

Proposed Amendments

of the county require.

- (2) Members of the boards and commissions shall be appointed by the [board chairman] County Executive with the approval of the board.

[3.80 BOARD MEMBERS AND ADMINISTRATIVE PERSONNEL. No board member except the chairman may give orders to an administrative officer or employee of the county.]

#### 4.10 QUALIFICATIONS.

- (1) An elective officer of the county shall have been a qualified elector of the county for a year and a half immediately before becoming such an officer[.] and, if a candidate for county commissioner to a district position, then a resident of the district for a year and a half immediately before becoming such a commissioner, except as provided in Section 13.20.

4.40 VACANCIES -- CAUSES. An elective office of the county shall become vacant

- (1) upon the incumbent's
  - (a) death,
  - (b) adjudicated incompetence,
  - (c) conviction of a felony, other offense pertinent to his office, or unlawful destruction of public records,
  - (d) resignation from the office,
  - (e) recall from the office, or
  - (f) ceasing to possess the qualifications required for the office;
- (2) upon the failure of the person elected or appointed to the office to qualify for it within ten days after the time for his term of office to commence; or
- (3) in the case of a member of the board [of county commissioners,] or County Executive upon his absence
  - (a) from the county for 30 consecutive days without the consent of the board or
  - (b) from board meetings for 60 consecutive days without like consent.

5.40 AUTHENTICATION. An ordinance adopted by the board shall, within three days of its adoption, be signed [by the presiding

officer of the board] or vetoed by the County Executive. A veto shall be accompanied by a statement of objections and filed with the chairman. The board may override a veto by a vote of four members of the board no later than, or at, the next regular meeting of the board.

5.50 TIME OF EFFECT.

- (1) A nonemergency ordinance shall take effect on the thirtieth day after it is [adopted,] signed by the County Executive unless
  - (a) it prescribes a later date for it to take effect  
or
  - (b) it is referred to the voters of the county, in which event it shall take effect only upon receiving their approval.
- (2) An emergency ordinance may take effect immediately upon being (adopted) signed by the County Executive.

6.10 [CHIEF] COUNTY EXECUTIVE. The [chairman of the board of county commissioners] County Executive

- (1) shall be the chief executive officer of the county;
- (2) [shall preside over] [may] shall attend and be heard at meetings of the board [and have a vote on each matter before the board] but shall have no vote;
- (3) [may] shall have sole authority to appoint, order, direct and discharge administrative officers and employees of the county, [except that his] except for the personal staff, employees, or agents or the commissioners, auditor, judges and district attorney. [a] Appointment of department heads shall be [with the board's approval] subject to consent of the board of commissioners;
- (4) shall execute the policies of the board and the ordinances of the county; [and]
- (5) shall sign all contracts, bonds, and other instruments requiring county consent;
- (6) shall prepare the county budget for submission to the board; and

- [(5)] (7) may delegate his administrative powers but shall retain full responsibility for the acts of his subordinates.

13.15 EFFECTIVE DATE OF AMENDMENT. This amendment shall take effect July 1, 1979; provided, however, it shall take effect November 7, 1978 for the purpose of electing the county executive, commissioners and determining the position for which elected or to be elected.

13.20 [delete existing]

- (1) The commissioner elected to Position No. 1 on November 7, 1978, shall occupy the position of county executive for a term ending December 31, 1982, and shall be elected at large thereafter.
- (2) The commissioners occupying Positions No. 2 and No. 4 shall continue to occupy those positions for terms ending December 31, 1980.
- (3) The commissioner elected to Position No. 3 on November 7, 1978, shall occupy that position in which the commissioner resides at the time of that election for a term ending December 31, 1982, except as provided in Section 13.20(4).
- (4) The commissioner elected to Position No. 5 on November 7, 1978, shall occupy that position in which the commissioner resides at the time of that election for a term ending December 31, 1980; provided, however, if commissioners elected to Positions No. 3 and No. 5 reside in the same district, then the commissioner receiving the greater number of votes shall represent the most westerly district for the balance of the term to which elected.
- (5) The remaining district position shall be filled by a special election to be called by the board to be held no later than June 28, 1979, for a term ending December 31, 1980. Candidates may be nominated by a petition signed by 150 or more voters within the district in the manner prescribed by the ordinance adopted by the board which calls the election.

MEASURE 4

PROPOSED AMENDMENT REQUIRING  
CONTINUED RESIDENCE OF COMMISSIONERS

4.40(1)(f) [ceasing to possess the qualifications required for the office;] ceasing to reside within Multnomah County, or, if a commissioner elected from a district, ceasing to reside within that district, or inability to obtain a corporate surety bond as required by Section 4.10(2).

(This measure, if approved, shall take effect only if Measure No. 1 is approved.)

MEASURE 5

PROPOSED AMENDMENT DEFINING DISABILITY

4.40 VACANCIES--CAUSES. An elective office of the county shall become vacant

- (1) upon the incumbent's
  - (a) death,
  - (b) adjudicated incompetence,
  - (c) conviction of a felony, other offense pertinent to his office, or unlawful destruction of public records,
  - (d) resignation from the office,
  - (e) recall from the office, [or]
  - (f) ceasing to possess the qualifications required for the office[;] , or
  - (g) disability. Disability is defined as a physical or mental condition which renders an officer incapable of substantially performing the duties of his office for a continuous period of 180 days. The board of county commissioners shall declare any office vacant upon its determination that a disability exists as herein defined.
- (2) upon the failure of the person elected or appointed to the office to qualify for it within ten days after the time for his term of office to commence; or
- (3) in the case of a member of the board of county commissioners, upon his absence
  - (a) from the county for 30 consecutive days without the consent of the board or
  - (b) from board meetings for 60 consecutive days without like consent.

