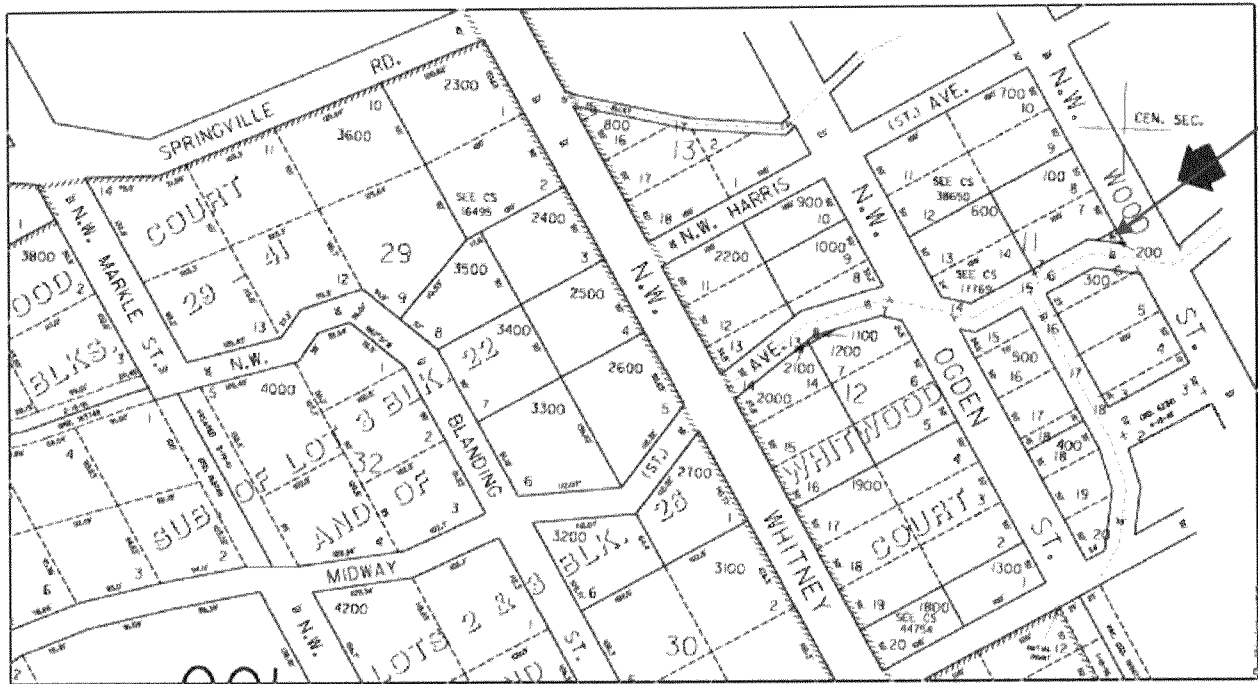


## Property Tax Account Number R287193 / R83200-0020; 1S3E06DC 06407



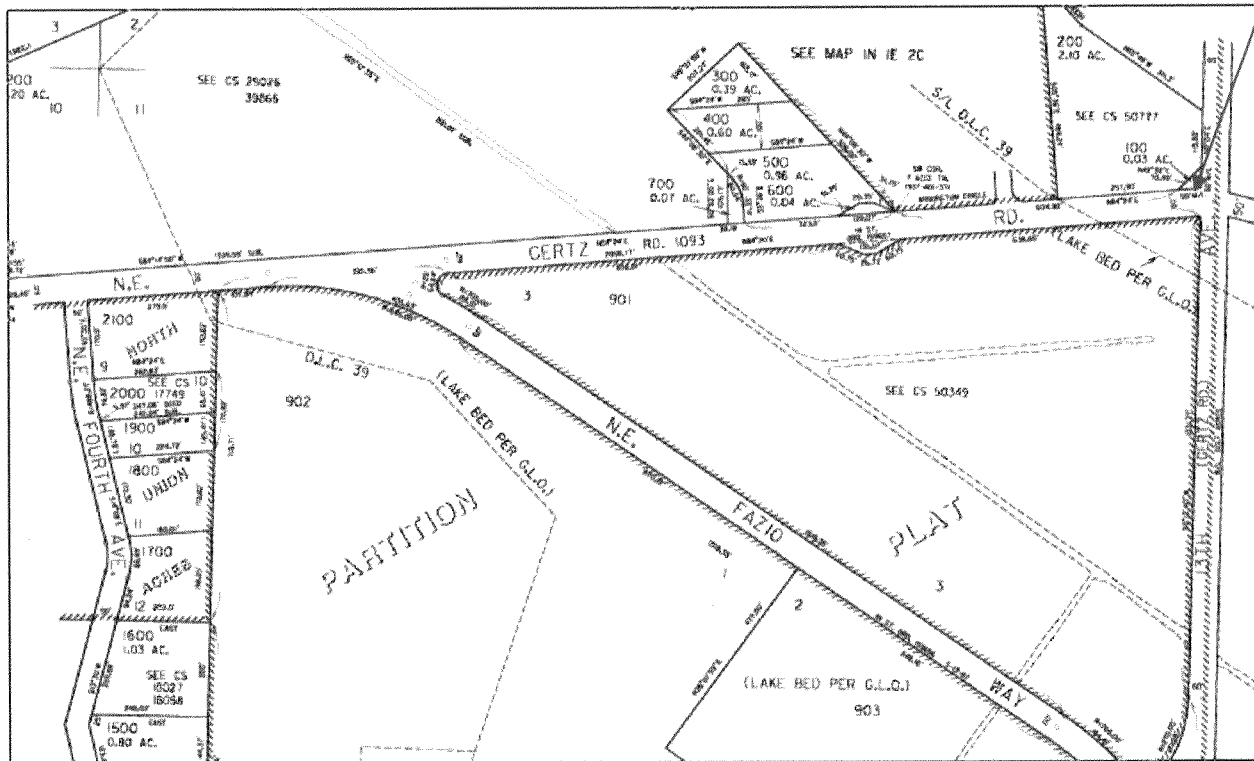
**PARCEL NO. 5:**

Property Tax Account Number R305606 / R90720-1750; 1N1W11CA 00200



**PARCEL NO. 6:**

Property Tax Account Number R315121/ R94111-1360; 1N1E11B 00100



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

**RESOLUTION NO. \_\_\_\_\_**

Approving Transfer of Tax Foreclosed Properties to the City of Portland, or Non-Housing, Public Purposes.

**The Multnomah County Board of Commissioners Finds:**

- a. ORS 271.330 and Multnomah County Code Chapter 7 allow for transfer of tax foreclosed real property to governmental bodies provided the property is used for a public purpose.
- b. The City of Portland, Office of Transportation has requested transfer of six tax foreclosed properties for non-housing, public purposes as described in the attached deed (Property).
- c. On July 10, 2003 the Board scheduled a public hearing on July 24, 2003, for consideration of the proposed transfer and directed the Multnomah County Tax Title Division (Division) to publish notice of the hearing. . The Division published the notice as directed and as required by ORS 271.330 (5) and MCC § 7.407.
- d. After holding the public hearing, the Board determined the Properties are no longer needed by the County and are eligible for transfer for public purpose, and the transfer will serve the public interest and will be for no monetary consideration.

**The Multnomah County Board of Commissioners Resolves:**

1. The Property described in Exhibit A to the attached deed is transferred without monetary consideration to the City Of Portland, (City), provided that the Property is used and continues to be used by the City for public purposes. Should the Property cease to be used for public purposes, the interest of the City will automatically terminate and title shall revert back to Multnomah County.
2. The Chair is directed to execute the attached deed conveying the Property to the City.

ADOPTED this 24th day of July 2003.

BOARD OF COUNTY COMMISSIONERS  
FOR MULTNOMAH COUNTY, OREGON

\_\_\_\_\_  
Diane M. Linn, Chair

REVIEWED:  
AGNES SOWLE, COUNTY ATTORNEY  
FOR MULTNOMAH COUNTY, OREGON

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



**After recording return to:**  
**THE CITY OF PORTLAND**  
**OFFICE OF TRANSPORTATION**  
**1120 SW 5<sup>TH</sup> AVE, SUITE 800**  
**PORTLAND OR 97204**

**EXHIBIT A TO  
DEED TO CITY OF PORTLAND**

**PARCEL NO. 1 - D031917 LEGAL DESCRIPTION:**

A tract of land in Lot 1, Block 3, Barbur Heights, a duly recorded subdivision in Multnomah County, State of Oregon described as follows:

Lot 1, except that part in street as recorded February 20, 1958 in Book 1884 at Page 520 and excepting therefrom that portion of said Lot 1 lying in the following described tract of land:

All of those portions of Lot 1 and the Easterly 15 feet of Lot 2, lying Northerly of a line which is parallel to and 89.21 feet South of the North line of Lots 1 and 2.

**PARCEL NO. 2 – D031918 LEGAL DESCRIPTION:**

EXC N 5' OF LOTS 1 & 2, BLOCK 4, LE ROY HTS, Multnomah County, Oregon

**PARCEL NO. 3 – D031919 LEGAL DESCRIPTION:**

LOT A, PARTITION PLAT 1993-68, Multnomah County, Oregon

**PARCEL NO. 4 – D031920 LEGAL DESCRIPTION:**

EXC PT IN ST LOT B, THOMSON VILLAS, Multnomah County, Oregon

**PARCEL NO. 5 – D031921 LEGAL DESCRIPTION:**

N OF MIDWAY ST LOT 6, BLOCK 11, WHITWOOD CT, Multnomah County, Oregon

**PARCEL NO. 6 – D031922 LEGAL DESCRIPTION:**

A tract of land in the Northwest One-Quarter of Section 11, Township 1 North, Range 1 East, of the Willamette Meridian, Multnomah County, Oregon, described as follows:

Beginning at a point on the North line of North East Gertz Rd. (County Road No. 1093), which point is North 84° 24' East, a distance of 604.90 feet from the Southwest corner of that 7 acre tract of land conveyed to Edgar Boyce and Elma Boyce by deed recorded June 7, 1937 in Book 401 Page 371, Multnomah county Deed Records; thence North 84° 24' East, along the North line of said North East Gertz Rd. to the intersection of said North line with the West line of North East 13<sup>th</sup> Avenue; thence Northerly, along said West line to a point which bears North 42° 32' East, a distance of 70.90 feet from the point of beginning; thence South 42° 32' West, a distance of 70.90 feet to the point of beginning.

BEFORE THE BOARD OF COUNTY COMMISSIONERS  
FOR MULTNOMAH COUNTY, OREGON

**RESOLUTION NO. 03-107**

Approving Transfer of Tax Foreclosed Properties to the City of Portland, or Non-Housing, Public Purposes.

**The Multnomah County Board of Commissioners Finds:**

- a. ORS 271.330 and Multnomah County Code Chapter 7 allow for transfer of tax foreclosed real property to governmental bodies provided the property is used for a public purpose.
- b. The City of Portland, Office of Transportation has requested transfer of six tax foreclosed properties for non-housing, public purposes as described in the attached deed (Property).
- c. On July 10, 2003 the Board scheduled a public hearing on July 24, 2003, for consideration of the proposed transfer and directed the Multnomah County Tax Title Division (Division) to publish notice of the hearing. The Division published the notice as directed and as required by ORS 271.330 (5) and MCC § 7.407.
- d. After holding the public hearing, the Board determined the Properties are no longer needed by the County and are eligible for transfer for public purpose, and the transfer will serve the public interest and will be for no monetary consideration.

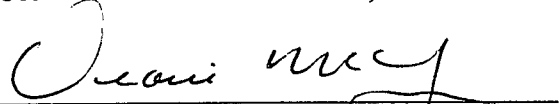
**The Multnomah County Board of Commissioners Resolves:**

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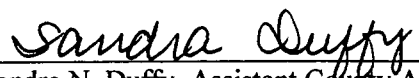
ADOPTED this 24th day of July 2003.



BOARD OF COUNTY COMMISSIONERS  
FOR MULTNOMAH COUNTY, OREGON

  
Diane M. Linn, Chair

REVIEWED:  
AGNES SOWLE, COUNTY ATTORNEY  
FOR MULTNOMAH COUNTY, OREGON

By   
Sandra N. Duffy, Assistant County Attorney

Until a change is requested, all tax statements shall be sent to the following address:  
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PORTLAND OR 97204

After recording return to:  
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PORTLAND OR 97204

### DEED TO THE CITY OF PORTLAND

MULTNOMAH COUNTY, a political subdivision of the State of Oregon, Grantor, conveys to the CITY OF PORTLAND, a municipal corporation of the State of Oregon, Grantee, the following six separate parcels of real property, located in the City of Portland, Multnomah County, Oregon:

As described in the attached Exhibit A.

