

1 BEFORE THE BOARD OF COUNTY COMMISSIONERS
2 FOR MULTNOMAH COUNTY, OREGON
3 ORDINANCE NO. 923

4
5 An ordinance amending MCC 5.005 and MCC 5.006 prescribing procedures for designation
6 of interim officers and appointment of officers to vacant elective offices.

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

8 Multnomah County ordains as follows:

9 Section 1. MCC 5.005 is amended as follows:

10 § 5.005 DESIGNATION OF INTERIM CHAIR, AUDITOR OR SHERIFF ELECTIVE OFFICERS.

11 (A) *Purpose.*

12 (1) When a vacancy occurs in elective county offices, the Charter provides for
13 filling the vacancy by election or appointment, depending on the time remaining before
14 expiration of the affected term of office (Charter § 4.50(1)).

15 (2) ~~The Charter recognizes that the Chair, Auditor, and Sheriff perform~~
16 ~~ongoing, day to day administrative responsibilities that should not be interrupted. Accordingly,~~
17 ~~Charter § 4.50(3) provides that~~ in the event of a vacancy in an elective office, an interim
18 occupant of the office ~~vacancies in these offices should be filled by interim designees, who shall~~
19 ~~serve until the vacancy is filled by election or appointment. This section carries out the Charter~~
20 ~~requirement that the Board prescribe procedures to designate interim occupants of the~~ elective
21 ~~offices of the Chair, Auditor, and Sheriff. The section parallels a state law (ORS 236.220) by~~
22 ~~designating the chief deputies of the Chair, Auditor, and Sheriff as their interim successors.~~

23 (B) *Process for designating i*Interim Chair, Auditor, or Sheriff*Officer Designation.*

24 (1) ~~The Chair, Auditor, and Sheriff~~ County elected officials shall each
25 designate a chief deputy for person to ~~performance of their administrative responsibilities. The~~
26

1 designation shall be in writing and filed with the Clerk of the Board. If the board does not
2 confirm the designated person by a majority vote within 60 days of filing, the designating elected
3 official shall designate another person for board confirmation.

4 (2) ~~In the event of~~ When there is a vacancy in the office of Chair, Auditor, or
5 Sheriff, the designated ~~chief deputy person~~ shall serve as acting Chair, Commissioner, Auditor,
6 or Sheriff until the vacancy is filled by election or appointment, as appropriate under the Charter.

7 (3) In the event a ~~chief deputy person~~ for the an elective office of Chair,
8 ~~Auditor, or Sheriff~~ has not been designated, or if the designated ~~chief deputy person~~ is unable to
9 immediately serve ~~due to absence or illness~~, the Board shall promptly ~~convene and appoint a~~
10 ~~person~~ meet to fill the vacancy on an interim basis. The appointment shall be in writing and filed
11 with the clerk of the Board.

12 (4) All persons designated to fill elective offices on an interim basis shall
13 meet the charter qualifications for appointees to such offices.

14 Section 2. MCC 5.006 is amended as follows:

15 § 5.006 APPOINTMENT BY BOARD.

16 (1) —The Board, in filling a vacancy, may make such inquiries and interviews
17 as they consider necessary to select the appointment. The appointment shall be
18 made at a regular or special meeting of the Board.

19 (2) The Board shall use the following procedures in the appointment process:

20 (A) Public notice shall be given to appropriate neighborhood organizations,
21 cities, civic groups, a newspaper of general circulation, and other
22 recognized groups.

23 (B) A deadline shall be established for submitting applications at least two
24 weeks after such notice.

1 (C) The person to fill the vacancy shall be appointed from those applicants
2 nominated and seconded for consideration by members of the Board. The
3 Board clerk shall announce the results of each ballot and shall record each
4 commissioner's ballot. An applicant who receives a majority of the votes
5 by the current Board members shall be appointed to the vacant position. If
6 no applicant receives a majority vote on the first ballot, the Board shall
7 continue to vote on the two applicants who receive the most votes until an
8 applicant receives a majority vote of the Board.

10 FIRST READING:

January 7, 1999

11 SECOND READING AND ADOPTION:

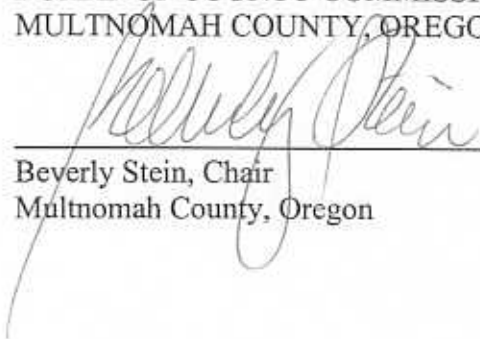
January 14, 1999

12 EFFECTIVE DATE:

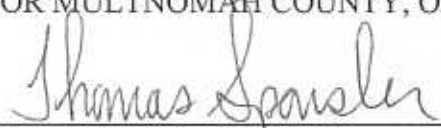
February 13, 1999



BOARD OF COUNTY COMMISSIONERS
MULTNOMAH COUNTY, OREGON


Beverly Stein, Chair
Multnomah County, Oregon

19 REVIEWED:
20 COUNTY COUNSEL
21 FOR MULTNOMAH COUNTY, OREGON

22 
23 Thomas Sponsler, County Counsel