

ANNOTATED MINUTES

Tuesday, November 4, 2003 - 9:30 AM
Multnomah Building, First Floor Commissioners Boardroom 100
501 SE Hawthorne Boulevard, Portland

BOARD BRIEFINGS

Chair Diane Linn convened the meeting at 9:31 a.m., with Vice-Chair Maria Rojo de Steffey and Commissioners Lisa Naito, Serena Cruz and Lonnie Roberts present.

- B-1 Briefing on the Current Regional Efforts Underway Concerning Emergency Management and Homeland Security. Presented by Tom Simpson.

TOM SIMPSON PRESENTATION AND RESPONSE TO BOARD QUESTIONS AND COMMENTS ON ISSUES INCLUDING FEMA TRAINING, JURISDICTIONAL COMMAND AND LEARNING FROM ACTUAL EVENTS.

- B-2 Briefing and Board Discussion on Briefing Regarding Multnomah County Personal Income Tax Spending Resolution and Administrative Rule for Schools Located Outside of the County. Presented by Karyne Dargan, Dave Boyer and Kathy Turner.

CHAIR DIANE LINN, DAVE BOYER, KATHY TURNER, RHYS SCHOLES, MELISSA CHERNAIK AND OTTO SCHELL PRESENTATIONS AND RESPONSE TO BOARD QUESTIONS AND DISCUSSION ON ISSUES INCLUDING SCHOOL DISTRICT BOUNDARIES WITHIN MULTNOMAH COUNTY; SCAPPOOSE SCHOOL DISTRICT'S SCHOOL IN MULTNOMAH COUNTY'S SAUVIE ISLAND; RATIONALE OF REFUND TO PROTECT AGAINST DOUBLE TAXATION; FOUNDATION VERSUS INTERGOVERNMENTAL AGREEMENT; MEASURES 28 AND 30; DRAFT SPENDING RESOLUTION OPTIONS; REAFFIRMING ORIGINAL BOARD REFUND POLICY IF STATE RESTORES FUNDING; YES ON 30 CAMPAIGN

CONCEPT; COUNTY OPTIONS IF STATE RESTORES FUNDING; PUTTING STATEMENT IN VOTER'S PAMPHLET; FLAT RATE; SURCHARGE; PROGRESSIVE TAX; CREATING FAIR AND BALANCED FORMULA; REQUEST FOR BOARD SUPPORT OF A CLARIFYING MEASURE OR POSSIBLE REFERENDUM ON THE BALLOT. COUNTY ATTORNEY AGNES SOWLE PRESENTATION ON BALLOT MEASURE PUBLIC HEARING AND RESOLUTION AND VOTER'S PAMPHLET TIMELINES AND COSTS.

There being no further business, the meeting was adjourned at 10:39 a.m.

Thursday, November 6, 2003 - 9:30 AM
Multnomah Building, First Floor Commissioners Boardroom 100
501 SE Hawthorne Boulevard, Portland

REGULAR MEETING

Chair Diane Linn convened the meeting at 9:32 a.m., with Vice-Chair Maria Rojo de Steffey and Commissioners Lisa Naito, Serena Cruz and Lonnie Roberts present.

CONSENT CALENDAR

UPON MOTION OF COMMISSIONER ROJO, SECONDED BY COMMISSIONER ROBERTS, THE CONSENT CALENDAR (ITEMS C-1 THROUGH C-5) WAS UNANIMOUSLY APPROVED.

NON-DEPARTMENTAL

C-1 Appointments of Mildred Moore and Geneva Perez to the Multnomah County COMMUNITY HEALTH COUNCIL

DEPARTMENT OF COUNTY HUMAN SERVICES

C-2 ORDER Authorizing Designees of the Mental Health Program Director to Direct a Peace Officer to Take an Allegedly Mentally Ill Person into Custody

ORDER 03-152.

PUBLIC CONTRACT REVIEW BOARD

- C-3 ORDER Approving Exemption from Formal Competitive Bidding the Contract with Pacific Integrated Handling for the Purchase of a Replacement White Garment Conveyer System

ORDER 03-153.

DEPARTMENT OF COMMUNITY JUSTICE

- C-4 Budget Modification 04_DCJ_BCC_07 Adding \$59,943 in Portland Community College Grant Revenue to the Department of Community Justice Federal/State Budget

COMMISSION ON CHILDREN, FAMILIES AND COMMUNITY

- C-5 Amendment 1 to Government Revenue Contract (190 Agreement) 0410478 with the Oregon Commission on Children and Families

REGULAR AGENDA

PUBLIC COMMENT

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.

NO ONE WISHED TO COMMENT.

- R-2 Strategic Investment Program Audit: Policy Update Needed. Presented by Suzanne Flynn and Mark Ulanowicz.