Provided that said properties shall be used and continue to be used by the Grantee for public purposes, and should these properties cease to be used for public purposes by the Grantee, the interests of the Grantee shall automatically terminate and title shall revert to the Grantor.

This transfer is without monetary consideration.

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

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REVIEWED:  
AGNES SOWLE, COUNTY ATTORNEY  
FOR MULTNOMAH COUNTY, OREGON

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

ACCEPTED:  
CITY OF PORTLAND  
OFFICE OF TRANSPORTATION

By \_\_\_\_\_  
L. David Hill, Acting City Engineer

STATE OF OREGON )  
 ) ss  
COUNTY OF MULTNOMAH )

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

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**PARCEL NO. 2 – D031918 LEGAL DESCRIPTION:**

EXC N 5' OF LOTS 1 & 2, BLOCK 4, LE ROY HTS, Multnomah County, Oregon

**PARCEL NO. 3 – D031919 LEGAL DESCRIPTION:**

LOT A, PARTITION PLAT 1993-68, Multnomah County, Oregon

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EXC PT IN ST LOT B, THOMSON VILLAS, Multnomah County, Oregon

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N OF MIDWAY ST LOT 6, BLOCK 11, WHITWOOD CT, Multnomah County, Oregon

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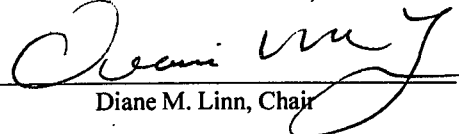
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REVIEWED:  
AGNES SOWLE, COUNTY ATTORNEY  
FOR MULTNOMAH COUNTY, OREGON

BOARD OF COUNTY COMMISSIONERS  
FOR MULTNOMAH COUNTY, OREGON

  
Diane M. Linn, Chair

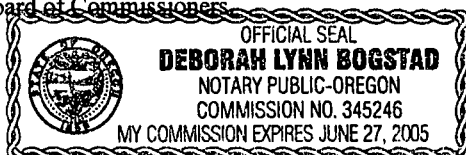
ACCEPTED:  
CITY OF PORTLAND  
OFFICE OF TRANSPORTATION


By   
Sandra N. Duffy, Assistant County Attorney

By \_\_\_\_\_  
L. David Hill, Acting City Engineer

STATE OF OREGON )  
 ) ss  
COUNTY OF MULTNOMAH )

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

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# AGENDA PLACEMENT REQUEST

**BUD MOD #:**

**Board Clerk Use Only:**

**Meeting Date:** July 24, 2003

**Agenda Item #:** R-8

**Est. Start Time:** 9:45 AM

**Date Submitted:** 07/16/03

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**Requested Date:** July 24, 2003

**Time Requested:** 15 mins

**Department:** Non-Departmental

**Division:** Chair's Office

**Contact/s:** John Ball and Tony Mounts

**Phone:** 503 988-3308

**Ext.:** 83958 and 84185

**I/O Address:** 503/600

**Presenters:** John Ball, Tony Mounts, Dave Boyer, Cecilia Johnson

---

**Agenda Title:** First Reading of a Proposed ORDINANCE Creating the Departments of Business Services (MCC Chapter 6); Finance, Budget and Tax] (MCC Chapter 7); and Community Services (MCC Chapter 8); Abolishing the Department of Business and Community Services; Amending and Renumbering MCC Chapter 7 and Adding Chapters 6 and 8 to Realign Departmental Responsibilities

**NOTE:** If Ordinance, Resolution, Order or Proclamation, provide exact title. For all other submissions, provide clearly written title.

---

- 1. What action are you requesting from the Board? What is the department/agency recommendation?**

The Chair's Office requests approval of the ordinance.

- 2. Please provide sufficient background information for the Board and the public to understand this issue.**

This ordinance eliminates the Department of Business and Community Services and establishes the departments of Business Services; Community Services; and Finance, Budget and Tax. The primary motive for this change is to allow the creation of a shared services organization through the establishment of the Department of Business Services. The goals of this change were shared with the Board at their briefing on July 22, 2003.



**3. Explain the fiscal impact (current year and ongoing).**

The primary fiscal impact will be in the Department of Business Services. A number of new positions will be created (Director, Deputy Director, 3 Account Managers, 5 in the Service Performance Group). The majority of the cost for these positions will come from existing positions in the Budget and Service Improvement Division. A difference of approximately \$200,000 will be shared among the participating departments. Costs in the departments of Community Services and Budget, Finance and Tax will be covered within existing appropriations.

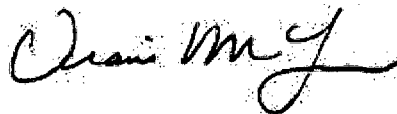
**4. Explain any legal and/or policy issues involved.**

The County Charter requires Board approval for the creation of departments. This ordinance meets the Charter's requirements.

**5. Explain any citizen and/or other government participation that has or will take place.**

This decision required no participation from citizens or other governments. The development of the shared services business model involved substantial employee involvement.

**Required Signatures:**



**Department/Agency Director:**

**Date: 07/16/03**

**Budget Analyst**

**By:** \_\_\_\_\_

**Date:**

**Dept/Countywide HR**

**By:** \_\_\_\_\_

**Date:**

BEFORE THE BOARD OF COUNTY COMMISSIONERS  
FOR MULTNOMAH COUNTY, OREGON

**ORDINANCE NO. \_\_\_\_\_**

Creating The Departments Of Business Services (MCC Chapter 6); Finance, Budget and Tax (MCC Chapter 7); and Community Services (MCC Chapter 8); Abolishing the Department of Business and Community Services; Amending and Renumbering MCC Chapter 7 and Adding Chapters 6 and 8 To Realign Departmental Responsibilities

**Multnomah County Ordains as follows:**

**Section 1.** The Department of Business Services is created and the Multnomah County Code is amended to add Chapter 6 as follows:

**CHAPTER 6 BUSINESS SERVICES**

**§ 6.000\* GENERAL PROVISIONS**

**§ 6.001 Business Services Department.**

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

- (A) Acquisition, management and disposition of county facilities and lands;
- (B) Fleet, records management, archival and storage, electronic, material management and distribution services;
- (C) Plan, implement and coordinate environmental sustainability program;
- (D) Purchase material and supplies as prescribed by state law, and administer contracts;
- (E) Coordinate programs to enhance Diversity, Cultural Competency and Business Opportunities for Minorities, Women and Emerging Small Businesses;
- (F) Employee and human resource services;
- (G) Collective bargaining and labor relations matters;
- (H) Affirmative action program;
- (I) County information technology services; and
- (J) Risk management, insurance and safety programs;
- (K) Accounts payable, accounts receivable, grant management, payroll; and
- (L) SAP system.

**Section 2.** MCC §§ 7.004; 7.006; 7.100 – 7.104; 7.200 – 7.202; 7.350 – 7.354; 7.356 - 7.358; 7.450 – 7.456; and 7.460 – 7.461 are moved to Chapter 6, Business Services, and renumbered as shown on the attached Exhibit A. MCC § 7.355 is not needed and is deleted for clarity.

**Section 3.** The Department of Community Services is created and the Multnomah County Code is amended to add Chapter 8 as follows:

## **CHAPTER 8 COMMUNITY SERVICES**

### **§ 8.000\* GENERAL PROVISIONS**

#### **§ 8.001 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) Management and disposition of tax foreclosed properties;

(C) 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;

(D) Services relating to county service districts and other agencies relating to the natural environment;

(E) Services and duties prescribed by state law relating to the construction, maintenance and operation of county roads and bridges;

(F) Surveys, examinations, inspections, and issuance of permits relating to construction and occupancy of buildings and other facilities;

(G) Animal services programs and facilities;

(H) County elections duties prescribed by state law; and

(I) Emergency management program and services.

**Section 4.** MCC §§ 7.050 – 7.067; 7.400 - 7.410; 7.600 – 7.606; 7.750 – 7.794; 7.901 – 7.910 and 7.999 are moved to Chapter 8, Community Services, and renumbered as shown on the attached Exhibit B.

**Section 5.** The Department of Business and Community Services is abolished; the Department of Finance, Budget and Tax is created; and MCC § 7.001 is amended as follows:

**CHAPTER 7 ~~BUSINESS AND COMMUNITY SERVICES~~FINANCE, BUDGET AND TAX**

**§ 7.000\* GENERAL PROVISIONS**

**§ 7.001 ~~Business and Community Services~~Finance, Budget and Tax Department.**

The Department of ~~Finance, Budget and Tax~~Business and Community Services is created. The head of the department is the Director of the ~~Finance, Budget and Tax~~Business and 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) ——— Acquisition, management and disposition of county facilities and lands;~~

~~———— (E) ——— Services and duties prescribed by state law relating to the construction, maintenance and operation of county roads and bridges;~~

~~———— (F) ——— Surveys, examinations, inspections, and issuance of permits relating to construction and occupancy of buildings and other facilities;~~

~~———— (G) ——— Animal control programs and facilities;~~

~~———— (H) ——— Plan, implement and coordinate environmental sustainability program;~~

~~———— (I) ——— Fleet, records management, archival and storage, electronic, and distribution services;~~

~~———— (J) ——— Emergency management program and services;~~

~~(K)~~A Plan, prepare and monitor the budget as ~~prescribed~~ided by state law;

~~(L)~~B Accounting system and treasurer duties; financial reports, receipt, investment, debt management and expenditure of funds, ~~purchase material and supplies as prescribed by state law, and administer contracts;~~

~~(M)~~C Liability insurance and property insurance~~Risk management and insurance programs;~~

~~———— (N) ——— Coordinate programs to enhance Diversity, Cultural Competency and Business Opportunities for Minorities, Women and Emerging Small Businesses;~~

~~———— (O) ——— Employee and human resource services;~~

- ~~(P) Collective bargaining and labor relations matters;~~
- ~~(Q) Affirmative action program;~~
- ~~(RD) Assessor and tax collector duties prescribed by state law;~~
- ~~(SE) Board of Property Tax Appeals prescribed by state law;~~
- ~~(TF) Marriage license and domestic partner registration services;~~
- ~~(UG) County recording duties prescribed by state law;~~
- ~~(V) County information technology services;~~
- ~~(W) County elections duties prescribed by state law; and~~
- ~~(XH) Other county clerk duties prescribed by state law; and~~
- (I) Administration of Business Income Tax, Transient Lodging Tax, Motor Vehicle Rental Tax and administration of other taxes as approved by the Board.

**Section 6.** The remaining MCC Chapter 7, Finance, Budget and Tax sections are shown on the attached Exhibit C.

**Section 7.** All references to the Department of Business and Community Services within the Multnomah County Code and other county documents must be changed to the appropriate new department.

**Section 8.** This ordinance will take effect on August 30, 2003. For budget purposes this ordinance will take effect on July 1, 2004 and will not affect the structure of the 2003-2004 budget.

