

BEFORE THE BOARD OF COUNTY COMMISSIONERS

FOR MULTNOMAH COUNTY, OREGON

ORDINANCE NO. 427

An Ordinance submitting proposed County Charter amendments to the voters at the general election to be held November 6, 1984; and declaring an emergency.

WHEREAS, the Multnomah County Charter created a Charter Review Committee and directed the Committee to make its report to the Board, including any amendments proposed to the Charter, ninety-five (95) days prior to the 1984 general election; and

WHEREAS, the Committee has concluded its review and has submitted its report to the Board within which the Committee recommended that eighteen (18) separate measures containing amendments to the Charter be submitted to the voters at the 1984 general election; and

WHEREAS, the Charter requires that amendments proposed by the Committee be submitted to the voters at that 1984 general election; now, therefore,

MULTNOMAH COUNTY ORDAINS AS FOLLOWS:

Section 1. There shall be submitted to the voters of Multnomah County at that election to be held November 6, 1984, eighteen (18) measures containing amendments to the Multnomah County Charter. The election shall be held concurrently with the statewide general elec-

tion and notice thereof shall be given as is required by law.

Section 2. Exhibit A, attached hereto and by this reference incorporated herein, contains the proposed measures, proposed ballot titles and explanatory statements and, when adopted by this Ordinance, shall be filed with the Director of the Department of Records and Elections in accordance with Ordinance No. 416 and the County Code. The Director shall file the measures, ballot titles, explanatory statements and arguments with the Secretary of State in accordance with the County Code.

Section 3. Each measure, as hereinafter provided, shall be placed on the appropriate ballot and each shall indicate that they are measures "Referred to the people by the Board of County Commissioners." The measures, ballot titles, and explanatory statements shall be in substantially the form shown on Exhibit A. Brackets indicate language to be deleted and underlines indicate language to be added to the Charter.

Section 4. This Ordinance is adopted in compliance with Ordinances 159 and 167 of Multnomah County and their further provisions shall apply to this election.

Section 5. The Board of County Commissioners is required by the Charter to submit this measure to an election of the voters and it is in the best interests of the voters of Multnomah County that the measures, ballot titles, explanatory statements and arguments favoring or opposing the measures appear in the voters' pamphlet. An emergency is therefore declared to exist to facilitate maximum compliance with

the County Code and this Ordinance shall take effect upon its adoption, pursuant to Section 5.50(2) of the Multnomah County Charter.

ADOPTED this 7th day of August, 1984, being the date of its first reading before the Board of County Commissioners of Multnomah County.

(SEAL)

BOARD OF COUNTY COMMISSIONERS OF  
MULTNOMAH COUNTY, OREGON

By Arnold Biskar  
Arnold Biskar, Presiding Officer

AUTHENTICATED this 7th day of August, 1984.

By Dennis Buchanan  
Dennis Buchanan, County Executive

APPROVED AS TO FORM:

JOHN B. LEAHY, County Counsel  
for Multnomah County, Oregon

By John B. Leahy

EXHIBIT A

BALLOT MEASURE NO. 1

TITLE:

Multnomah County Charter Review Committee's recommendations about the governing body.

QUESTION:

Shall four commissioners elected from districts and a board chair elected at large constitute the county's governing body?

STATEMENT OF PURPOSE:

This measure will amend the county charter: to eliminate the position of county executive; and, to provide for a board of four commissioners elected from districts and a chair of the board elected at large. The chair will preside and vote at board meetings, but will not have veto power. The chair will be chief executive officer and personnel officer of the county. Boundaries of the four new commissioner districts are established.

Text of amendments for Ballot Measure No. 1, relating to:

GOVERNING BODY

3.10 MEMBERSHIP. The governing body shall be a board of five county commissioners[,]. The chair of the board shall be elected from the county at large. Four county commissioners shall be elected from districts as herein established and described. Descriptions for each district are based on block groups and census tracts as employed by the United States Department of Commerce, Bureau of the Census, in compiling the 1980 decennial census.