SUZANNE FLYNN WITH MARK ULANOWICZ PRESENTATION. DUKE SHEPARD COMMENTS ON AUDIT AND RESPONSE TO QUESTION OF COMMISSIONER CRUZ, ADVISING HE WILL BRING THE NEW POLICY TO THE BOARD FOR FORMAL ADOPTION. COMMISSIONER CRUZ EXPRESSED APPRECIATION FOR THE AWARD WINNING WORK OF THE AUDITORS. MS. FLYNN CLARIFIED THAT THE AUDIT RECOMMENDED POLICY UPDATES IN TWO AREAS; SPENDING

AND PURPOSE OF PROGRAM AND WHAT COUNTY INTENDS TO DO WITH IT. CHAIR LINN ACKNOWLEDGED SAME.

- R-3 RESOLUTION Establishing Multnomah County Temporary Personal Income Tax (ITAX) Spending Policy for County Schools, Human Services, Public Safety

COMMISSIONER CRUZ MOVED AND COMMISSIONER ROJO SECONDED, APPROVAL OF R-3. DAVE BOYER EXPLANATION AND RESPONSE TO BOARD QUESTIONS, ADVISING THE MONEY WILL NOT BE SHIFTED AND STAFF WILL COME BACK TO THE BOARD FOR ANY ADMINISTRATIVE MATTERS AND/OR REQUESTS FOR CHANGES. RESOLUTION 03-154 UNANIMOUSLY ADOPTED.

- R-4 RESOLUTION Adopting Administrative Rules to Implement Personal Income Tax [Addition of Section 11-633 – Refunds for Residents in Out of County School Districts]

COMMISSIONER CRUZ MOVED AND COMMISSIONER NAITO SECONDED, APPROVAL OF R-4 FOR PURPOSES OF DISCUSSION. DAVE BOYER EXPLANATION OF REFUNDS FOR COUNTY RESIDENTS IN OUT OF COUNTY SCHOOL DISTRICTS WITH THE EXCEPTION OF SCAPPOOSE SCHOOL DISTRICT'S SAUVIE ISLAND SCHOOL. IN RESPONSE TO QUESTIONS OF THE BOARD, MR. BOYER DISCUSSED LOCAL OPTION TAXES; EFFORTS TO MAKE SURE TAXES ARE FAIR AND FOLKS ARE NOT DOUBLE TAXED; AND CLARIFIED THAT JUST THE SCHOOLS PORTION OF TAXES WILL BE REFUNDED, NOT THE PORTION FOR HUMAN SERVICES AND PUBLIC SAFETY SERVICES PROVIDED BY MULTNOMAH COUNTY. COMMISSIONER CRUZ ADVISED SHE FEELS THAT THE PROPOSED TAXPAYER REFUND SOLUTION IS NOT CLEAN AND CLEAR ENOUGH FOR HER TO SUPPORT; THAT SHE FEELS THE FAIREST WAY TO HANDLE IT WOULD BE TO

JUST GIVE MONEY TO THE BEAVERTON, HILLSBORO, LAKE OSWEGO AND SCAPPOOSE SCHOOL DISTRICTS. COMMISSIONER CRUZ ADVISED SHE WILL BE VOTING NO. JULIE CLEVELAND TESTIMONY IN SUPPORT OF THE POSITION OF COMMISSIONER CRUZ. RESOLUTION 03-156 ADOPTED, WITH COMMISSIONERS VOTING AYE, AND COMMISSIONER VOTING NO.

- R-5 PUBLIC HEARING and Consideration of Budget Modification OSCP 04 to Appropriate \$35,000 General Fund Contingency to Provide Bridge Funding through July 1, 2004 for Kelly Community House. Presented by Commissioner Lisa Naito, Chris Bekemeier, Khadim Chishti, John Horn and Invited Others. 45 MINUTES REQUESTED.

COMMISSIONER NAITO MOVED AND COMMISSIONER ROJO SECONDED, APPROVAL OF BUDGET MODIFICATION OSCP 04 IN THE AMENDED AMOUNT OF \$4,500.00 GENERAL FUND CONTINGENCY APPROPRIATION. KHADIM CHISHTI OF LUTHERAN COMMUNITY SERVICES;, JOHN HORN OF KELLY COMMUNITY SCHOOL; CASSANDRA GARRISON OF OREGON FOODBANK; AND LAURA KNECHTGES OF KELLY COMMUNITY HOUSE PRESENTATIONS IN SUPPORT OF FUNDING FOR THE PROGRAMS AND SERVICES. KRISTA HAMILTON AND SELENA ROSS TESTIMONY IN SUPPORT OF FUNDING FOR KELLY COMMUNITY HOUSE PROGRAMS AND SERVICES. COMMISSIONER ROJO ADVISED SHE IS HAPPY TO SUPPORT THIS ONE MONTH REPRIEVE IN ORDER TO ALLOW KELLEY COMMUNITY HOUSE TO SEEK OTHER FUNDING AVENUES. COMMISSIONER ROJO ADVISED THAT THE ONLY ORGANIZATION SERVING HOMELESS YOUTH, THE OUTSIDE INN PROGRAM IS IN FUNDING JEOPARDY TOO. COMMISSIONER CRUZ ADVISED SHE SUPPORTS THE AMENDED BUDGET MODIFICATION AMOUNT TO ALLOW KELLEY COMMUNITY HOUSE TO CONTINUE UNTIL THE BOARD LOOKS AT THE SCHOOL-AGED POLICY