FIRST READING:

July 24, 2003

SECOND READING AND ADOPTION:

July 31, 2003

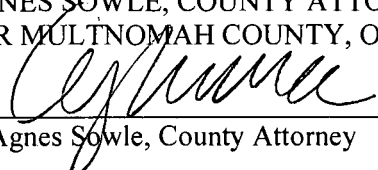
BOARD OF COUNTY COMMISSIONERS  
FOR MULTNOMAH COUNTY, OREGON

\_\_\_\_\_  
Diane M. Linn, Chair

REVIEWED:

AGNES SOWLE, COUNTY ATTORNEY  
FOR MULTNOMAH COUNTY, OREGON

By

  
\_\_\_\_\_  
Agnes Sowle, County Attorney

## EXHIBIT A

MCC §§ 7.004; 7.006; 7.100 – 7.104; 7.200 – 7.202; 7.350 – 7.354; 7.356 - 7.358; 7.400 - 7.410; 7.450 – 7.456; and 7.460 – 7.461 are moved to Chapter 6, Business Services, and renumbered as follows:

<b><u>6.000*</u></b>	<b><u>GENERAL PROVISIONS</u></b>
<b><u>7.6.004</u></b>	<b>Information Fees.</b>
<b><u>7.6.006</u></b>	<b>Purchasing And Handling Fees.</b>
<b><u>7.6.100*</u></b>	<b>RISK MANAGEMENT</b>
<b><u>7.6.100-</u></b>	<b>Policy.</b>
<b><u>7.6.101</u></b>	<b>Risk Management Fund.</b>
<b><u>7.6.102</u></b>	<b>Risk Management Function.</b>
<b><u>7.6.103</u></b>	<b>Risk Assessment And Loss Prevention.</b>
<b><u>7.6.104</u></b>	<b>Authority.</b>
<b><u>7.6.200*</u></b>	<b>COUNTY ATTORNEY</b>
<b><u>7.6.200-</u></b>	<b>Office Established.</b>
<b><u>7.6.201</u></b>	<b>Duties.</b>
<b><u>7.6.202</u></b>	<b>Relationship To County.</b>
<b><u>7.6.350*</u></b>	<b>COUNTY REAL PROPERTY</b>
<b><u>7.6.350-</u></b>	<b>Definitions.</b>
<b><u>7.6.351</u></b>	<b>Duties And Powers Of County Chair.</b>
<b><u>7.6.352</u></b>	<b>List Of County Property Not Needed For Public Use.</b>
<b><u>7.6.353</u></b>	<b>Powers Of Board.</b>
<b><u>7.6.354</u></b>	<b>Direction From Board.</b>
<b><u>7.355</u></b>	<b><del>Property Requested By Another Governmental Entity.</del></b>
<b><u>7.6.356</u></b>	<b>Disposition Of Property By Donation, Sale, Lease Or Exchange.</b>
<b><u>7.6.357</u></b>	<b>Dispositions Subject To Board Approval.</b>
<b><u>7.6.358</u></b>	<b>Administrative Rules.</b>
<b><u>7.6.450*</u></b>	<b>ART ACQUISITION</b>
<b><u>7.6.450-</u></b>	<b>Definitions.</b>
<b><u>7.6.451</u></b>	<b>Policy.</b>
<b><u>7.6.452</u></b>	<b>Funding.</b>
<b><u>7.6.453</u></b>	<b>Funding Sources.</b>
<b><u>7.6.454</u></b>	<b>Administration.</b>
<b><u>7.6.455</u></b>	<b>Adoption Of Guidelines.</b>
<b><u>7.6.456</u></b>	<b>Council's Decision Final.</b>
<b><u>7.6.460*</u></b>	<b>SALE OF SEIZED PERSONAL PROPERTY</b>
<b><u>7.6.460-</u></b>	<b>Sale For Amount Due.</b>
<b><u>7.6.461</u></b>	<b>Insufficient Bid.</b>

## EXHIBIT B

MCC §§ 7.050 – 7.067; 7.400 - 7.410; 7.600 – 7.606; 7.750 – 7.794; 7.901 – 7.910 and 7.999 are moved to Chapter 8, Community Services, and renumbered as follows:

<b><u>7.8,050*</u></b>	<b>OTHER FEES</b>
<b><u>7.8,050-</u></b>	<b>Policy.</b>
<b><u>7.8,051</u></b>	<b>Subsurface Sewage Inspections And Permits.</b>
<b><u>7.8,052</u></b>	<b>Miscellaneous Permit Fees.</b>
<b><u>7.8,053</u></b>	<b>Plan Review And Inspection Of Underground Installations And Street Intersections.</b>
<b><u>7.8,054</u></b>	<b>Road Vacation Application.</b>
<b><u>7.8,055</u></b>	<b>Street And Road Widening Permits.</b>
<b><u>7.8,056</u></b>	<b>Miscellaneous Public Works Fees.</b>
<b><u>7.8,057</u></b>	<b>Bonding.</b>
<b><u>7.8,058</u></b>	<b>Reciprocal Agreements.</b>
<b><u>7.8,059</u></b>	<b>Zone Review And Zoning Inspections.</b>
<b><u>7.8,060</u></b>	<b>Filing Of Map Surveys.</b>
<b><u>7.8,061</u></b>	<b>Fees For Certain Documents; Public Land Corner Preservation Account.</b>
<b><u>7.8,062</u></b>	<b>County Surveyor Fees.</b>
<b><u>7.8,063</u></b>	<b>Transportation Systems Development And Improvement.</b>
<b><u>7.8,064</u></b>	<b>Book Of Records.</b>
<b><u>7.8,065</u></b>	<b>Map Reproductions And Loans.</b>
<b><u>7.8,067</u></b>	<b>Boundary Change Application.</b>
<b><u>7.8,400*</u></b>	<b>TAX FORECLOSED PROPERTY</b>
<b><u>7.8,400-</u></b>	<b>Definitions.</b>
<b><u>7.8,401</u></b>	<b>Property Administration And Evaluation.</b>
<b><u>7.8,402</u></b>	<b>Repurchase Qualifications And Contract Requirements.</b>
<b><u>7.8,403</u></b>	<b>Property Sale Restrictions.</b>
<b><u>7.8,404</u></b>	<b>Procedure For Designating Significant Environmental and Compelling Greenspace Property.</b>
<b><u>7.8,405</u></b>	<b>Procedure For Designating Buildable Property For Housing Purposes.</b>
<b><u>7.8,406</u></b>	<b>Procedure For Resolving Conflicts Between Designated Compelling Greenspace Property And Buildable Property.</b>
<b><u>7.8,407</u></b>	<b>Requesting Transfer Of Tax Foreclosed Property To Governments For Non Housing Purposes.</b>
<b><u>7.8,408</u></b>	<b>Procedure For Requesting Transfer Of Tax Foreclosed Property For Housing Purposes.</b>
<b><u>7.8,409</u></b>	<b>Procedure For Requesting Transfer Of Tax Foreclosed Property For Open Space, Parks Or Natural Areas.</b>
<b><u>7.8,410</u></b>	<b>Procedure For Disposition Of Requests For Transfer Of Tax Foreclosed Property For Housing And For Open Space, Parks Or Natural Areas.</b>
<b><u>7.8,600*</u></b>	<b>AMMONIA EMISSIONS</b>
<b><u>7.8,600-</u></b>	<b>Title.</b>
<b><u>7.8,601</u></b>	<b>Definitions.</b>
<b><u>7.8,602</u></b>	<b>Purpose And Scope.</b>
<b><u>7.8,603</u></b>	<b>Findings.</b>
<b><u>7.8,604</u></b>	<b>Prescribed Safeguards.</b>
<b><u>7.8,605</u></b>	<b>Permits.</b>
<b><u>7.8,606</u></b>	<b>Administration And Enforcement.</b>

<b><u>7.8.750*</u></b>	<b>SEWERAGE</b>
<b><u>7.8.750-</u></b>	<b>Title.</b>
<b><u>7.8.751</u></b>	<b>Scope.</b>
<b><u>7.8.752</u></b>	<b>Responsibilities To The District.</b>
<b><u>7.8.753</u></b>	<b>Permits Required.</b>
<b><u>7.8.754</u></b>	<b>Definitions.</b>
<b><u>7.8.755</u></b>	<b>Records Retention.</b>
<b><u>7.8.756</u></b>	<b>Disposition Of Funds.</b>
<b><u>7.8.757</u></b>	<b>Refunds.</b>
<b><u>7.8.758</u></b>	<b>Property Outside The District; Determination.</b>
<b><u>7.8.759</u></b>	<b>Sewer Connection Not A Right; Lateral Connection Charges.</b>
<b><u>7.8.760</u></b>	<b>Special Provisions.</b>
<b><u>7.8.761</u></b>	<b>Meters.</b>
<b><u>7.8.762</u></b>	<b>Criteria For Extraterritorial Sewer Main Extensions.</b>
<b><u>7.8.763</u></b>	<b>Sewage Disposal Agreements.</b>
<b><u>7.8.764</u></b>	<b>General Discharge Regulations And Limitations.</b>
<b><u>7.8.765</u></b>	<b>Notification Of Discharge.</b>
<b><u>7.8.766</u></b>	<b>Industrial Waste Restrictions.</b>
<b><u>7.8.767</u></b>	<b>Testing Methods.</b>
<b><u>7.8.768</u></b>	<b>Pretreatment Facilities.</b>
<b><u>7.8.769</u></b>	<b>Inspection And Sampling.</b>
<b><u>7.8.770</u></b>	<b>Reporting Requirements.</b>
<b><u>7.8.771</u></b>	<b>Industrial Waste Discharge Permits.</b>
<b><u>7.8.772</u></b>	<b>Spill Prevention And Control.</b>
<b><u>7.8.773</u></b>	<b>Termination Or Prevention Of A Discharge.</b>
<b><u>7.8.774</u></b>	<b>Application For Connection Work Permit.</b>
<b><u>7.8.775</u></b>	<b>Connection To Existing Systems.</b>
<b><u>7.8.776</u></b>	<b>Issuance Of Connection Work Permits.</b>
<b><u>7.8.777</u></b>	<b>Work Requirements Under Connection Work Permit.</b>
<b><u>7.8.778</u></b>	<b>Restoration Of Work Area And Maintenance Of Street Required.</b>
<b><u>7.8.779</u></b>	<b>Connection Required; In-Lieu User Charge.</b>
<b><u>7.8.780</u></b>	<b>Bond Requirements.</b>
<b><u>7.8.781</u></b>	<b>Storm And Sanitary Sewage Separation Required.</b>
<b><u>7.8.782</u></b>	<b>Basis For Charges.</b>
<b><u>7.8.783</u></b>	<b>Sewer User Service Charges.</b>
<b><u>7.8.784</u></b>	<b>Senior Citizens Rate.</b>
<b><u>7.8.785</u></b>	<b>Collection Of Charges.</b>
<b><u>7.8.786</u></b>	<b>Sewage Regulation Audit.</b>
<b><u>7.8.787</u></b>	<b>Record Of Charges.</b>
<b><u>7.8.788</u></b>	<b>Connection Fees For Equivalent Dwelling Units.</b>
<b><u>7.8.789</u></b>	<b>Wastewater Subject To Sewage Charges.</b>
<b><u>7.8.790</u></b>	<b>Extra-Strength Industrial Waste.</b>
<b><u>7.8.791</u></b>	<b>Line Charge.</b>
<b><u>7.8.792</u></b>	<b>Enforcement; Violations.</b>
<b><u>7.8.793</u></b>	<b>Appeals.</b>
<b><u>7.8.794</u></b>	<b>Other Laws Apply.</b>



<b><u>7.8.900</u> *</b>	<b>EMERGENCY MANAGEMENT</b>
<b><u>7.8.901</u></b>	<b>Definitions.</b>
<b><u>7.8.902</u></b>	<b>Office of Emergency Management.</b>
<b><u>7.8.903</u></b>	<b>Incident Command System.</b>
<b><u>7.8.904</u></b>	<b>Emergency Management Advisory Council (EMAC).</b>
<b><u>7.8.905</u></b>	<b>Succession; Authority.</b>
<b><u>7.8.906</u></b>	<b>Declaration of Emergency.</b>
<b><u>7.8.907</u></b>	<b>Regulation of Persons and Property.</b>
<b><u>7.8.908</u></b>	<b>Price Gouging Prohibited.</b>
<b><u>7.8.909</u></b>	<b>Violation of Curfew or Emergency Regulation.</b>
<b><u>7.8.910</u></b>	<b>Emergency Service Workers - Volunteers.</b>
 <b><u>7.8.999</u></b>	 <b>Penalty.</b>

## **EXHIBIT C**

### **MCC Chapter 7, Finance, Budget and Tax sections**

#### **CHAPTER 7 FINANCE, BUDGET AND TAX**

##### **7.000\* GENERAL PROVISIONS**

- 7.001 Finance, Budget and Tax Department.**
- 7.002 Dishonored Check Fees.**
- 7.003 Accounting Fees.**
- 7.005 Interest Fees.**
- 7.007 Chair Executive Rules.**
- 7.008 Assessment and Taxation Fees.**

##### **7.300\* DOMESTIC PARTNERSHIP REGISTRY**

- 7.301 Purpose.**
- 7.302 Requirements.**
- 7.303 Procedures; Fees.**
- 7.304 Termination of Domestic Partnerships.**
- 7.305 Public Records.**

**MULTNOMAH COUNTY BOARD OF COMMISSIONERS  
PUBLIC TESTIMONY SIGN-UP**

---

Please complete this form and return to the Board Clerk

\*\*\*This form is a public record\*\*\*

MEETING DATE: 07.24.03  
SUBJECT: Dept Realignment - S.S.O

AGENDA NUMBER OR TOPIC: R-8

FOR: \_\_\_\_\_ AGAINST: \_\_\_\_\_ THE ABOVE AGENDA ITEM

NAME: Gabriela Dourney

ADDRESS: \_\_\_\_\_

CITY/STATE/ZIP: \_\_\_\_\_

PHONE: \_\_\_\_\_ DAYS: \_\_\_\_\_ EVES: \_\_\_\_\_

EMAIL: \_\_\_\_\_ FAX: \_\_\_\_\_

SPECIFIC ISSUE: questions for consideration

WRITTEN TESTIMONY: No

**IF YOU WISH TO ADDRESS THE BOARD:**

1. Please complete this form and return to the Board Clerk.
2. Address the County Commissioners from the presenter table microphones. Please limit your comments to **3 minutes**.
3. State your name for the official record.
4. If written documentation is presented, please furnish one copy to the Board Clerk.