- (1) Position No. 1 shall be occupied by that Commissioner elected from or appointed to the West District, the boundaries of which are as follows:

Delete existing description in Section 3.10(1) and add:

Bounded on the north by Columbia County; bounded on the west by Washington County; bounded on the south by Clackamas County; bounded on the east as follows: Columbia and Willamette Rivers south to the Steel Bridge, east to the Banfield Freeway, east on the Banfield Freeway to 20th Ave., south on 20th Ave. to Ash St., east on Ash St. to 24th Ave., south on 24th Ave. to Pine St., east on Pine St. to 33rd Ave., south on 33rd Ave. to Stark St., east on Stark St. to 35th Ave., south on 35th Ave. to Belmont St., east on Belmont St. to 39th Ave., south on 39th Ave. to Powell Blvd., west on Powell Blvd. to 35th Pl., south on 35th Pl. to Francis St., east on Francis St. to 36th Ave., south on 36th Ave. to Gladstone St., west on Gladstone St. to Cora Dr., south on Cora Dr. to 35th Pl., south on 35th Pl. to Holgate Blvd., east on Holgate Blvd. to 39th Ave., south on 39th Ave. to Tenino St., west on Tenino St. to 37th Ave., south on 37th Ave. to Southern Pacific R.R., southeast along Southern Pacific R.R. to the Clackamas County boundary. This district consists of the following census tracts and block groups:

All of census tracts 1, 2, 9.01, 10, 11.01, 11.02, 12.01, 12.02, 13.02, 21, 43, 43.99, 45, 46.01, 46.02, 47, 48, 49, 50, 51, 52, 53, 54, 55, 56, 57, 58, 59, 60.01, 60.02, 61, 62, 63, 64.01, 64.02, 65.01, 65.02, 66.01, 66.02, 67.01, 67.02, 68.01, 68.02, 69, 70 and 71; blocks 106, 107, 108, 109, 110, 111, 114, 115, 116, 117, 118, 123, 124, 125, 202, 203, 213, 214, 215, 216, 219, 220, 221, 222, 223, 224, 225, 226, 228, 233, 234, 235, 236, 255, 256, 260, 262 and block group 3 of tract 3.01; block groups 4, 5, 6 and 7 of tract 3.02; blocks 105, 106, 115, 116, 117 and block groups 2 and 3 of tract 9.02; blocks 116, 117, 118 and

block groups 2, 3 and 4 of tract 13.01; blocks 313, 314, 315, 316, 317, 318, 401, 402, 403, 404, 405, 406, 407, 408, 409 and 410 of tract 20.

- (2) Position No. 2 shall be occupied by that Commissioner elected from or appointed to the North District, the boundaries of which are as follows:

Delete existing description in Section 3.10(2) and add:

Bounded on the north by the Washington State line; bounded on the west by the Willamette River; bounded on the south and east as follows: beginning at the Steel Bridge, east to the Banfield Freeway, east along the Banfield Freeway to 52nd Ave., north on 52nd Ave. to Halsey St., west along Halsey St. to 51st Ave., north on 51st Ave. to Thompson St., east on Thompson St. to 57th Ave., north on 57th Ave. to Fremont St., east on Fremont St. to 62nd Ave., north along the extension of 62nd Ave. to Failing St., east on Failing St. to 70th Ave., north on 70th Ave. to Mason St., east on Mason St. to 74th Ave., south on 74th Ave. to Beech St., east on Beech St. to 82nd Ave., north on 82nd Ave. to Sandy Blvd., northeast on Sandy Blvd. to Skidmore St., east on Skidmore St. and the city boundary of Maywood Park to 92nd Ave., north on 92nd Ave. following the city boundary of Maywood Park to Prescott St., east on Prescott St. to 102nd Ave., north on 102nd Ave. to Wygant St., east on Wygant St. to 111th Ave., north on 111th Ave. to Sandy Blvd., east on Sandy Blvd. to 112th Ave., north on 112th Ave. to Marx St., west on Marx St. to 109th Ave., north on 109th Ave. to Simpson St., east on Simpson St. to 112th Ave., north on 112th Ave. to the south channel of the Columbia River, northwest along the south channel of the Columbia River to the Washington State line. This district consists of the following census tracts and block groups:

All of census tracts 22.01, 22.02, 23.01, 23.02, 24.01, 24.02, 25.01, 25.02, 26, 27.01, 27.02, 30, 31, 32, 33.01, 33.02, 34.01, 34.02, 35.01, 35.02, 36.01, 36.02, 36.03, 37.01, 37.02, 38.01, 38.02, 38.03, 39.01, 39.02, 40.01, 40.02, 40.99, 41.01, 41.02, 41.99, 42, 44, 44.99, 72, 74, 75, 76 and 77; blocks 106, 107, 108, 109, 110, 111, 112, 113, 114, 115, 116, 117, 128, 129, 130, 131, 132, 133, 201, 202, 203, 204, 205, 206, 217, 218, 219, 220, 221, 222, 235, 236, 237, 238, 239 and 240 of tract 28.01; blocks 101, 102, 103, 104, 105, 106, 107, 108, 109, 110, 111, 112, 113, 114, 115, 116, 117, 118, 119, 120, 121, 122, 123, 124, 125, 201, 202, 203, 204, 205, 206, 207, 208, 209, 210, 211, 212, 414, 415, 416, 417, 418, 419, 420, 421, 422, 423, 424, 425, 427, 428, 429, 430, 431, 432, 433, 434, 435, 438, block groups 3 and 4 outside the City of Portland in tract 29.01; blocks 102, 103, 104, 105, 106, 107, 108, 110, 111, and 112 of tract 29.02; blocks 103, 106, 107, 108, 110, 111, 112, 113, 114, 115, 116, 910, 911, 912, 913, 914, 915, 922, 923, 928, 933, 937, 938, 939, 940, 941, 942, 943, 945, 946, 947, 948, 949, 950, 951, 952, 953, 959 and 960 of

tract 73; that portion of block group 1 and blocks 305, 306, 307, 308 and 309 outside the City of Maywood Park in tract 78; blocks 104, 105, 108, 109, 110, 111, 114, 115, 116, 117, 118 and 119 of tract 79.

- (3) Position No. 3 shall be occupied by that Commissioner elected from or appointed to the Central District, the boundaries of which are as follows:

Delete existing description in Section 3.10(3) and add:

Bounded on the west as follows: from the Banfield Freeway, south on 20th Ave. to Ash St., east on Ash St. to 24th Ave., south on 24th Ave. to Pine St., east on Pine St. to 33rd Ave., south on 33rd Ave. to Stark St., east on Stark St. to 35th Ave., south on 35th Ave. to Belmont St., east on Belmont St. to 39th Ave., south on 39th Ave. to Powell Blvd., west on Powell Blvd. to 35th Pl., south on 35th Pl. to Francis St., east on Francis St. to 36th Ave., south on 36th Ave. to Gladstone St., west on Gladstone St. to Cora Dr., south on Cora Dr. to 35th Pl., south on 35th Pl. to Holgate Blvd., east on Holgate Blvd. to 39th Ave., south on 39th Ave. to Tenino St., west on Tenino St. to 37th Ave., south on 37th Ave. to Southern Pacific R.R., southeast along Southern Pacific R.R. to the Clackamas County boundary; bounded on the north as follows: beginning at the intersection of 20th Ave. and the Banfield Freeway, east along the Banfield Freeway to 52nd Ave., north on 52nd Ave. to Halsey St., west along Halsey St. to 51st Ave., north on 51st Ave. to Thompson St., east on Thompson St. to 57th Ave., north on 57th Ave. to Fremont St., east on Fremont St. to 62nd Ave., north along the extension of 62nd Ave. to Failing St., east on Failing St. to 70th Ave., north on 70th Ave. to Mason St., east on Mason St. to 74th Ave., south on 74th Ave. to Beech St., east on Beech St. to 82nd Ave., north on 82nd Ave. to Sandy Blvd., northeast on Sandy Blvd. to Skidmore St., east on Skidmore St. and the city boundary of Maywood Park to 92nd Ave., north on 92nd Ave. following the city boundary of Maywood Park to Prescott St., east on Prescott St. to 102nd Ave., north on 102nd Ave. to Wygant St., east on Wygant St. to 111th Ave., north on 111th Ave. to Sandy Blvd., east on Sandy Blvd. to 121st Pl.; bounded on the east as follows: beginning on 121st Pl. at Sandy Blvd., south on 121st Pl. to 122nd Ave., south on 122nd Ave. to Division St., west on Division St. to 112th Ave., south on 112th Ave. to Holgate Blvd., west on Holgate Blvd. to 100th Ave., south on 100th Ave. to Long St., west on Long St. to 97th Ave., south on 97th Ave. to Steele St., west on Steele St. to I-205, south on I-205 to the Clackamas County boundary; bounded on the south by Clackamas County. This district consists of the following census tracts and block groups:

All of census tracts 4.01, 4.02, 5.01, 5.02, 7.01, 7.02, 8.01, 8.02, 14, 15, 16.01, 16.02, 17.01, 17.02, 18.01, 18.02, 19, 28.02, 29.03, 80.01, 80.02, 81, 82.01, 82.02, 83.01, 83.02, 86, 87 and 88; blocks 101, 102, 103, 104, 105, 112, 113, 126, 127, 201, 204, 205, 206, 207, 208, 209, 210, 211, 238, 239, 240, 242 and 243 of tract 3.01; block groups 1, 2 and 3 of tract 3.02; blocks 103, 104, 105, 110, 111, 112, 132, 133, 134, 135, 136, 137, 138, 314, 315, 316, 317, 318, 319, 320, 321, 322, 323, 324, 325, 326, 327, 328, 329, 330, 337 and block group 4 of tract 6.01; blocks 116, 117, 118, 126, 127, 139, 140, 143, 144 and block groups 2, 3 and 4 of tract 6.02; blocks 101, 102, 103, 104, 107, 108, 109, 110, 111, 112, 113, and 114 of tract 9.02; blocks 101, 102, 103, 104, 105, 106, 107, 108, 109, 110, 111, 112, 113, 114 and 115 of tract 13.01; block groups 1, 2, 5 and 6 and blocks 301, 302, 303, 304, 305, 306, 307, 308, 309, 310, 311, 312, 411, 412, 413, 414, 415, 416, 417, 418, 419, 420, 421, 422, 423, 424, 425 and 426 of tract 20; blocks 101, 102, 103, 104, 105, 118, 119, 120, 121, 122, 123, 124, 125, 126, 127, 207, 208, 209, 210, 211, 212, 213, 214, 215, 216, 223, 224, 225, 226, 227, 228, 229, 230, 231, 232, 233 and 234 of tract 28.01; that portion of block group 3 and blocks 404 and 406 within the City of Portland and blocks 213, 214, 215, 216, 217, 218, 219, 220, 221, 222, 223, 224, 225, 226, 407, 408, 409, 410, 411, 412 and 413 of tract 29.01; blocks 113, 114, 115, 116, 117, 118, 119, 120, 121, 122, 123, 124, 125, 126 and block groups 2, 3, 4 and 5 of tract 29.02; all blocks within the City of Maywood Park and blocks 312 and 314 of tract 78; blocks 112, 113, 120, 121, 122, 123, 124, 125, 126 and block group 2 of tract 79; blocks 311, 319, 402, 403, 404, 405, 406, 408, 409, 410, 411 and 420 of tract 89.

- (4) Position No. 4 shall be occupied by that Commissioner elected from or appointed to the [South] East District, the boundaries of which are as follows:

Delete existing description in Section 3.10(4) and add:

Bounded on the north by the Washington State line; bounded on the east by Hood River County; bounded on the south by Clackamas County; bounded on the west as follows: beginning at the Washington State line at a point west of Government Island, southeast along the south channel of the Columbia River to 112th Ave., south on 112th Ave. to Simpson St., west on Simpson St. to 109th Ave., south on 109th Ave. to Marx St., east on Marx St. to 112th Ave., south on 112th Ave. to Sandy Blvd., east on Sandy Blvd. to 121st Pl., south on 121st Pl. to 122nd Ave., south on 122nd Ave. to Division St., west on Division St. to 112th Ave., south on 112th Ave. to Holgate Blvd., west on Holgate Blvd. to 100th Ave., south on 100th Ave. to Long St., west on Long St. to 97th Ave., south on 97th Ave. to Steele St., west on Steele St. to I-205, south on I-205 to the Clackamas County boundary. This district consists of the following census tracts and block groups:



All of census tracts 84, 85, 90, 91, 92.01, 92.02, 93, 94, 95, 96.01, 96.02, 97.01, 97.02, 98.01, 98.02, 99, 100, 101, 102, 103, 104.02, 104.03, 104.04 and 105; blocks 101, 102, 113, 114, 115, 116, 126, 127, 128, 129, 130, 131, 139, 140, 331, 332, 333, 334, 335, 336 and block group 2 of tract 6.01; blocks 101, 102, 103, 104, 105, 106, 107, 108, 109, 110, 111, 112, 138, 141, 142, 145, 146 and 147 of tract 6.02; blocks 109, 903, 924, 925, 935, 936, 954, 955, 956, 957, 958 and 961 of tract 73; blocks 101 and 102 of tract 79; block groups 1, 2 and 5 and blocks 307, 308, 309, 310, 312, 313, 314, 315, 316, 317, 318 and 421 of tract 89.

(5) Position No. 5 is eliminated.