FRAMEWORK AND CUT IMPLICATIONS. COMMISSIONER CRUZ, CHAIR LINN AND COMMISSIONER NAITO EXPRESSED APPRECIATION FOR ALL THE FOLKS HERE TODAY. BUDGET MODIFICATION UNANIMOUSLY APPROVED, AS AMENDED.

DEPARTMENT OF BUSINESS AND COMMUNITY SERVICES

R-6 First Reading and Possible Adoption of an ORDINANCE Amending County Land Use Code, Plans and Maps to Adopt Portland's Recent Land Use Code, Plan and Map Revisions in Compliance with Metro's Functional Plan and Declaring an Emergency

ORDINANCE READ BY TITLE ONLY. COPIES AVAILABLE. COMMISSIONER CRUZ MOVED AND COMMISSIONER ROJO SECONDED, APPROVAL OF FIRST READING AND ADOPTION. GARY CLIFFORD EXPLANATION. NO ONE WISHED TO TESTIFY. ORDINANCE 1019 UNANIMOUSLY ADOPTED.

COMMISSION ON CHILDREN, FAMILIES AND COMMUNITY

R-7 RESOLUTION Adopting the Poverty Elimination Framework: Findings and Policy Recommendations. Presented by Wendy Lebow, Mary Li, Marilyn Miller and Diane Cohen-Alpert.

COMMISSIONER CRUZ MOVED AND COMMISSIONER ROJO SECONDED, APPROVAL OF R-7. COMMISSIONER CRUZ AND CHAIR LINN GREETED GRESHAM POLICE CHIEF CARLA PILUSO, NEW CHAIR OF THE COMMISSION ON CHILDREN, FAMILIES AND COMMUNITY. WENDY LEBOW, DIANE COHEN-ALPERT, MARILYN MILLER AND MARY LI PRESENTATIONS AND COMMENTS IN SUPPORT. COMMISSIONERS ROBERTS AND NAITO COMMENTS IN SUPPORT. BETH KAYE AND JEAN DEMASTER TESTIMONY IN SUPPORT. CHAIR LINN AND COMMISSIONER CRUZ COMMENTS IN SUPPORT. RESOLUTION 03-157 UNANIMOUSLY ADOPTED.

The meeting was recessed at 11:13 a.m. and reconvened at 11:20 a.m.

NON-DEPARTMENTAL

R-1 PROCLAMATION in Observance of Veterans Day November 11, 2003, Honoring County Employees who are Veterans or Currently Serving in the Military

COMMISSIONER CRUZ MOVED AND COMMISSIONER NAITO SECONDED, APPROVAL OF R-1. CHAIR LINN READ PROCLAMATION. COMMISSIONERS ROJO, CRUZ, NAITO AND ROBERTS, ANDY SMITH AND TIMSHEL TARBEL READ THE NAMES OF THE OVER 200 COUNTY EMPLOYEES WHO ARE VETERANS, CURRENTLY SERVING IN THE MILITARY, AND THOSE WHO HAVE BEEN CALLED FOR ACTIVE DUTY. PROCLAMATION 03-154 UNANIMOUSLY APPROVED. ATTENDEES INVITED TO SHARE CAKE AND BEVERAGES.

There being no further business, the meeting was adjourned at 11:42 a.m.

BOARD CLERK FOR MULTNOMAH COUNTY, OREGON

Deborah L. Bogstad



Multnomah County Oregon

Board of Commissioners & Agenda

connecting citizens with information and services

BOARD OF COMMISSIONERS

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NOVEMBER 4 & 6, 2003

BOARD MEETINGS

FASTLOOK AGENDA ITEMS OF INTEREST

Pg 2	9:30 a.m. Tuesday Emergency Management and Homeland Security Briefing
Pg 2	9:45 a.m. Tuesday County Personal Income Tax Briefing
Pg 3	9:30 a.m. Thursday Veterans' Day Recognition
Pg 3	10:15 a.m. Thursday County Temporary Personal Income Tax Spending Policy for County Schools, Human Services, Public Safety
Pg 3	10:45 a.m. Thursday Public Hearing on Bridge Funding for Kelly Community House
Pg 4	11:30 a.m. Thursday Ordinance Amending County Land Use Code, Plans and Maps to Adopt Portland Code, Plan and Maps in Compliance with Metro's Functional Plan
Pg 4	11:35 a.m. Thursday Resolution Adopting Poverty Elimination Framework Plan Document