**IF YOU WISH TO SUBMIT WRITTEN COMMENTS TO THE BOARD:**

1. Please complete this form and return to the Board Clerk.
2. Written testimony will be entered into the official record.

# AGENDA PLACEMENT REQUEST

**BUD MOD #:**

**Board Clerk Use Only:**

**Meeting Date:** July 24, 2003

**Agenda Item #:** R-9

**Est. Start Time:** 10:05 AM

**Date Submitted:** 07/08/03

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**Requested Date:** July 24, 2003

**Time Requested:** 2 mins

**Department:** Non-Departmental

**Division:** Commission District 4

**Contact/s:** Heather Schraeder

**Phone:** (503) 988-5213

**Ext.:** 85213

**I/O Address:** 503/600

**Presenters:** Commissioner Lonnie Roberts

---

**Agenda Title:** RESOLUTION Confirming the Interim Designation for Multnomah County Commissioner District 4, in the Event of a Vacancy

**NOTE: If Ordinance, Resolution, Order or Proclamation, provide exact title. For all other submissions, provide clearly written title.**

---

- 1. What action are you requesting from the Board? What is the department/agency recommendation?**

Confirm proposed interim designee for Commissioner District 4

- 2. Please provide sufficient background information for the Board and the public to understand this issue.**

In the event of a vacancy in an elected office, Charter Section 4.50(3), Multnomah County Code 5.005 provides procedures for elected officials to designate an interim occupant to serve until a vacancy is filled by election or appointment in case the elected official should have to leave office for any reason. The previously confirmed Commissioner District 4 interim designee no longer meets the Charter qualifications for appointees, in that he has moved from the District. Commissioner Roberts has therefore designated his staff assistant and former Multnomah County Sheriff's Office Supervisor Robert Paine as interim designee. Mr. Paine meets all of the Charter qualifications for appointees and it is Commissioner Roberts' opinion that he would well serve District 4

constituents in the event of a vacancy until said vacancy could be filled by election or appointment.

**3. Explain the fiscal impact (current year and ongoing).**

N/A

**NOTE: If a Budget Modification or a Contingency Request attach a Budget Modification Expense & Revenues Worksheet and/or a Budget Modification Personnel Worksheet.**

**If a budget modification, explain:**

- ❖ What revenue is being changed and why?
- ❖ What budgets are increased/decreased?
- ❖ What do the changes accomplish?
- ❖ Do any personnel actions result from this budget modification? Explain.
- ❖ Is the revenue one-time-only in nature?
- ❖ If a grant, what period does the grant cover?
- ❖ When the grant expires, what are funding plans?

**NOTE: Attach Bud Mod spreadsheet (FORM FROM BUDGET)**

**If a contingency request, explain:**

- ❖ Why was the expenditure not included in the annual budget process?
- ❖ What efforts have been made to identify funds from other sources within the Department/Agency to cover this expenditure?
- ❖ Why are no other department/agency fund sources available?
- ❖ Describe any new revenue this expenditure will produce, any cost savings that will result, and any anticipated payback to the contingency account.
- ❖ Has this request been made before? When? What was the outcome?

**If grant application/notice of intent, explain:**

- ❖ Who is the granting agency?
- ❖ Specify grant requirements and goals.
- ❖ Explain grant funding detail – is this a one time only or long term commitment?
- ❖ What are the estimated filing timelines?
- ❖ If a grant, what period does the grant cover?
- ❖ When the grant expires, what are funding plans?
- ❖ How will the county indirect and departmental overhead costs be covered?

**4. Explain any legal and/or policy issues involved.**

N/A

**5. Explain any citizen and/or other government participation that has or will take place.**

The Multnomah County Home Rule Charter Review Committee recommended Charter changes that resulted in Measure 26-80 relating to designation of interim County Commissioners in the event of a vacancy which was approved by voters participating in the November 3, 1998 election. The Multnomah County Board of Commissioners

adopted Ordinance No. 923 following public hearings on January 7, 1999 and January 14, 1999. That Ordinance provides procedures for public notice and opportunity for the public to provide input in the election or appointment process.

**Required Signatures:**

Department/Agency Director: Lonnie Roberts

Date: 7-8-03

Budget Analyst

By: \_\_\_\_\_

Date:

Dept/Countywide HR

By: \_\_\_\_\_

Date:

**Lonnie Roberts**  
**Multnomah County Commissioner**  
**District 4**



501 SE Hawthorne Boulevard, Suite 600  
Portland, Oregon 97214  
(503) 988-5213 phone  
(503) 988-5262 fax  
Email: [lonnie.j.roberts@co.multnomah.or.us](mailto:lonnie.j.roberts@co.multnomah.or.us)  
[www.co.multnomah.or.us/cc/ds4/](http://www.co.multnomah.or.us/cc/ds4/)

June 23, 2003

Deborah L. Bogstad, Board Clerk  
Multnomah County Commissioners  
501 SE Hawthorne Boulevard, Suite 600  
Portland, Oregon 97214-3587

RE: District 4 Interim Designee

In accordance with County Charter Section 4.50(3) and Multnomah County Code Chapter 5.005, I have designated Robert Paine as Interim District 4 Commissioner should I have to leave my office for any reason. As this section states, Robert Paine would take over my position on an interim basis until a new Commissioner is appointed or elected.

Robert Paine lives in District 4 and meets all of the Charter qualifications for appointees to the County Commission. I believe he is highly qualified to serve as an interim Commissioner in the event of a vacancy and would well serve District 4 constituents.

Sincerely,

Lonnie Roberts, Commissioner

cc: Chair Diane Linn  
Commissioner Maria Rojo de Steffey, District 1  
Commissioner Serena Cruz, District 2  
Commissioner Lisa Naito, District 3  
County Attorney Agnes Sowle

BEFORE THE BOARD OF COUNTY COMMISSIONERS  
FOR MULTNOMAH COUNTY, OREGON

RESOLUTION NO. \_\_\_\_\_

Confirming the Interim Designation for Multnomah County Commissioner District 4, in the Event of a Vacancy

**The Multnomah County Board of Commissioners Finds:**

- a. Multnomah County Charter 4.50(3) and Multnomah County Code 5.005 require elected officials, in the event of a vacancy, to designate an interim occupant to serve until said vacancy is filled by election or appointment.
- b. MCC 5.005(B)(4) requires that a person designated to fill an elective office on an interim basis must meet the Charter qualifications for appointees of such office.
- c. Multnomah County Charter 4.10(1) requires that an appointee to a County Commissioner position shall have been a qualified elector of the County, and a resident of the County Commissioner district, for a year and a half immediately before becoming such a Commissioner.
- d. In compliance with MCC 5.005(B)(1) and Multnomah County Charter 4.10(1), Multnomah County Commissioner District 4 Lonnie Roberts, designates Robert Paine as interim occupant of that office in the event of a vacancy.

**The Multnomah County Board of Commissioners Resolves:**

1. The Board confirms Robert Paine to serve as interim occupant for Multnomah County Commission District 4 in the event of a vacancy in that office, until the vacancy is filled by election or appointment, as appropriate under the Charter.

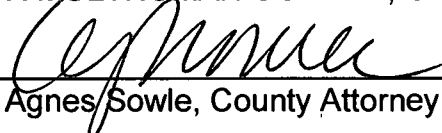
ADOPTED this 24th day of July, 2003.

BOARD OF COUNTY COMMISSIONERS  
FOR MULTNOMAH COUNTY, OREGON

\_\_\_\_\_  
Diane M. Linn, Chair

REVIEWED:

AGNES SOWLE, COUNTY ATTORNEY  
FOR MULTNOMAH COUNTY, OREGON

By \_\_\_\_\_  
Agnes Sowle, County Attorney



BEFORE THE BOARD OF COUNTY COMMISSIONERS  
FOR MULTNOMAH COUNTY, OREGON

**RESOLUTION NO. 03-108**

Confirming the Interim Designation for Multnomah County Commissioner District 4, in the Event of a Vacancy

**The Multnomah County Board of Commissioners Finds:**

- a. Multnomah County Charter 4.50(3) and Multnomah County Code 5.005 require elected officials, in the event of a vacancy, to designate an interim occupant to serve until said vacancy is filled by election or appointment.
- b. MCC 5.005(B)(4) requires that a person designated to fill an elective office on an interim basis must meet the Charter qualifications for appointees of such office.
- c. Multnomah County Charter 4.10(1) requires that an appointee to a County Commissioner position shall have been a qualified elector of the County, and a resident of the County Commissioner district, for a year and a half immediately before becoming such a Commissioner.
- d. In compliance with MCC 5.005(B)(1) and Multnomah County Charter 4.10(1), Multnomah County Commissioner District 4 Lonnie Roberts, designates Robert Paine as interim occupant of that office in the event of a vacancy.

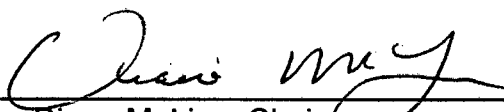
**The Multnomah County Board of Commissioners Resolves:**

1. The Board confirms Robert Paine to serve as interim occupant for Multnomah County Commission District 4 in the event of a vacancy in that office, until the vacancy is filled by election or appointment, as appropriate under the Charter.

ADOPTED this 24th day of July, 2003.



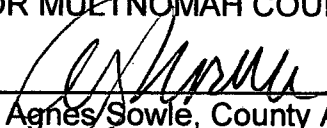
BOARD OF COUNTY COMMISSIONERS  
FOR MULTNOMAH COUNTY, OREGON

  
Diane M. Linn, Chair

REVIEWED:

AGNES SOWLE, COUNTY ATTORNEY  
FOR MULTNOMAH COUNTY, OREGON

By

  
Agnes Sowle, County Attorney

# AGENDA PLACEMENT REQUEST

**BUD MOD #:**

**Board Clerk Use Only:**

**Meeting Date:** July 24, 2003

**Agenda Item #:** R-10

**Est. Start Time:** 10:10 AM

**Date Submitted:** 07/14/03

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**Requested Date:** July 24, 2003

**Time Requested:** 10 minutes

**Department:** Commissioner Lonnie Robert's Office **Division:** District 4

**Contact/s:** Gary Walker / Dan Brown

**Phone:** (503) 988-5213 **Ext.:** 26234 **I/O Address:** 503/6

**Presenters:** Joe Ramirez and Matt Ryan

---

**Agenda Title:** RESOLUTION Authorizing Condemnation and Immediate Possession of Real Property Necessary for the Purpose of Constructing a Multnomah County Road Project and Repealing Resolution No. 03-068

(NOTE: If Ordinance, Resolution, Order or Proclamation, provide exact title. For all other submissions, provide clearly written title.)

---

**1. What action are you requesting from the Board? What is the department/agency recommendation?**

The Transportation Division recommends Board approval of this proposed Resolution repealing Resolution No. 03-068 (approved May 8, 2003), and substituting the revised resolution to correct the references to the property interests to be acquired. Except as provided in Section 2, below, the APR submitted for Resolution No. 03-068 was correct and accurate. It is best practice however, to simply repeal the old Resolution and completely replace it with this superceding Resolution.

**2. Please provide sufficient background information for the Board and the public to understand this issue.**

County Resolution No. 03-068 approved on May 8, 2003, authorizes the Transportation Division to initiate condemnation proceedings for the acquisition of real property necessary for the reconstruction of S.E. 257<sup>th</sup> Avenue (Kane), between S.E. Powell Valley Road and S.E. 11<sup>th</sup> Street. The resolution addressed two adjacent residential properties (Hainey and Williams) that abutted SE 257<sup>th</sup>. Although the legal descriptions for the property acquisitions provided in the May Resolution were correct, a misunderstanding of the existing road right-of-way boundary of SE 257<sup>th</sup> lead to miscalculation of the size of the property interests necessary to acquire for the road project. The area required for acquisition is larger than as stated in the previous Resolution. For the Hainey property the recalculated total square footage of the fee acquisition area is 2,672 (originally shown as 1619), for the Williams property the correct calculated square footage of the fee acquisition area is 2,701 (originally shown as 1441).

**3. Explain the fiscal impact (current year and ongoing).**

The County is primarily responsible for the costs for these property acquisitions. Right-of-way (ROW) acquisition is included as part of the road improvement project budget. Costs associated with ROW have exceeded initial estimates. Cost increases for ROW acquisitions are intended to be addressed in the existing project budget by reprogramming funds from other project line items. Value engineering and project consolidation are intended to offset the increase in ROW acquisition costs encountered.

The City of Gresham through an agreement shall reimburse the County for all construction costs of the waterline installation. The County's share of the street improvement costs is drawn from the County road fund.