MEASURE 6

PROPOSED AMENDMENT REQUIRING  
ELECTION TO FILL VACANCIES

4.50 (Delete in entirety)

4.50 VACANCIES-FILLING.

- (1) The board of county commissioners shall, by ordinance, provide for filling any vacancy in an elective office of the county.
- (2) If the vacancy occurs 15 months or more from the end of the term of the last person elected to the office, a special election will be called to be held within 60 days to elect an officer to complete the vacated term.
- (3) Petitions for nomination or declaration of candidacy shall state that the candidate is partisan, if allowed by this charter, or non-partisan and the ballots shall so state.
- (4) If the vacancy occurs less than 15 months from the end of the term of the last person elected to the office, the board of county commissioners shall appoint a commissioner to complete the vacant term.

MEASURE 7

PROPOSED AMENDMENT LIMITING  
APPOINTED COMMISSIONER FROM BEING CANDIDATE

4.50

( ) persons appointed to fill a vacancy as county commissioner shall not be a candidate for election to that position at the next election.

MEASURE 8

PROPOSED AMENDMENT CLARIFYING DISCRIMINATION

7.40

- (2) No employee shall be refused employment or be discriminated against in any manner [because of race, religion, color, or national origin.] contrary to state law.

MEASURE 9

PROPOSED AMENDMENT  
REVISING REVENUE BOND AUTHORITY

8.20

- [(2) The board may issue and sell revenue bonds only for purposes and in amounts authorized by the voters of the county.]
- (2) The board may, by ordinance, authorize the issuance and sale of revenue bonds to provide funds with which to acquire, construct, equip or improve revenue producing public purpose facilities. Such bonds shall be secured solely from the unobligated revenues produced by the facility, or similar facilities, and by, in the discretion of the board, mortgage or similar encumbrance upon the facility, and shall not be payable in any manner from taxes. The ordinance authorizing such issuance and sale shall be subject to referendum in accordance with Section 11.30 of this charter.

MEASURE 10

PROPOSED AMENDMENT  
CREATING NONPARTISAN ELECTIVE OFFICES

11.15 NONPARTISAN OFFICES. All elective county offices  
shall be nonpartisan.

MEASURE 11

PROPOSED AMENDMENT REVISING GENDER REFERENCES  
AND AUTHORIZING NON-SUBSTANTIVE CHANGES

13.70

- (1) References to the masculine gender in this charter are amended to refer to the feminine, neuter, or applicable noun, or appropriate combination thereof, where appropriate. The board shall, upon advice of legal counsel, make such changes in the charter in the next printing thereof.
- (2) The board may, upon advice of legal counsel, delete non-substantive, obsolete, transitional or other sections no longer required in the next printing of this charter.

# MULTNOMAH COUNTY CHARTER REVIEW COMMITTEE

401 Wilcox Building, 506 S.W. 6th Avenue  
Portland, Oregon 97204 · 227-1631



John R. Faust, Jr., Chairman  
Robert A. Burkholder  
Del Greenfield  
Jean Haliski

Terry Hannon  
Kenneth Innis  
Norman Lindstedt  
Robert L. Mitchell

Larry Mylnechuk  
Jay K. Owen  
Kay Pankratz  
Vern B. Pearson

Anne F. Picco  
Robert D. Scholz  
William D. Williams  
James W. Winters

Julie Keller Gottlieb,  
Administrative Secretary

MEASURES REJECTED 5/22/78

MEASURE 2

PROPOSED AMENDMENT LIMITING TERMS  
OF OFFICE FOR COUNTY COMMISSIONERS

4.10(3) No commissioner shall be qualified to be elected for more than two consecutive four-year terms.

MEASURE 3

PROPOSED AMENDMENT REVISING  
BASIS OF COMPENSATION OF COUNTY OFFICERS

4.30

COMPENSATION. The compensation of all officers of the county shall be fixed by the board of county commissioners[.], provided, however, the salary of county commissioners shall not exceed two-thirds of the salary established for the county executive, provided, further, this limitation shall not apply to the salary fixed for commissioners in office on or before July 3, 1979.

(This measure, if approved, shall take effect only if Measure No. 1 is approved.)

MEASURE 12

PROPOSED AMENDMENT EXPANDING AUDITOR FUNCTIONS

8.10 AUDITOR.

- (1) The office of county auditor is hereby established.
- (2) At the general November election in 1966 and at the general November election every four years thereafter an auditor shall be elected.
- (3) The auditor shall
  - [(a) maintain a continuous audit of the financial affairs of the county,
  - (b) maintain a continuous internal audit of each administrative office and department of the county,
  - (c) report to the board of county commissioners all irregularities that he finds in the financial affairs of the county, and
  - (d) affix responsibility for the irregularities.
- (4) The board shall retain each report of the auditor as a public record for at least three years after receiving the report.
  - (a) maintain a continuous internal audit of each department, section, program and function of the county; including financial, compliance, efficiency and economy, and program results audits;
  - (b) conduct all work with due professional care, assisted by technically proficient personnel; and
  - (c) be provided full access to all records, properties and personnel relevant to the subject under audit.
- (4) An audit committee of three members of the board of commissioners designated annually by the board shall monitor compliance with

recommendations made by the county auditor  
and shall have the authority to

(a) order compliance with such recommendations  
when and as they deem it to be appropriate;  
and

(b) withhold the salary of responsible  
non-classified administrative employees  
who fail to correct deficiencies so  
ordered within the period of time  
designated by the audit committee, or  
fail to allow access in accordance  
with 8.10 (3) (c).

(5) Reports of the auditor shall be made available  
to the public and shall be kept on file by  
the Board for at least four years after date  
of issuance.