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

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- B-2 Briefing and Board Discussion on Briefing Regarding Multnomah County Personal Income Tax Spending Resolution and Administrative Rule for Schools Located Outside of the County. Presented by Karyne Dargan, Dave Boyer and Kathy Turner. 75 MINUTES REQUESTED.
-

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REGULAR MEETING

CONSENT CALENDAR - 9:30 AM **NON-DEPARTMENTAL**

- C-1 Appointments of Mildred Moore and Geneva Perez to the Multnomah County COMMUNITY HEALTH COUNCIL

DEPARTMENT OF COUNTY HUMAN SERVICES

- C-2 ORDER Authorizing Designees of the Mental Health Program Director to Direct a Peace Officer to Take an Allegedly Mentally Ill Person into Custody

PUBLIC CONTRACT REVIEW BOARD

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COMMISSION ON CHILDREN, FAMILIES AND COMMUNITY

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DEPARTMENT OF BUSINESS AND COMMUNITY SERVICES - 11:30 AM

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COMMISSION ON CHILDREN, FAMILIES AND COMMUNITY - 11:35 AM

R-7 RESOLUTION Adopting the Poverty Elimination Framework: Findings and Policy Recommendations. Presented by Wendy Lebow, Mary Li, Marilyn Miller and Diane Cohen-Alpert. 30 MINUTES REQUESTED.

AGENDA PLACEMENT REQUEST

BUD MOD #:

Board Clerk Use Only:

Meeting Date: November 4, 2003

Agenda Item #: B-1

Est. Start Time: 9:30 AM

Date Submitted: 09/08/03

Requested Date: November 4, 2003

Time Requested: 15 Minutes

Department: Business and Community Services

Division: Emergency Management

Contact/s: Tom Simpson

Phone: 503 988-4233

Ext.: 84233

I/O Address: 503/6

Presenters: Tom Simpson

Agenda Title: Briefing on the Current Regional Efforts Underway Concerning Emergency Management and Homeland Security.

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?** This is a briefing only. No action requested.

2. **Please provide sufficient background information for the Board and the public to understand this issue.** Over the course of the last 12 months there have been numerous local, state and national initiatives surrounding the field of emergency management and homeland security. These initiatives have touched numerous county agencies and departments and jurisdictions within the County. Recently the receipt of the Urban Area Security Initiative and the creation of the Governor's Homeland Security Council's Regional Approach has drawn attention to the issue of coordination between the grants, plans and ideas.

The purpose of the briefing is to acquaint the Board of Commissioners with the current activities Multnomah County is involved with and how it ties together.

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

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.** Some of the cooperative agreements may require intergovernmental agreements, others may require budget modifications (such as grants). Generally, these initiatives are in line with current Board direction for Emergency Management.
- 5. Explain any citizen and/or other government participation that has or will take place.** Multnomah County Emergency Management is working closely with four other counties and numerous cities on these initiatives.

Required Signatures:

Department/Agency Director: _____



Date: 09/04/03

1. Administrative Rule 11.633 discussion.
 2. ITAX Options
 - Commissioner Cruz Proposal on Spending
 - Proportional reduction among schools and County
 3. Draft Spending Resolution (Commissioner Naito and Chair Linn Proposal)
3. Explain the fiscal impact (current year and ongoing). No budgetary action needed

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

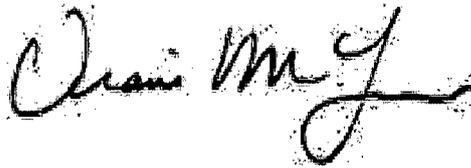
If a budget modification, explain:

- ❖ 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)

4. Explain any legal and/or policy issues. Meets the County's legal requirements and is consistent with County policies
5. Explain any citizen and/or other government participation that has or will take place. None.

Required Signatures:



Department/Agency Director:

Date: 10/29/03

Budget Analyst

By:

Date:

Dept/Countywide HR

By:

Date:

BEFORE THE BOARD OF COUNTY COMMISSIONERS
FOR MULTNOMAH COUNTY, OREGON

RESOLUTION NO. _____

Multnomah County Temporary Personal Income Tax (ITAX) Spending Policy for County Schools, Human Services, Public Safety

The Multnomah County Board of Commissioners Finds:

- a. On March 13, 2003, the Multnomah County Board of Commissioners passed Resolution 03-037 resolving, in part, to refer a Measure to the voters to impose a personal income tax.
- b. On May 20, 2003, the voters of the County passed a temporary three year personal income tax, Measure 26-48, "Measure" that will provide an estimated \$128,000,000 to \$135,000,000 each fiscal year in funding for County School Districts, County Programs, Auditing and Collection Costs.
- c. The personal income tax rate is 1.25% on Oregon taxable income after deducting for either single exemptions of \$2,500 or joint exemptions of \$5,000 and is levied on County residents.
- d. The personal income tax is effective January 1, 2003 and terminates December 31, 2005, and will fund School and County programs for fiscal years 2003/2004, 2004/2005 and 2005/2006.
- e. The personal income tax is due on April 15 beginning in year 2004 and ending in year 2006.
- f. It is expected that the majority of the tax receipts will be received by the County in April, May and June of each year.
- g. Funds from the personal income tax will be distributed to the School District and the County based on the Base Funding estimates in the table below:

	Base Funding Amount	Percent of Total
County Schools	\$93,327,900	70.5%
County Health & Human Service Programs	\$16,000,000	12.1%
County Public Safety Programs	\$16,000,000	12.1%
Administration	\$7,008,510	5.3%
Total	\$132,336,410	100.0%

- h. The Measure's Explanatory Statement included language that stated "If the State restores funding for county public schools, public safety, or human services during the next three years, the Board will consider immediate termination or reduction of this tax".
- i. The County has established the base funding amount for County Public Schools at \$93.4 million a year, County Public Safety Programs and Health & Human Service Programs identified on Exhibit A and B at \$32 million a year and collection costs at \$7 million per year. These funding levels may be adjusted by the growth in the Portland Consumer Price Index All Urban Consumers (CPI-U).
- j. HB 5077 appropriates \$5.2 billion in state resources to the Department of Education for the 2003/2005 biennium State School Fund. The bill reduces the 2004/2005 State School Fund appropriation by an estimated \$285 million if the graduated income tax assessment component and other revenue enhancements of the legislature's revenue package (HB2152) is referred by petition to voters and rejected.

The Multnomah County Board of Commissioners Resolves:

- 1. That the school districts will receive the total of the Base Funding Amount for schools over the three fiscal years reduced by any State appropriation to the Department of Education that exceeds \$4.8 billion in both the 2003/2005 and the 2005/2007 biennium.
- 2. That the County programs will receive the total of the Base Funding Amount for County programs and collection costs over the three fiscal years.
- 3. That the following is the Multnomah County Spending Policy of ITAX funds for fiscal years 2003/2004, 2004/2005 and 2005/2006:
 - a. The County will reduce the ITAX if the State funds County schools over \$ 93.4 million (adjusted by CPI-U) level in each of the three fiscal years.
 - b. The County will reduce the ITAX if the State funds County Public Safety Programs and County Health & Human Service Programs identified on Exhibit A and B over \$32 million (adjusted by CPI-U) level in each of the three fiscal years.
 - c. The County will not increase the ITAX rate if ITAX collections do not meet the estimated collections of \$133 million (adjusted by CPI-U) in each fiscal year.
 - d. The County will reduce the ITAX if ITAX collections exceed \$133 million (adjusted by CPI-U) in each fiscal year.

- e. The County will not fund any additional Public Safety or Health & Human Service programs with ITAX funds that are not identified on Exhibit A and B.
- f. The ITAX funds will be accounted for over the three year ITAX period.
- g. Due to potential delayed ITAX collections, the County may reserve ITAX funds to ensure that County Public Schools will receive \$ 93.4 million (adjusted by CPI-U) in each of the three fiscal years.
- h. Due to potential delayed ITAX collections, the County may reserve funds to ensure that County Public Safety and Health & Human Service Programs identified on EXHIBITS A and B receive \$32 million (adjusted by CPI-U) in each of the three fiscal years.
- i. The County will review ITAX collections and State Funding levels by April 15th of each fiscal year and determine the appropriate action to take regarding the ITAX.

ADOPTED this 6th day of November, 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