**NOTE: If a Budget Modification or a Contingency Request, attach a Budget Modification Expense & Revenues Worksheet and/or a Budget Modification Personnel Worksheet.**

**If a budget modification, explain: N/A**

- ❖ **What revenue is being changed and why?**
- ❖ **What budgets are increased/decreased?**
- ❖ **What do the changes accomplish?**
- ❖ **Do any personnel actions result from this budget modification? Explain.**
- ❖ **Is the revenue one-time-only in nature?**
- ❖ **If a grant, what period does the grant cover?**
- ❖ **When the grant expires, what are funding plans?**

**NOTE: Attach Bud Mod spreadsheet (FORM FROM BUDGET)**

**If a contingency request, explain: N/A**

- ❖ **Why was the expenditure not included in the annual budget process?**
- ❖ **What efforts have been made to identify funds from other sources within the Department/Agency to cover this expenditure?**
- ❖ **Why are no other department/agency fund sources available?**
- ❖ **Describe any new revenue this expenditure will produce, any cost savings that will result, and any anticipated payback to the contingency account.**
- ❖ **Has this request been made before? When? What was the outcome?**

If grant application/notice of intent, explain: N/A

- ❖ Who is the granting agency?
- ❖ Specify grant requirements and goals.
- ❖ Explain grant funding detail – is this a one time only or long term commitment?
- ❖ What are the estimated filing timelines?
- ❖ If a grant, what period does the grant cover?
- ❖ When the grant expires, what are funding plans?
- ❖ How will the county indirect and departmental overhead costs be covered?

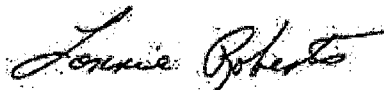
**4. Explain any legal and/or policy issues.**

Under State and Federal Law the County has the condemnation authority to acquire property for public road purposes. Immediate possession of such is authorized by ORS Chapter 35, which provides for the deposit of funds into court to cover acquisition and other costs.

**5. Explain any citizen and/or other government participation that has or will take place.**

The Land Use and Transportation Program has conducted a public review process prior to the final design of this project.

**Required Signatures:**



**Department/Agency Director:**

**Date: 07/14/03**

**Budget Analyst**

**By:**

**Date:**

**Dept/Countywide HR**

**By:**

**Date:**

BEFORE THE BOARD OF COUNTY COMMISSIONERS  
FOR MULTNOMAH COUNTY, OREGON

**RESOLUTION NO. \_\_\_\_\_**

Authorizing Condemnation and Immediate Possession of Real Property Necessary for the Purpose of Constructing a Multnomah County Road Project And Repealing Resolution No. 03-068

**The Multnomah County Board of Commissioners Finds:**

- a. It is necessary for Multnomah County to acquire the real property listed in the following table and described in the attached Exhibit A (the property) for the purpose of the Reconstruction of SE 257th Avenue, between SE Powell Valley Road and SE 11th Street, a County Road Project in Gresham.

Item No.	Owner	Location
2028	James and Robyn Hailey	S.E. 257 <sup>th</sup> Avenue
2029	Arlene Williams	S.E. 257 <sup>th</sup> Avenue

- b. The project has been planned and located in a manner that is most compatible with the greatest public good and the least private injury.
- c. It is necessary to acquire immediate possession of the property to allow construction to proceed and be completed on schedule and within budgetary limitations.
- d. This Resolution is sought to repeal Resolution No. 03-068 approved by the Board on May 8, 2003 authorizing condemnation and the immediate need for possession of the two above referenced properties.
- e. The repeal of Resolution No. 03-068 is necessary because although the legal descriptions to that Resolution were accurate they misstated the size of the property interests to be acquired for the Road Project. Except for the error discussed herein the remainder of Resolution No. 03-068 was accurate and correct.
- f. The attached, incorporated legal descriptions for this proposed Resolution delete the erroneous information and are a correct and accurate description of the property interests necessary to be acquired for this Road Project.

**The Multnomah County Board of Commissioners Resolves:**

1. Resolution No. 03-068 is repealed.
2. It is necessary to acquire the above-described property for the purpose of the SE 257<sup>th</sup> Avenue County Road Project.

BEFORE THE BOARD OF COUNTY COMMISSIONERS  
FOR MULTNOMAH COUNTY, OREGON

**RESOLUTION NO. 03-109**

Authorizing Condemnation and Immediate Possession of Real Property Necessary for the Purpose of Constructing a Multnomah County Road Project and Repealing Resolution No. 03-068

**The Multnomah County Board of Commissioners Finds:**

- a. It is necessary for Multnomah County to acquire the real property listed in the following table and described in the attached Exhibit A (the property) for the purpose of the Reconstruction of SE 257th Avenue, between SE Powell Valley Road and SE 11th Street, a County Road Project in Gresham.

Item No.	Owner	Location
2028	James and Robyn Hainey	S.E. 257 <sup>th</sup> Avenue
2029	Arlene Williams	S.E. 257 <sup>th</sup> Avenue

- b. The project has been planned and located in a manner that is most compatible with the greatest public good and the least private injury.
- c. It is necessary to acquire immediate possession of the property to allow construction to proceed and be completed on schedule and within budgetary limitations.
- d. This Resolution is sought to repeal Resolution No. 03-068 approved by the Board on May 8, 2003 authorizing condemnation and the immediate need for possession of the two above referenced properties.
- e. The repeal of Resolution No. 03-068 is necessary because although the legal descriptions to that Resolution were accurate they misstated the size of the property interests to be acquired for the Road Project. Except for the error discussed herein the remainder of Resolution No. 03-068 was accurate and correct.
- f. The attached, incorporated legal descriptions for this proposed Resolution delete the erroneous information and are a correct and accurate description of the property interests necessary to be acquired for this Road Project.

**The Multnomah County Board of Commissioners Resolves:**

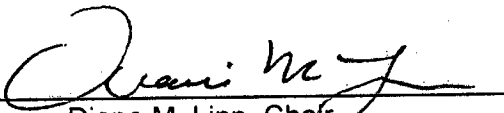
1. Resolution No. 03-068 is repealed.
2. It is necessary to acquire the above-described property for the purpose of the SE 257<sup>th</sup> Avenue County Road Project.

3. In the event that no satisfactory agreement can be reached with the owners of the property as to the purchase price, legal counsel is authorized and directed to commence and prosecute to final determination such condemnation proceedings as may be necessary to acquire the property. Such action shall be in accordance with all applicable laws, rules, and regulations governing such acquisition.
4. Upon final determination of any such proceeding, the deposit of funds and payment of judgment conveying the property to the County is authorized.
5. It is necessary to obtain possession of such property as soon as possible to allow construction to proceed and be completed on schedule within budgetary limitations.
6. Legal counsel is authorized and directed to take such action in accordance with law to obtain possession of the property as soon as possible.
7. There is authorized the creation of a fund in the amount of the estimate of just compensation for the property, which shall, upon obtaining possession of the property, be deposited with the Clerk of the Court wherein the action was commenced for the use of the defendants in the action, and the Director of the Finance Division is authorized to draw a warrant on the Road Fund of the County in such sum for deposit.

ADOPTED this 24th day of July, 2003



BOARD OF COUNTY COMMISSIONERS  
FOR MULTNOMAH COUNTY, OREGON

  
Diane M. Linn, Chair

REVIEWED:

AGNES SOWLE, COUNTY ATTORNEY  
FOR MULTNOMAH COUNTY, OREGON

By   
Matthew O. Ryan, Assistant County Attorney

Arlene R. Williams

S.E. Kane Drive  
Item No. 02-50  
July 8, 2003

## LEGAL DESCRIPTION

### PARCEL 1: Fee Tract

A tract of land situated in the Northeast One-quarter of Section 14, Township 1 South, Range 3 East, W.M., in the City of Gresham, Multnomah County, Oregon, said tract being more particularly described as follows:

All that portion of a tract of land conveyed to Arlene R. Williams, by a deed recorded on July 18, 1990, in Book 2324, Page 1003, Multnomah County Deed Records, that lies easterly of the following described line:

#### A Portion of the Proposed West Right of Way line for S.E. Kane Drive:

Commencing at a 4-1/4" brass disc marking the Southeast corner of Section 11, T.1S., R.3E., Willamette Meridian, said point being on the southerly line of the Lewis Hale D.L.C. No. 62; thence N88°24'30"W, along the southerly line of said Hale D.L.C., a distance 1303.78 feet to a point on the centerline of S.E. Kane Drive, County Road No. 608, said point bears S88°24'30"E, a distance of 101.47 feet from a 4-1/4" brass disk marking the S.W. corner of said Hale D.L.C.; thence S1°12'58"W, along the centerline of said S.E. Kane Drive, a distance of 296.76 feet to Legal Centerline Station 49+65.93; thence N88°47'02"W, a distance of 53.54 feet to a point being the point of beginning of a portion of the proposed West right-of-way line for realigned S.E. Kane Drive; thence along said proposed West right-of-way line as follows: N1°12'25"E, a distance of

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Patrick Hinds/Transportation Division – Bldg. #455

**FOR TAX STATEMENTS:**  
Multnomah County  
Transportation Division  
1600 SE 190<sup>th</sup> Avenue  
Portland OR 97233

**EXHIBIT** A  
**PAGE** 1 **OF** 10



113.67 feet to a point; along the arc of a 375.00 foot radius curve to the left, through a central angle of  $26^{\circ}17'21''$ , the chord of which bears  $N11^{\circ}56'15''W$ , a chord distance of 170.56 feet, an arc distance of 172.06 feet to a point; along the arc of a 455.00 foot radius curve to the right, through a central angle of  $9^{\circ}52'59''$ , the chord of which bears  $N20^{\circ}08'26''W$ , a chord distance of 78.39 feet, an arc distance of 78.48 feet to a point being the end of the portion of the proposed West right-of-way line for realigned S.E. Kane Drive, being described; thence  $S88^{\circ}08'53''E$ , leaving the proposed West right-of-way line for realigned S.E. Kane Drive, a distance of 20.00 feet to a point being Legal Centerline Station 54+18.85 for S.E. Kane Rd, County Rd. No. 608.

**PARCEL 2: Easement**

In addition to the above-described tract, a perpetual easement for slope, drainage, landscape, utility and traffic-control devices over, under, around, and through the following described tract:

A 5.00 foot wide strip of land situated in the Northeast One-quarter of Section 14, Township 1 South, Range 3 East, W.M., in the City of Gresham, Multnomah County, Oregon, said strip being more particularly described as follows:

All that portion of a tract of land conveyed to Arlene R. Williams, by a deed recorded on July 18, 1990, in Book 2324, Page 1003, Multnomah County Deed Records, that lies easterly of the following described line:

Commencing at a 4-1/4" brass disc marking the Southeast corner of Section 11, T.1S., R.3E., Willamette Meridian, said point being on the southerly line of the Lewis Hale D.L.C. No. 62; thence  $N88^{\circ}24'30''W$ , along the southerly line of said Hale D.L.C., a distance 1303.78 feet to a point on the centerline of S.E. Kane Drive, County Road No. 608, said point bears  $S88^{\circ}24'30''E$ , a distance of 101.47 feet from a 4-1/4" brass disk marking the S.W. corner of said Hale D.L.C.; thence  $S1^{\circ}12'58''W$ , along the centerline of said S.E. Kane Drive, a distance of 296.76 feet to

Legal Centerline Station 49+65.93; thence N88°47'02"W, a distance of 58.54 feet to a point being the point of beginning of a portion of the proposed West easement line for realigned S.E. Kane Drive; thence along said proposed West easement line as follows: N1°12'25"E, a distance of 113.67 feet to a point; along the arc of a 370.00 foot radius curve to the left, through a central angle of 26°17'21", the chord of which bears N11°56'15"W, a chord distance of 168.28 feet, an arc distance of 169.77 feet to a point; along the arc of a 460.00 foot radius curve to the right, through a central angle of 00°05'29", the chord of which bears N25°02'11"W, a chord distance of 0.73 feet, an arc distance of 0.73 feet to a point on the South right-of-way line for S.E. Kane Drive, County Road No. 608. Excepting therefrom the above-described Parcel 1.

