



MULTNOMAH COUNTY AGENDA PLACEMENT REQUEST

(Revised: 6/9/2014)

Board Clerk Use Only

Meeting Date: 6/30/16
Agenda Item #: R.3
Est. Start Time: 9:50 am
Date Submitted: 6/13/16

Agenda Title: Resolution Approving a School District Boundary Change Between the Beaverton School District and the Hillsboro School District

Note: Title should not be more than 2 lines but sufficient to describe the action requested. Title on APR must match title on Ordinance, Resolution, Order or Proclamation.

Requested

Meeting Date: June 30, 2016 Time Needed: 10 minutes

Department: Nondepartmental Division: County Attorney

Contact(s): Katherine Thomas, Assistant County Attorney

Phone: 503-988-3138 Ext. I/O Address:

Presenter

Name(s) &

Title(s): Katherine Thomas, Assistant County Attorney

General Information

1. What action are you requesting from the Board?

In the Board's capacity as the School District Boundary Board under ORS 330.080, approve a school district boundary change agreed to by Beaverton School District and Hillsboro School District.

2. Please provide sufficient background information for the Board and the public to understand this issue. Please note which Program Offer this action affects and how it impacts the results.

Under Oregon law, the Board of Commissioners serves as the District Boundary Board (DBB) for school districts in the County. With respect to school districts within the DBB's jurisdiction, the DBB has authority over, among other things, school district boundary changes.

The current boundary change being presented to the Board involves the Beaverton School District and the Hillsboro School District, which are located primarily in Washington County and are under the jurisdiction of the Washington County district boundary board. However, both districts have some territory in Multnomah County, and the Hillsboro School District has territory in Yamhill County, meaning a change in the boundaries of those districts could affect districts under the jurisdiction of Multnomah County and Yamhill County. The effects of boundary changes primarily relate to elections and property tax matters - *i.e.*, ensuring coordination between voters and the state secretary with respect to ballots; and ensuring the coordination among taxing districts and the properties to which their levies apply.

When a boundary change will affect other districts, the change must be brought to the District Boundary Boards for those other districts. Here, no affect to school districts within the DBB's jurisdiction presently are anticipated; however, any boundary change has the potential to affect future elections or property tax matters. For this reason, this matter has been submitted to the DBB for review.

With respect to procedural background, after creating a work group, conducting community stakeholder meetings, and holding multiple public meetings, the school boards of both the Beaverton School District and the Hillsboro School District agreed to a voluntary exchange of property. Through a letter and resolutions, both districts then requested that Washington County, Multnomah County, and Yamhill County approve the change.

In April, Washington County approved the change (subject to approval by Yamhill and Multnomah Counties) and did not receive any objections to that change in the form of a remonstrance petition. On June 2, Yamhill County approved the change, and the period for remonstrance petitions will end on June 22. The Multnomah DBB is now asked to take this matter under consideration and approve the change.

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

None.

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

Neither district is directly under the jurisdiction of the Multnomah County District Boundary Board. However, both districts have territory in Multnomah County. Therefore, the Multnomah County District Boundary Board is acting under ORS 330.095(3) because the proposed boundary change may "affect[] school districts" under its jurisdiction. When a boundary change involves action by multiple District Boundary Boards, the Board may not issue an order until all affected District Boundary Boards have had an opportunity to consider the proposed change. Because Washington County and Yamhill County have already considered the proposed change, Multnomah County can issue its order subject only to the remonstrance provisions of ORS 330.101. Under that statute, if a remonstrance petition, signed by the lesser of at least five percent or at least 500 of the electors of a school district affected by the proposed change, is filed with the Multnomah County District Boundary Board within 20 days after the date of the resolution and order, the Board will hold an election as required by ORS 330.101(2). If no one files a remonstrance petition within 20 days of this Board's resolution and order, the order will become effective as provided in ORS 330.103.

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

The school districts proposing the change convened a workgroup, had meetings with community stakeholders, and held multiple public meetings to consider the boundary change. In addition, the Board of Commissioners for Washington County and Yamhill County, acting in their capacity as the District Boundary Board for the county, approved the school district boundary change after notice and a public hearing. Notice was provided as required by ORS 330.400 by publishing notice twice in the Daily Journal of Commerce.

Required Signature

**Elected
Official or
Department**

Director: /s/ Commissioner Jules Bailey

Date: June 13, 2016