PUBLIC SAFETY GROUP

Measure 26-48 Revenue Proposal

Working Draft - April 8, 2003

Proposal	Amount
<u>Incarceration and Sentencing</u>	
Jail Beds: Funds operations of 386 medium security jail beds that will house convicted person-to-person crime offenders who are of highest risk to the community. Operations includes security and constitutionally mandated health care for inmates. Also funds jail beds for offenders who have failed community supervision programs and need to be removed from the community.	5,243,627
Corrections Mental Health: Funds medical services in jail to assist in dealing with inmates in the jail who have a mental illness and pose a danger to themselves and others. By providing mental health services in jail, the county can better and more cost effectively manage this population in the jails with less risk to inmates and staff. Staff can also work to transition persons to the community in a more stable condition to significantly reduce further criminal activity and risk to the community.	330,700
Parole and Probation: Funds officers who provide close supervision to approximately 300 high and medium risk adult offenders in order to protect the community, ensure offender accountability and avert criminal behavior. Services include close monitoring of high-risk offenders such as sex offenders, specialized gang programs, specialized services for offenders with mental health problems, imposition of intermediate sanctions and education and communication with victims and community groups. Also restores sanctions and services to over 700 offenders including assessment, case management and referral to appropriate community resources such as alcohol and drug treatment, cognitive restructuring, employment services, access to educational programs and mental health services. Also restores annual supervision of about 4,200 property, drug and other offenders who have been released from jail to ensure that they report for trial.	943,500
Subtotal: Incarceration and Sentencing	6,517,827
<u>Deputies and Law Enforcement</u>	
Funding would allow restoration of Multnomah County Sheriff's Deputies who provide police assistance and enforcement to unincorporated and East Multnomah County in the areas of narcotics manufacturing and sales, child abuse, and gang prevention. Restorations will allow the continuation services in the area of motor carrier safety on highways and in our communities. This includes checking for hazardous materials on trucks, responding to hazardous material spills, and cleaning up methamphetamine labs. Sheriff's Deputies aggressively pursue persons who Drive Under the Influence of Intoxicants in small cities and communities in unincorporated Multnomah County.	1,153,950
Subtotal: Deputies and Law Enforcement	1,153,950
<u>Juvenile Crime</u>	

Funds prosecution and case management of juvenile dependency and delinquency cases. Funds gang outreach and services to gang-involved youth and those at high risk of becoming gang involved throughout Multnomah County. Also funds critical "wrap around" services to youthful offenders on probation, reducing recidivism and maintaining public safety. Services include mental health evaluations, treatment, utilities payments, housing assistance and other services and supports that stabilize families and address factors related to delinquent behavior. Funds direct services, sanctioning and accountability options to divert youth from formal adjudication. Restores services to high-risk probation and diversion youth in the form of cognitive educational, violence prevention, anger management and gender specific skill building groups.

Subtotal: Juvenile Crime

1,785,123
1,785,123

District Attorney and Prosecution

Funds prosecution of cases of securities fraud, criminal mistreatment of the elderly by fraud, and large-scale employee embezzlement. Also funds prosecution for an estimated 100 to 120 white-collar crime cases or 150 – 200 theft related felonies. Restores prosecution for approximately 350 auto theft cases or other theft related felonies. Restores the ability to prosecute prostitution, misdemeanor theft and assault, animal abuse cases, criminal trespass and traffic crimes - these total approximately 7,500 to 9,500 cases per year. Provides funds to assist victims in obtaining restitution and keep victims and their families advised of the progress of the cases. Restores Medical Examiner position which will allow an Examiner to arrive at death scenes in a timely manner.

1,778,354
1,778,354

Subtotal: District Attorney and Prosecution

Sentencing Alternatives and Offender Accountability

Restores 10 beds of residential treatment for addicted offenders who are a higher risk of committing new crimes. Funds Clean Court which provides treatment to 81 drug offenders, most of whom have multiple charges (including property and/or person crimes). By treating offenders whose drug and alcohol problems factor into their criminal activity, these programs reduce drug-related crimes in the community. Also restores funds to allow courts to place over 2,000 offenders into community service. Provides drug and alcohol treatment services through STOP program to over 600 offenders in order to help keep repeat offenders out of the system. Funds Community Court Project which handles misdemeanors and "quality of life" offenses such as shoplifting, prostitution, furnishing alcohol to minors, and drug and prostitution-free-zone criminal trespass. Defendants charged with misdemeanors or violations in Portland are arraigned at the Community Court in the neighborhood where the crime occurred. Sentences include community service and social service components.

1,614,000
1,614,000

Subtotal: Sentencing Alternatives and Offender Accountability

Offender Treatment Programs

Restores 60 beds of alcohol and drug abuse treatment for higher risk offenders who have previously failed at treatment in the community. Restores 24-hour emergency sobering service for people in this county - most individuals in the Hooper Detox sobering station are brought by the police as the proper alternative to arrest.

3,119,829
3,119,829

Subtotal: Drug Treat./Sanctions

GRAND TOTAL

15,969,083

EXHIBIT B

Health & Human Services Group
Measure 26-48 Revenue Proposals
Working Draft - April 8, 2003