### **PARCEL 3: Temporary Construction Easement**

In addition to the above described parcels, a temporary construction easement for the purpose of accommodating construction activity related to the reconstruction and improvement (per Multnomah County Construction Project No. C0502) of S.E. Kane Drive, County Road No. 608, through, over, under, along and within the following described parcel of land:

Commencing at a 4-1/4" brass disc marking the Southeast corner of Section 11, T.1S.,R.3E., Willamette Meridian, said point being on the southerly line of the Lewis Hale D.L.C. No. 62; thence N88°24'30"W, along the southerly line of said Hale D.L.C., a distance 1303.78 feet to a point on the centerline of S.E. Kane Drive, County Road No. 608, said point bears S88°24'30"E, a distance of 101.47 feet from a 4-1/4" brass disk marking the S.W. corner of said Hale D.L.C.; thence S1°12'58"W, along the centerline of said S.E. Kane Drive, a distance of 203.66 feet to a

point; thence N88°47'02"W, a distance of 58.56 feet to a point on the West line of the perpetual easement described above in Parcel 2; thence N01°12'25"E along the West line of said Parcel 2, a distance of 15.17 feet to a point; thence continuing along the West line of said Parcel 2, along the arc of a 370.00 foot radius curve to the left, through a central angle of 2°26'04", the chord of which bears N00°00'37"W, a chord distance of 15.72 feet, an arc distance of 15.72 feet, to a point; thence S88°46'21"W a distance of 17.00 feet, to a point; thence parallel to the West line of said Parcel 2, along the arc of a 353.00 foot radius curve to the right, through a central angle of 2°26'04", the chord of which bears S00°00'37"E, a chord distance of 15.00 feet, an arc distance of 15.00 feet, to a point; thence S01°12'25"W, parallel to the West line of said Parcel 2, a distance of 15.17 feet, to a point; thence S88°47'35"E, a distance of 17.00 feet, to the point of beginning.

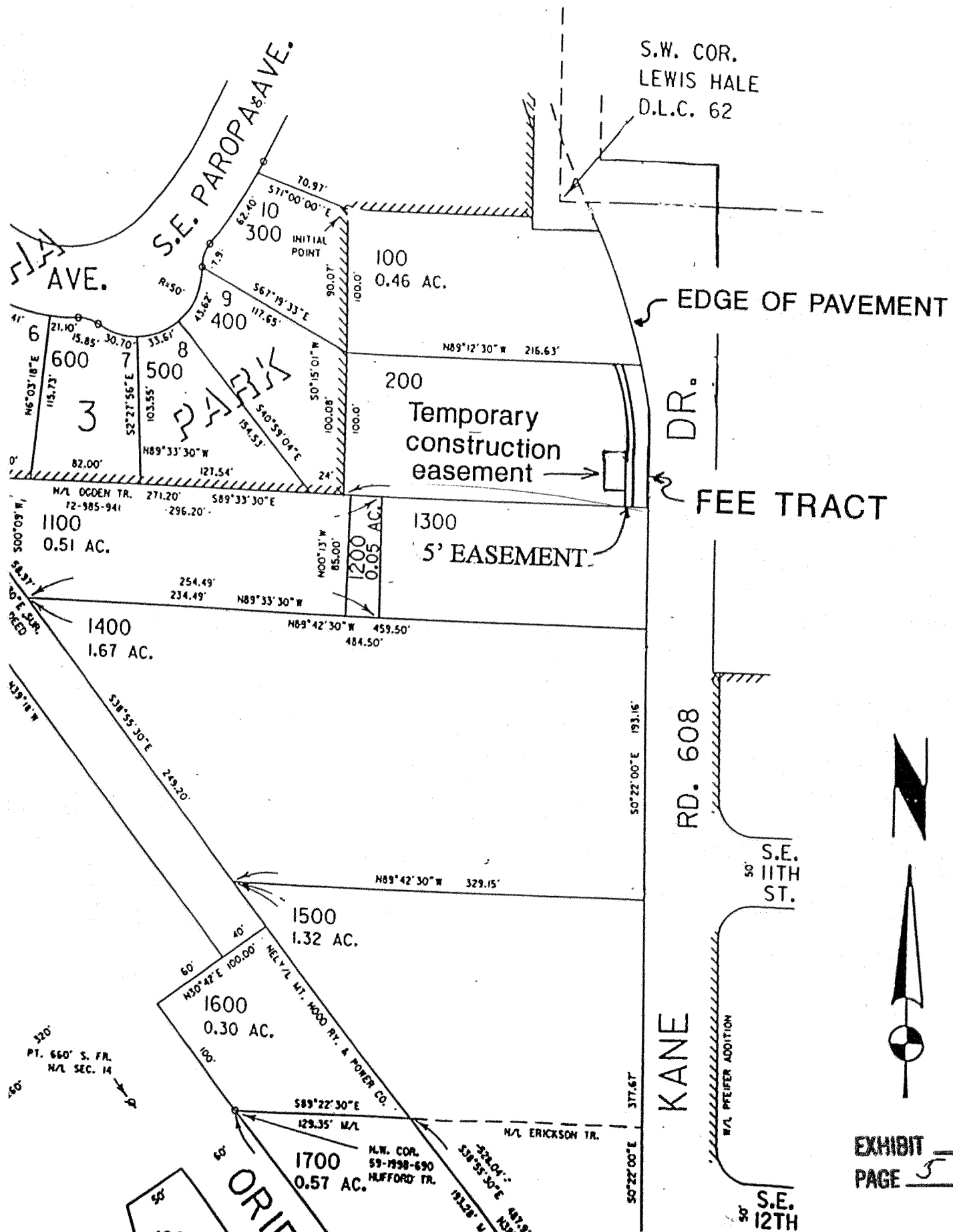
This temporary construction easement will expire no later than January 1, 2005 or one year after final completion of Construction Project No. C0502, whichever occurs first.

As shown on the attached Exhibit "C", herein made a part of this document. In the event of a conflict or discrepancy between the map as shown on the Exhibit "C" and the written legal description, the written legal description shall prevail.



IS 3E 14AB  
GRESHAM

NO SCALE



## LEGAL DESCRIPTION

### PARCEL 1: Fee Tract

A tract of land situated in the Northeast One-quarter of Section 14, Township 1 South, Range 3 East, W.M., in the City of Gresham, Multnomah County, Oregon, said tract being more particularly described as follows:

All that portion of a tract of land conveyed to James D. Hainey and Robyn K. Hainey, by a deed recorded as Fee No. 2001-128450, Multnomah County Deed Records, recorded on August 15, 2001, that lies easterly of the following described line:

Commencing at a 4-1/4" brass disc marking the Southeast corner of Section 11, T.1S., R.3E., Willamette Meridian, said point being on the southerly line of the Lewis Hale D.L.C. No.62; thence N88°24'30"W along the southerly line of said Hale D.L.C., a distance 1303.78 feet to a point on the centerline of S.E. Kane Drive, County Road No. 608, said point bears S88°24'30"E a distance of 101.47 feet from a 4-1/4" brass disk marking the S.W. corner of said Hale D.L.C.; thence S1°12'58"W along the centerline of said S.E. Kane Drive, a distance of 296.76 feet to Legal Centerline Station 49+65.93; thence N88°47'02"W, a distance of 53.54 feet to a point being the point of beginning of a portion of the proposed West right-of-way line for realigned

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Portland OR 97233

**EXHIBIT** A  
**PAGE** 6 **OF** 10

S.E. Kane Drive; thence along said proposed West right-of-way line as follows:  $N1^{\circ}12'25''E$ , a distance of 113.67 feet to a point; along the arc of a 375.00 foot radius curve to the left, through a central angle of  $26^{\circ}17'21''$ , the chord of which bears  $N11^{\circ}56'15''W$ , a chord distance of 170.56 feet, an arc distance of 172.06 feet to a point; along the arc of a 455.00 foot radius curve to the right, through a central angle of  $9^{\circ}52'59''$ , the chord of which bears  $N20^{\circ}08'26''W$ , a chord distance of 78.39 feet, an arc distance of 78.48 feet to a point being the end of the portion of the proposed West right-of-way line for realigned S.E. Kane Drive, being described; thence leaving the proposed West right-of-way line for realigned S.E. Kane Drive,  $S88^{\circ}08'53''E$ , a distance of 20.00 feet to a point being Legal Centerline Station 54+18.85 for S.E. Kane Rd, County Rd. No. 608.

**PARCEL 2: Slope, Utility, Drainage, Landscape, Traffic-Control Devices Easement**

In addition to the above described fee tract, a perpetual easement for slope, drainage, landscape, utility and traffic control devices over, under, around and through the following described tract:

A 5.00 foot wide strip of land situated in the Northeast One-quarter of Section 14, Township 1 South, Range 3 East, W.M., in the City of Gresham, Multnomah County, Oregon, said strip being more particularly described as follows:

All that portion of a tract of land conveyed to James D. Hainey and Robyn K. Hainey, by a deed recorded as Fee No. 2001-128450, Multnomah County Deed Records, recorded on August 15, 2001, and described on the attached Exhibit B, that lies easterly of the following described line: Commencing at a 4-1/4" brass disc marking the Southeast corner of Section 11, T.1S., R.3E., Willamette Meridian, said point being on the southerly line of the Lewis Hale D.L.C. No.62; thence  $N88^{\circ}24'30''W$  along the southerly line of said Hale D.L.C., a distance 1303.78 feet to a point on the centerline of S.E. Kane Drive, County Road No. 608, said point bears  $S88^{\circ}24'30''E$  a

distance of 101.47 feet from a 4-1/4" brass disk marking the S.W. corner of said Hale D.L.C.; thence  $S1^{\circ}12'58''W$  along the centerline of said S.E. Kane Drive, a distance of 296.76 feet to Legal Centerline Station 49+65.93; thence  $N88^{\circ}47'02''W$ , a distance of 58.54 feet to a point being the point of beginning of a portion of the proposed West line of an easement for sidewalk, slope, utility, drainage, landscaping and traffic control devices, for realigned S.E. Kane Drive, said point also being on the South line of a tract of land conveyed to Mainstream Housing Inc., by a deed recorded May 10, 2001 as Fee No. 2001-068304, Multnomah County Deed Records; thence  $N1^{\circ}12'25''E$ , a distance of 113.67 feet to a point; thence northwesterly along the arc of a 370.00 foot radius curve to the left, through a central angle of  $26^{\circ}17'21''$ , the chord of which bears  $N11^{\circ}56'15''W$ , a chord distance of 168.28 feet, an arc distance of 169.77 feet to a point; thence continuing northwesterly, along the arc of a 460.00 foot radius curve to the right, through a central angle of  $0^{\circ}05'29''$ , the chord of which bears  $N25^{\circ}02'11''W$ , a chord distance of 0.73 feet, an arc distance of 0.73 feet to a point on the North line of said Hailey tract, being the end of the portion of the proposed West easement line for realigned S.E. Kane Drive. Excepting therefrom the above-described PARCEL 1.

### **PARCEL 3: Temporary Construction Easement**

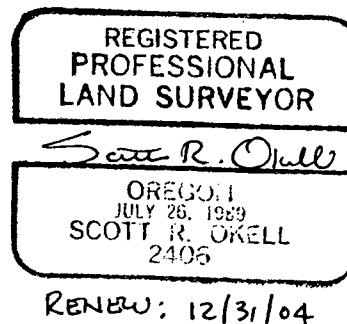
In addition to the above described parcels, a temporary construction easement for the purpose of accommodating construction activity related to the reconstruction and improvement (per Multnomah County Construction Project No. C0502) of S.E. Kane Drive, County Road No. 608, through, over, under, along and within the following described parcel of land:

Commencing at a 4-1/4" brass disc marking the Southeast corner of Section 11, T.1S., R.3E., Willamette Meridian, said point being on the southerly line of the Lewis Hale D.L.C. No.62;

thence N88°24'30"W along the southerly line of said Hale D.L.C., a distance 1303.78 feet to a point on the centerline of S.E. Kane Drive, County Road No. 608, said point bears S88°24'30"E a distance of 101.47 feet from a 4-1/4" brass disk marking the S.W. corner of said Hale D.L.C.; thence S1°12'58"W along the centerline of said S.E. Kane Drive, a distance of 106.38 feet to a point; thence N88°47'02"W, a distance of 67.80 feet to a point on the West line of the perpetual easement described above in Parcel 2; thence along the West line of said Parcel 2, along the arc of a 370.00 foot radius curve to the left, through a central angle of 6°20'44", the chord of which bears N14°47'13"W, a chord distance of 40.96 feet, an arc distance of 40.98 feet, to a point; thence S82°36'49"W a distance of 23.81 feet, to a point; thence S00°41'37"W, a distance of 39.59 feet, to a point; thence N84°57'13"E, a distance of 34.68 feet, to the point of beginning.

This temporary construction easement will expire no later than January 1, 2005 or one year after final completion of Construction Project No. C0502, whichever occurs first.

As shown on the attached Exhibit "C", herein made a part of this document. In the event of a conflict or discrepancy between the map as shown on the Exhibit "C" and the written legal description, the written legal description shall prevail.