<u>Proposal</u>	<u>Amount</u>
<u>Senior and Disabled Services</u> Restores prescription drug and other medical supports for 500 low income elders and others. Restores case management and in home support for 600 frail, low income elders. Funds assistance to 500 low income seniors and the disabled for medical transportation. Restores prescription drugs, personal care, nursing home care, emergency housing as well as health care for 600 chronically ill persons. Funds services to keep vulnerable populations housed (in their own homes or in other appropriate housing). Funds assistance to developmental disabled individuals and families with developmentally disabled children.	<u>3,298,950</u>
Subtotal: Senior and Disabled Services	3,298,950
<u>Crisis Mental Health</u> Restores critical need mental health services, including medication, for up to 3,000 uninsured adults, who without this mental health care would deteriorate to become dangerous to self or others. Preserves most of the funding for urgent walk in clinics, mobile crisis response, crisis call center and the involuntary commitment investigators for mental health clients who may already pose a risk to themselves and others. Preserves funding for up to 400 residential beds for seriously mentally ill people who would otherwise have no housing alternatives and would be faced with homelessness. Substantially restores school based mental health services to students who may pose a danger to themselves or others and who have no other resources to address their mental health needs.	<u>7,353,415</u>
Subtotal: Mental Health Services	7,353,415
<u>Alcohol and Drug Treatment</u> Restores Outpatient Alcohol and Drug treatment for those who have lost OHP coverage. Funds an array of services that will work to keep the high risk people out of Emergency Rooms and jails.	<u>2,777,635</u>
Subtotal: Alcohol & Drug	2,777,635

Emergency Health Care for Low Income Families and Children

Restores Women and Infant Children (WIC) services providing food vouchers, nutrition education, breast-feeding support and health care referral services to 18,000 low income mothers. Restores basic health care to 600 uninsured individuals (often the working poor). Funds the Rockwood Neighborhood Health Access site which provides preventive healthcare to residents of the Rockwood neighborhood of Gresham. Services include immunizations, reproductive health programs, pregnancy testing, well child care, health screenings, referrals .

2,169,000

Subtotal: Health Care Services

2,169,000

Communicable Disease Control and Environmental Protection

Funds investigations/monitoring of over 50 communicable diseases including: Tuberculosis, food borne diseases (e.g. e-coli), respiratory disease (e.g. SARS infection), environmental hazards. In FY02, over 1,000 communicable disease reports investigated/responded to/ and prepared for a full array of potential bioterrorism threats. Funds TB Program which has served 5,170 clients, provided over 16,000 client visits in walk-in clinic, provides screening for 2,000 patrons of area homeless shelters, provided treatment for a caseload of 430 clients. Funds Disease Control Office which investigated over 1,000 reports of communicable disease in FY 03, did 7 full food borne investigations, interviewing more than 450 people; responds to 50-200 inquiries a week on communicable diseases; fielded 50 - 70 calls a day for six weeks during the post 911 anthrax scare; served 3,400 employees through programs for blood borne pathogens and TB screening; provided immunization to 1,865 clients. Funds volunteer Community Immunization Program that provided immunizations to almost 7,000 clients; delivered lead-screening ser

\$321,000

Subtotal: Communicable Disease Control and Environmental Protection

\$321,000

GRAND TOTAL

15,920,000

BEFORE THE BOARD OF COUNTY COMMISSIONERS
FOR MULTNOMAH COUNTY, OREGON

RESOLUTION NO. _____

Adopting Administrative Rules to Implement Personal Income Tax

The Multnomah County Board of Commissioners Finds:

- a. On May 20, 2003, Multnomah County voters approved Measure 26-48 establishing a three-year personal income tax.
- b. Measure 26-48 authorizes the Administrator to adopt administrative rules implementing the personal income tax.
- c. The Administrator developed proposed rules implementing the tax.
- d. On October 16, 2003, the Board approved Resolution 03-145 adopting Administrative Rules.
- e. The Board requested that Administrative Rule 11.633 be looked at for alternative language.
- f. This rule has been revised based on input from various citizens and the Board of County Commissioners.

The Multnomah County Board of Commissioners Resolves:

1. The Board adopts the following Administrative Rule 11.633.

§ 11.633 Refunds for Residents in Out of County School Districts

The portion of the ITAX dedicated to school funding will only be used to fund in county public school districts. A resident who resides within Multnomah County and within the boundary of the Lake Oswego School District, Hillsboro School District, Beaverton School District or the area of the Scappoose School District that does not include the area that was formerly known as the Sauvie Island School District (herein referred to as out of county school district), and also pays property taxes within any of these districts will receive a partial refund of the ITAX that is reported and paid with the annual filing of the taxpayer's ITAX return.

An in county public school district is a district whose headquarters are located within Multnomah County and the School located in District formerly known as the Sauvie Island School District. An out of county public school district is a district whose headquarters are located outside of Multnomah County.

The refund provided for in this subsection will not exceed the proportion of the ITAX that is used to fund in county school districts. The Administrator will determine the proportion of the ITAX used to fund in county school districts after April 15th of each taxable year.

The refund computed under this subsection will only be paid to resident taxpayers who are current on their property tax statements.

ADOPTED this 6th day of November, 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

BOGSTAD Deborah L

From: ROJO DE STEFFEY Maria
Sent: Tuesday, November 04, 2003 9:58 AM
To: BOGSTAD Deborah L
Subject: FW: ITAX Spending Resolution and Administrative Rules related to Sauvie Island School

-----Original Message-----

From: BOYER Dave A
Sent: Wednesday, October 29, 2003 12:37 PM
To: #ALL DISTRICT 1; #ALL DISTRICT 2; #ALL DISTRICT 3; #ALL DISTRICT 4; LINN Diane M; TURNER Kathy G; BALL John; SOWLE Agnes; UHERBELAU Rebecca A
Cc: GRAVELY Robert M; DARGAN Karyne A; NATH Satish S; LOCKE Doug; CAMPBELL Mark; NICE Matt L
Subject: ITAX Spending Resolution and Administrative Rules related to Sauvie Island School

Attached are the proposed ITAX spending Resolution and Admin Rules for the Sauvie Island School District for discussion on November 4. I am also attaching other options for the Admin Rules that allow for refunds to be made in different ways. I am recommending that we adopt the Draft B language and that is what is in the proposed Resolution. I have discussed this with Maria and she is in agreement to this approach for Sauvie Island School.

It was my understanding that the intent was not to refund County Income Taxes because the residents in this area did not send kids to school inside Multnomah County but to eliminate the double taxation issue that was a result of Beaverton passing a local option property tax. This approach will eliminate the potential for all of these schools to avoid the double taxation issue. The Sauvie Island issue can be resolved by entering into an agreement with the Scappoose School District to provide funds to the Sauvie Island School. Maria and I would need to work out the IGA with Scappoose School District. Under this proposal the residents of the Sauvie Island School area will pay the ITAX and not get a refund and the residents of the Scappoose School District but not in the Sauvie Island School area would get a refund. Again I have discussed this with Maria and she is in agreement with this approach. I have also gone over this with Agnes and she also thinks this is the best alternative.

Karyne and I have or will be meeting with you or your staff to discuss the spending resolution. This is the same resolution that was distributed on October 16 but has changes based on input from you and your staff and other organizations such as CIC, Business Community, schools and others. This resolution will allow the County to implement Serena's idea.

If you have any questions or would like me to go over any of the material please let me know and Karyne and I will meet with you. Thanks

Dave Boyer
Chief Financial Officer
501 SE Hawthorne Blvd 4th Floor
Portland, OR 97214
(503) 988-3903
e-mail dave.a.boyer@co.multnomah.or.us

11/5/2003

Scappoose School District Considered OUT of County

ITAX Refund based on Property Tax Payments (Recommended either A or B)

§ 11.633 Refunds for Residents in Out of County School Districts (Draft A)

The portion of the ITAX dedicated to school funding will only be used to fund in county public school districts. A resident who resides within Multnomah County and within the boundary of the Lake Oswego School District, Hillsboro School District, Beaverton School District or Scappoose School District (herein referred to as out of county school district), and also pays property taxes within any of these districts will receive a partial refund of the ITAX that is reported and paid with the annual filing of the taxpayer's ITAX return.

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The refund provided for in this subsection will not exceed the proportion of the ITAX that is used to fund in county school districts. The Administrator will determine the proportion of the ITAX used to fund in county school districts after April 15th of each taxable year.

The refund computed under this subsection will only be paid to resident taxpayers who are current on their property tax statements.

ITAX Refund based on Property Tax Payments (Recommended either A or B)

§ 11.633 Refunds for Residents in Out of County School Districts (Draft B)

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ITAX Refund based on ITAX Payments

§ 11.633 Refunds for Residents in Out of County School Districts (Draft C)

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Scappoose School District Considered IN County

ITAX Refund based on Property Tax Payments

§ 11.633 Refunds for Residents in Out of County School Districts (Draft D)

The portion of the ITAX dedicated to school funding will only be used to fund in county public school districts. A resident who resides within Multnomah County and within the boundary of the Lake Oswego School District, Hillsboro School District or Beaverton School District (herein referred to as out of county school district), and also pays property taxes within any of these districts will receive a partial refund of the ITAX that is paid and with the annual filing of the taxpayer’s ITAX return.

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The refund computed under this subsection will only be paid to resident taxpayers who are current on their property tax statements.

ITAX Refund based on ITAX Payments

§ 11.633 Refunds for Residents in Out of County School Districts (Draft E)

The portion of the ITAX dedicated to school funding will only be used to fund in county public school districts. A resident who resides within Multnomah County and within the boundary of the Lake Oswego School District, Hillsboro School District or Beaverton School District (herein referred to as out of county school district), and also pays the ITAX will receive a partial refund of the ITAX that is reported and paid with the annual filing of the taxpayer's ITAX return.

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ITAX Refund based on ITAX Payments

§ 11.633 Refunds for Residents in Out of County School Districts (Draft F)

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Multnomah County Potential ITAX Refund School Districts