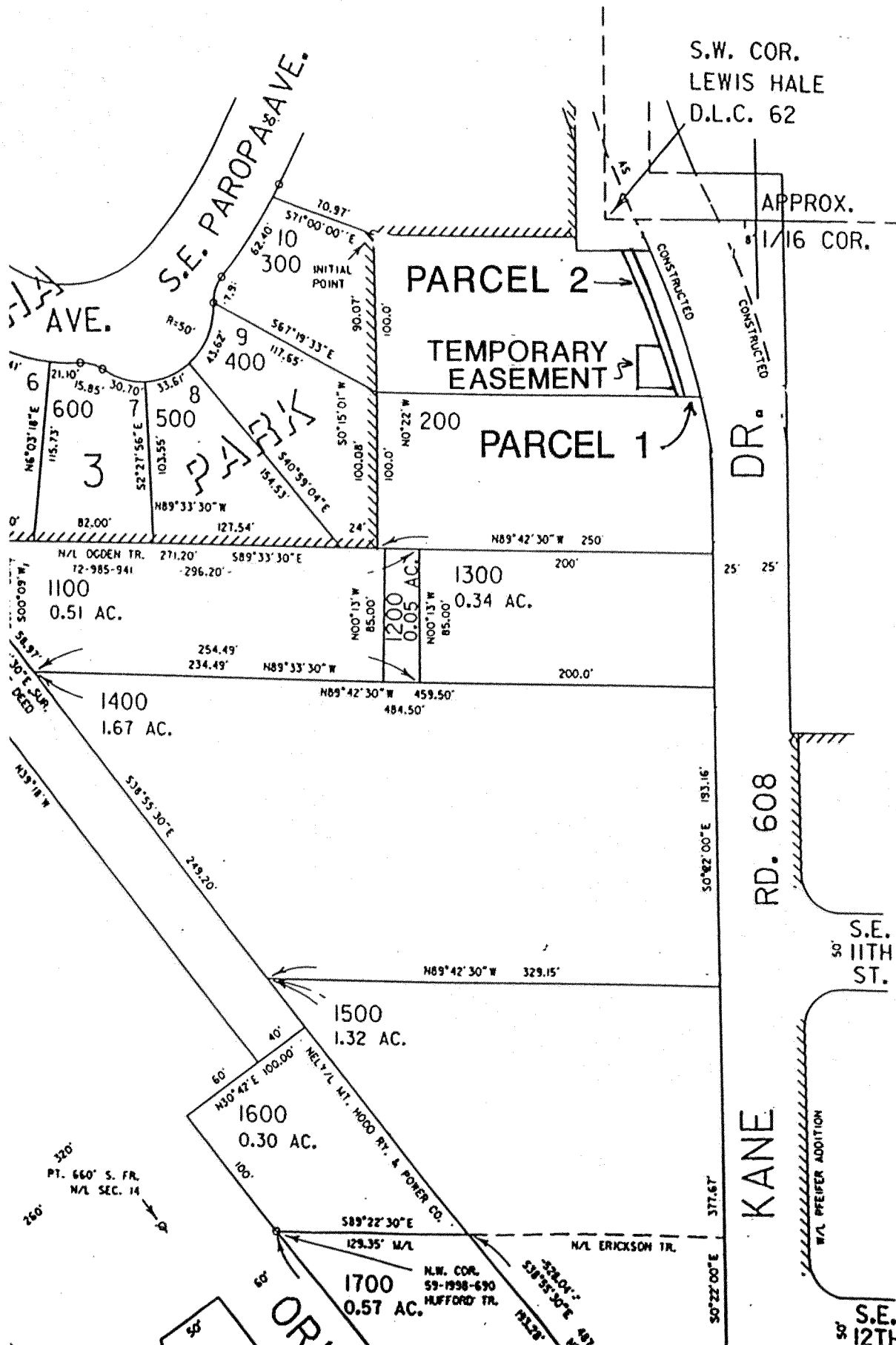




# EXHIBIT "C"

NO SCALE

IS 3E 14AB  
GRESHAM



## AGENDA PLACEMENT REQUEST

**BUD MOD #:**

**Board Clerk Use Only:**

**Meeting Date:** July 24, 2003

**Agenda Item #:** R-11

**Est. Start Time:** 10:20 AM

**Date Submitted:** 07/16/03

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**Requested Date:** 7/24/03

**Time Requested:** 10 min

**Department:** Non-Departmental

**Division:** Chair's Office

**Contact/s:** Laura Bridges

**Phone:** 503 988-3308

**Ext.:** 83971

**I/O Address:** 503/600

**Presenters:** Laura Bridges

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**Agenda Title:** RESOLUTION Expressing Multnomah County's Interest in Hosting the 2008/2009 National Association of Counties Conference and Exposition

**NOTE: If Ordinance, Resolution, Order or Proclamation, provide exact title. For all other submissions, provide clearly written title.**

- 
1. **What action are you requesting from the Board? What is the department/agency recommendation?** The Chair's office is asking the Board to support efforts to submit a bid to recruit the 2008/2009 National Association of Counties (NACo) Annual Conference and Exposition to Portland, Oregon in partnership with Portland Oregon Visitors Association (POVA).
  2. **Please provide sufficient background information for the Board and the public to understand this issue.** NACo is a national non-profit service association that represents the interests of County government at the federal level. Multnomah County is one of 2000 member counties.

In May of 2003 Chair Linn authorized POVA to submit a letter of intent to proceed with the bid process. POVA is coordinating the proposal. One of the components to a successful bid for the 2008/2009 conferences is a resolution from the County Commission agreeing to assume the financial responsibilities of the conference.

POVA is confident that Multnomah County would be successful in receiving financial assistance from the Visitor Development Fund to help defray financial obligations with any additional costs to be covered by finding outside funders. POVA has committed to assisting the County through the bid process as well as the conference planning process and is in the position of offering resources to help the County that may include finding other partners that may include AOC, other Oregon counties, other tourism focused associations, and private businesses. If Multnomah County is awarded the conference and it is determined the County can't spare the resources (financially or in manpower) the County can turn down the offer to host.

Multnomah County has a successful track record of hosting NACo. In 1998 with the primary support of POVA, Multnomah County put together a group of partner counties that included Clackamas, Marion, and Washington Counties and successfully submitted a proposal to host the conference in Portland. Once the bid was secured each County passed a resolution committing financial and staff resources to organizing the conference. With the balance of the counties providing smaller contributions to support the conference. The four host counties formed NACo 98, a 501c3 organization to fundraise and coordinate the conference. The host counties entered into a Memorandum of Understanding to ensure roles and responsibilities were clear.

3. **Explain the fiscal impact (current year and ongoing).** There is no current fiscal commitment at this time however it is estimated that it would cost over \$500,000 to host the conference. POVA predicts that the VDF could potentially contribute \$175,000, hotel rebates could cover \$50,000 with a balance of \$350,000-\$450,000 to be covered by outside sponsorship dollars and other partner counties.

The conference is expected to generate \$2.6 million in immediate impact (hotel, restaurants/meals/drinks, etc.) and may generate over \$17 million overall.

**NOTE: If a Budget Modification or a Contingency Request attach a Budget Modification Expense & Revenues Worksheet and/or a Budget Modification Personnel Worksheet.**

**If a budget modification, explain:**

- ❖ **What revenue is being changed and why?**
- ❖ **What budgets are increased/decreased?**
- ❖ **What do the changes accomplish?**
- ❖ **Do any personnel actions result from this budget modification? Explain.**
- ❖ **Is the revenue one-time-only in nature?**
- ❖ **If a grant, what period does the grant cover?**
- ❖ **When the grant expires, what are funding plans?**

**NOTE: Attach Bud Mod spreadsheet (FORM FROM BUDGET)**

**If a contingency request, explain:**

- ❖ **Why was the expenditure not included in the annual budget process?**

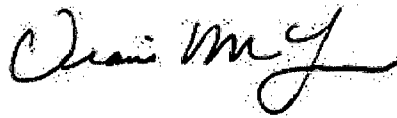
- ❖ What efforts have been made to identify funds from other sources within the Department/Agency to cover this expenditure?
- ❖ Why are no other department/agency fund sources available?
- ❖ Describe any new revenue this expenditure will produce, any cost savings that will result, and any anticipated payback to the contingency account.
- ❖ Has this request been made before? When? What was the outcome?

If grant application/notice of intent, explain:

- ❖ Who is the granting agency?
- ❖ Specify grant requirements and goals.
- ❖ Explain grant funding detail – is this a one time only or long term commitment?
- ❖ What are the estimated filing timelines?
- ❖ If a grant, what period does the grant cover?
- ❖ When the grant expires, what are funding plans?
- ❖ How will the county indirect and departmental overhead costs be covered?

4. Explain any legal and/or policy issues. N/A
5. Explain any citizen and/or other government participation that has or will take place. If Multnomah County successfully wins the bid we will be exploring the successful partnerships and MOUs that we entered into in 1995/1998 to host the 1998 conference. These entities will include the other Oregon counties, POVA, AOC, Tri-County Lodging, and private businesses.

**Required Signatures:**



Department/Agency Director:

Date: 07/16/03

Budget Analyst

By:

Date:

Dept/Countywide HR

By:

Date:

BEFORE THE BOARD OF COUNTY COMMISSIONERS  
FOR MULTNOMAH COUNTY, OREGON

**RESOLUTION NO. \_\_\_\_\_**

Expressing Multnomah County's Interest in Hosting the 2008/2009 National Association of Counties Convention and Exposition

**The Multnomah County Board of Commissioners Finds:**

- a. The National Association of Counties (NACo) is a non-profit service organization representing more than 40,000 elected and appointed policy making county officials of which Multnomah County is a member of good standing.
- b. Other counties in Oregon are active members of NACo, and County officials from Oregon currently hold and have held leadership positions in NACo and its affiliated organizations.
- c. NACo holds an annual meeting for its membership in July with a projected attendance of 4,500 including the members of its affiliated organizations, which meet in conjunction with the Conference.
- d. Multnomah County successfully hosted the 1998 NACo Conference and Exposition and has the experience and local facilities needed to host a conference of this magnitude.
- e. Hosting the 2008/2009 NACo Conference and Exposition will stimulate tourism and is expected to generate over \$ 17 million in revenue for tourist related businesses in the region.
- f. The 2008/2009 NACo Conference and Exposition will raise awareness of the important role of counties in Oregon and the Pacific Northwest.

**The Multnomah County Board of Commissioners Resolves:**

1. The Board of County Commissioners of Multnomah County in partnership with Portland Oregon Visitors Association will submit a proposal to host the 2008/2009 NACo Conference and Exposition.

ADOPTED this 24th day of July 2003.

BOARD OF COUNTY COMMISSIONERS  
FOR MULTNOMAH COUNTY, OREGON

\_\_\_\_\_  
Diane M. Linn, Chair

REVIEWED:

AGNES SOWLE, COUNTY ATTORNEY  
FOR MULTNOMAH COUNTY, OREGON

By \_\_\_\_\_

  
Agnes Sowle, County Attorney

BEFORE THE BOARD OF COUNTY COMMISSIONERS  
FOR MULTNOMAH COUNTY, OREGON

**RESOLUTION NO. 03-110**

Expressing Multnomah County's Interest in Hosting the 2008/2009 National Association of Counties Convention and Exposition

**The Multnomah County Board of Commissioners Finds:**

- a. The National Association of Counties (NACo) is a non-profit service organization representing more than 40,000 elected and appointed policy making county officials of which Multnomah County is a member of good standing.
- b. Other counties in Oregon are active members of NACo, and County officials from Oregon currently hold and have held leadership positions in NACo and its affiliated organizations.
- c. NACo holds an annual meeting for its membership in July with a projected attendance of 4,500 including the members of its affiliated organizations, which meet in conjunction with the Conference.
- d. Multnomah County successfully hosted the 1998 NACo Conference and Exposition and has the experience and local facilities needed to host a conference of this magnitude.
- e. Hosting the 2008/2009 NACo Conference and Exposition will stimulate tourism and is expected to generate over \$ 17 million in revenue for tourist related businesses in the region.
- f. The 2008/2009 NACo Conference and Exposition will raise awareness of the important role of counties in Oregon and the Pacific Northwest.

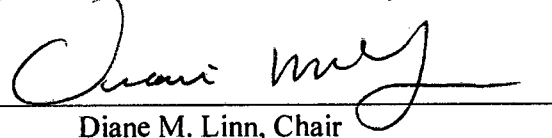
**The Multnomah County Board of Commissioners Resolves:**

1. The Board of County Commissioners of Multnomah County in partnership with Portland Oregon Visitors Association will submit a proposal to host the 2008/2009 NACo Conference and Exposition.

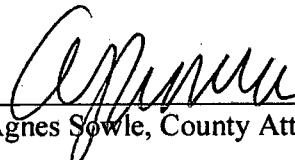
ADOPTED this 24th day of July 2003.



BOARD OF COUNTY COMMISSIONERS  
FOR MULTNOMAH COUNTY, OREGON

  
Diane M. Linn, Chair

AGNES SOWLE, COUNTY ATTORNEY  
FOR MULTNOMAH COUNTY, OREGON

By   
Agnes Sowle, County Attorney

## AGENDA PLACEMENT REQUEST

**BUD MOD #:**

**Board Clerk Use Only:**

**Meeting Date:** July 24, 2003

**Agenda Item #:** B-2

**Est. Start Time:** 11:15 AM

**Date Submitted:** 07/07/03

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**Requested Date:** July 24, 2003

**Time Requested:** 30 to 45 minutes

**Department:** Non-Departmental

**Division:** Commission District 3

**Contact/s:** Terri Naito

**Phone:** 503 988-5217

**Ext.:** 84105

**I/O Address:** 503/6

**Presenters:** Multnomah County Commissioner Lisa Naito; Washington County Commission Chair Tom Brian; Portland Commissioner Erik Sten; Gary Conkling of Conkling Fiskum & McCormick

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**Agenda Title:** BRIEFING: Report regarding the Regional Power Study Group and participation in discussions with other counties and the City of Portland regarding a possible public acquisition of Portland General Electric.

**NOTE: If Ordinance, Resolution, Order or Proclamation, provide exact title. For all other submissions, provide clearly written title.)**

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- 1. What action are you requesting from the Board? What is the department/agency recommendation?**

None. Briefing only.

- 2. Please provide sufficient background information for the Board and the public to understand this issue.**

Resolution No. 02-122, "Authorizing County Participation in Public Acquisition of Portland General Electric," authorized participation in discussions with other counties and the City of Portland regarding a possible public acquisition of Portland General Electric, and asked for regular reports to the Board as well as recommendations of further

actions as appropriate until there is a satisfactory transfer of PGE assets and business that satisfies the public interest.

**3. Explain the fiscal impact (current year and ongoing).**

None.

**NOTE: If a Budget Modification or a Contingency Request attach a Budget Modification Expense & Revenues Worksheet and/or a Budget Modification Personnel Worksheet.**

**If a budget modification, explain:**

- ❖ What revenue is being changed and why?
- ❖ What budgets are increased/decreased?
- ❖ What do the changes accomplish?
- ❖ Do any personnel actions result from this budget modification? Explain.
- ❖ Is the revenue one-time-only in nature?
- ❖ If a grant, what period does the grant cover?
- ❖ When the grant expires, what are funding plans?

**NOTE: Attach Bud Mod spreadsheet (FORM FROM BUDGET)**

**If a contingency request, explain:**

- ❖ Why was the expenditure not included in the annual budget process?
- ❖ What efforts have been made to identify funds from other sources within the Department/Agency to cover this expenditure?
- ❖ Why are no other department/agency fund sources available?
- ❖ Describe any new revenue this expenditure will produce, any cost savings that will result, and any anticipated payback to the contingency account.
- ❖ Has this request been made before? When? What was the outcome?

**If grant application/notice of intent, explain:**

- ❖ Who is the granting agency?
- ❖ Specify grant requirements and goals.
- ❖ Explain grant funding detail – is this a one time only or long term commitment?
- ❖ What are the estimated filing timelines?
- ❖ If a grant, what period does the grant cover?
- ❖ When the grant expires, what are funding plans?
- ❖ How will the county indirect and departmental overhead costs be covered?

**4. Explain any legal and/or policy issues.**

As found in Resolution No. 02-122, Multnomah County believes that public acquisition of PGE assets and business could be beneficial to the residents and businesses of this region. Further, 02-122 resolved to participate in discussions with other counties and the City of Portland regarding a possible public acquisition of Portland General Electric.



**5. Explain any citizen and/or other government participation that has or will take place.**

Publicly noticed meetings have been held periodically since the fall of 2002 by the Regional Power Study Group (members include representatives from Multnomah, Washington, Clackamas and Marion Counties). Citizens representing utility consumer advocacy organizations, the press, and the utilities have occasionally been in attendance.

**Required Signatures:**

**Department/Agency Director:**



**Date:** June 30, 2003

**Budget Analyst**

**By:**

**Date:**

**Dept/Countywide HR**

**By:**

**Date:**

BEFORE THE BOARD OF COUNTY COMMISSIONERS  
FOR MULTNOMAH COUNTY, OREGON

**RESOLUTION NO. 02-122**

Authorizing County Participation in Public Acquisition of Portland General Electric

**The Multnomah County Board of Commissioners Finds:**

- a. Portland General Electric (PGE) provides electricity to residents and businesses throughout Multnomah County and Northwest Oregon.
- b. PGE is a wholly owned subsidiary and the largest asset of Enron Corporation (Enron), and Enron is involved in a Chapter 11 proceeding in U.S. Bankruptcy Court in New York.
- c. Enron's actions and business conduct have had a substantial negative impact on PGE's financial health, including potential responsibility for liabilities of Enron. These financial impacts on PGE may affect its ability to provide a stable supply of electricity at the lowest possible rates to Multnomah County and Northwest Oregon residents and businesses.
- d. Enron's current management and creditors have announced an auction to sell PGE, with decisions on possible new ownership by the end of 2002.
- e. It is in the interest of Multnomah County, Northwest Oregon and all PGE ratepayer's that PGE, or a successor utility, provide safe, reliable electrical service at stable, reasonable rates. There should be no continuing liability for Enron's actions or its debts. Management must be responsive to local needs and priorities, dedicated to its local employees, and committed to the economic and environmental well being of Multnomah County and Northwest Oregon. These public interests should be considered in the sale or transfer of PGE assets and business.
- f. Multnomah County believes that public acquisition of PGE assets and business could be beneficial to the residents and businesses of this region
- g. The City of Portland has resolved to enter into discussions with Enron and its creditors, and with other interested governments, to possibly acquire PGE. Counties are also discussing opportunities to possibly acquire PGE. One unified proposal would best serve the public's interest.


**The Multnomah County Board of Commissioners Resolves:**

1. Commissioner Lisa Naito, District 3, and Chair Diane Linn are authorized to act on behalf of Multnomah County to:
  - a. Participate in discussions with other counties and the City of Portland regarding a possible public acquisition of Portland General Electric.
  - b. Report regularly to the Board and recommend further action as appropriate until there is a satisfactory transfer of PGE assets and business that satisfies the public interest.
2. The Board authorizes expenditure of up to \$75,000 as needed to examine public power options, governance and financing models, and related issues to provide guidance on the acquisition. Any expenditure will be reimbursed from debt proceeds.

ADOPTED this 19th day of September, 2002.

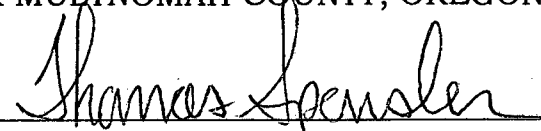


BOARD OF COUNTY COMMISSIONERS  
FOR MULTNOMAH COUNTY, OREGON

  
Lonnie Roberts, Vice-Chair

REVIEWED:

THOMAS SPONSER, COUNTY ATTORNEY  
FOR MULTNOMAH COUNTY, OREGON

By   
Thomas Sponsler, County Attorney



CITY OF

## PORTLAND, OREGON

COMMISSIONER ERIK STEN

1221 SW Fourth Avenue, Room 240  
Portland, OR 97204-1998  
(503) 823-3589  
Fax (503) 823-3596  
erik@ci.portland.or.us  
www.ci.portland.or.us

### Q&A

## Resolution on the Future of Portland General Electric

### What is the current situation?

On July 11<sup>th</sup>, Enron submitted its Reorganization Plan to the federal bankruptcy court. The Plan states the Portland General Electric's (PGE) stock will be redistributed to its creditors or the company will be sold.

### What is the City of Portland trying to do? Why?

The Portland City Council has consistently stated that they will do what they can to make sure that Oregonians interests are represented as decisions are made about the future of Portland General Electric (PGE.)

The City Council wants to ensure that any new owner of PGE will provide energy at a stable, competitive price. They also want to be sure that the new owner will commit to running the utility for the long-term, respond to customers' needs, provide good, efficient management and that they be focused on local issues such as the region's economy and the environment.

### What criteria will the City of Portland use to evaluate a proposal?

In August 2002, the Portland City Council passed a resolution that stated the principles they were pursuing. These included:

- System safety
- Reliable service
- Stable ownership
- Reasonable rates
- No ratepayer responsibility for Enron's liabilities or for PGE's liabilities if associated with Enron or undertaken irresponsibly
- Environmental ethic and investment
- Investment in PGE (maintenance and generation)

The Portland City Council believes that all proposals put forward by Enron should be scrutinized carefully to make sure it is good for Oregon in light of these guiding principles.

**Why is the City interested in who owns PGE?**

It matters who owns PGE because owners make many decisions about investment and customer service. Electricity is a necessity of life in this modern age and a vital component of a community's economic health. The Portland City Council wants PGE to be owned by an entity that cares about customers and the vitality of our community. Without local intervention, PGE could be sold—and perhaps quickly resold—by companies trying to turn a quick profit or by creditors trying to collect on Enron's unpaid debts. In the end, it is Oregonians who will pay these costs.

**How does the Enron bankruptcy affect Portland?**

PGE is one of Enron's single largest assets. Since Enron has declared bankruptcy, discussions about its fate are taking place among creditors, Enron executives and a federal bankruptcy judge. The federal bankruptcy judge must decide whether the Reorganization Plan is acceptable under the federal bankruptcy law. Enron's creditors want money to pay back the company's debts, and they may decide to sell off PGE—in whole or in pieces—to get their money back. Each of these entities is focused on Enron and its economic problems. None of these entities is charged with being concerned with the long-term economic viability of PGE.

**Will the City condemn PGE?**

Public ownership is just one option. Condemnation may or may not be a part of the public ownership process. The Portland City Council is currently talking with other cities, counties, citizens, and industry to figure out what the next best step is in this process. Whatever steps the City Council take will be deliberative and made with a great deal of thought and public input.

**Won't the threat of condemnation by Portland scare businesses away from Oregon?**

High electricity prices are far more likely to hurt business, like the 50 percent increases in rates that we've seen for PGE's industrial customers. A well-managed utility with stable and fair electric rates is the best thing for business.

**If PGE does become a public utility, will electric rates go up?**

A publicly owned utility could provide competitive rates for electricity customers for a number of reasons. For example, local governments, like the City of Portland, have access to low-interest financing that private companies do not. Public utilities don't pay federal taxes. And we aren't required to return a profit to shareholders—any profits generated could be used to benefit customers and the community.

Public ownership may be the lowest-cost option available given the other possible scenarios for PGE. Right now, we have no control over to whom, under what conditions, when and for how much PGE will be sold, even though those decisions will have an impact on the price and supply of our electricity.

**How much is this going to cost taxpayers? Does it mean higher taxes?**

Taxes would not be raised to pay for a purchase of PGE. It would be financed through special revenue bonds, not general obligation bonds.

**What other options for ownership exist?**

There is a wide array of options. The possibilities range from a private company who meets our goals and objectives for the community to a Public Utility District. What's important is that we want to get involved and prevent a decision that might hurt Portland and Oregon.

**What about PGE employees?**

PGE employees may get overlooked in the Enron bankruptcy process. That's one of the reasons the City Council would like some input into this process. In the event PGE were to become publicly owned, it is more likely that the management would be more responsive to the local needs and priorities of its current employees.

**What happens to other cities?**

PGE's service territory extends into 5 counties and 51 cities. We have begun the process of communicating with all the local governments involved and asked them for their input.

Some cities have certain powers that not all other local jurisdictions have —such as the power to condemn PGE. However, it's important that this effort be of benefit to all communities who would be affected.

**What about PacifiCorp?**

Any public purchase of PGE involving the Portland City Council would not affect PacifiCorp or Pacific Power's customers. PacifiCorp would continue to operate in their own service territory, which includes parts of North and NE Portland and other parts of Oregon.

The Portland City Council is not interested in condemning or purchasing PacifiCorp. They have been and remain a stable and viable business and an involved community partner.

**What happens next?**

A delegation from the City of Portland intends to meet with the Enron creditors committee and make our objectives clear. These include energy provided at the lowest possible cost, a stable owner interested in running PGE for the long-term, responsive customer service, efficient management and an owner interested in the needs of the community.

Depending on the outcome of the discussions, a decision will be made as to what to do—either working with the committee to identify an acceptable private owner, or proceeding towards some form of public ownership. In the meantime, Portland will continue to talk with other cities, the State of Oregon and community leaders to make sure we are proceeding in a way that works for the region. At some point, Mayor Katz and Commissioner Sten will bring a recommendation for further action back to the City Council.