3.11 TRANSITION. This measure shall take effect January 1, 1987; provided, however that it shall take effect January 1, 1986 for the purpose of electing the chair of the board and, if required, commissioners. Incumbent commissioners, otherwise qualified and eligible for holding office, may continue to hold the office for the term to which elected or appointed.

3.60 PRESIDING OFFICER. At its first meeting after the effective date of this section and at the first meeting of each calendar year thereafter, the board shall choose a [presiding officer and] vice-presiding officer from its members. The [presiding officer] chair of the board of commissioners shall preside at board meetings. The vice-presiding officer shall preside whenever the [presiding officer] chair of the board of commissioners is absent or is incapacitated from serving.

5.40 AUTHENTICATION. An ordinance adopted by the board shall, within three days of its adoption, be signed [or vetoed] by [the county executive] the chair of the board of commissioners or the county commissioner who presided at the meeting at which the ordinance was approved. [A veto shall be accompanied by a statement of objections and filed with the presiding officer of the board of commissioners. The board may override a veto by a vote of four members of the board no later than the next regular meeting of the board. The veto power shall extend only to legislative ordinances, and shall not apply to adoption of the county budget.]

6.10 [COUNTY EXECUTIVE. The County executive] CHAIR OF THE BOARD. The chair of the board of commissioners:

- (1) shall be the chief executive officer and personnel officer of the county;
- (2) [may attend and be heard at meetings of the board but shall have no vote] shall preside over meetings of the board and have a vote on each matter before the board;
- (3) shall have sole authority to appoint, order, direct and discharge administrative officers and employees of the county, except for the personal staff, employees or agents of elective county offices [the commissioners, auditor, judges and district attorney]. Appointment of department heads shall be subject to consent of a majority of the board of commissioners;
- (4) shall execute the policies of the board and the ordinances of the county;
- (5) shall sign all contracts, bonds, and other instruments requiring county consent;
- (6) shall prepare the county budget for submission to the board; and
- (7) may delegate his or her administrative powers but shall retain full responsibility for the acts of his or her subordinates.
- (8) The chair of the board of commissioners shall perform all functions assigned in this Charter to the county executive. This Charter may be restated by the office of county counsel to replace all references to the county executive with references to the chair of the board of commissioners.

New language in a section is underlined; deleted language or comments are enclosed in brackets.

BALLOT MEASURE NO. 2

TITLE:

Multnomah County Charter Review Committee's  
recommendations about election procedures.

QUESTION:

Shall county election procedures be amended to change  
the date for altering commissioner district boundaries, and to  
delete ballot slogans?

STATEMENT OF PURPOSE:

If this measure is approved the county charter election  
procedures will be amended: (1) to change the date by which the  
auditor must prepare a plan for modifying boundaries of  
commissioner districts to conform them to federal census data;  
and (2) to conform the Charter to state law by deleting ballot  
slogans.

Text of Amendments for Ballot Measure No. 2, relating to:

ELECTION PROCEDURES

3.15 APPORTIONMENT OF COMMISSIONER DISTRICTS. [Within thirty days] Not later than August 1 in the year [after] of the official release of each federal decennial census for Multnomah County, the auditor shall determine the population distribution among the commissioner districts specified by this charter. If the population of any commissioner district is more than 115 percent of the population of any other commissioner district, the auditor, in consultation with the Multnomah County Elections Division, shall prepare and present to the board of county commissioners [within that thirty-day period] not later than August 1, a plan for modifying the boundaries of the districts so that the population of no commissioner district will be more than 110 percent of the population of any other commissioner district, notwithstanding the delineation of commissioner districts by this charter. The board of county commissioners shall, within 45 days of the submission of the report, alter the boundaries of the commissioner districts as necessary by ordinance to provide for an approximately equal population distribution. Change in boundaries of the districts shall not affect taking of office of a commissioner-elect with respect to the term of office for which elected prior to the adoption of the reapportionment. The auditor shall, as nearly as possible, retain the general geographic characteristics of districts established by this charter.

11.15 NONPARTISAN OFFICES

(subsections 1,2, 4,5 and 6 remain unchanged)

- (3) Petitions or declarations of candidacy shall contain no reference to any political party ballot or to the political party affiliation of the candidate. [The petition or declaration may contain a statement of twelve words or less of any measure or principles the candidate advocates or of the candidate's qualifications for office and such statement shall appear on the election ballot.]

New language in a section is underlined; deleted language or comments are enclosed in brackets.

Text

Ballot Measure No. 2, Page 1

BALLOT MEASURE NO. 3

TITLE:

Multnomah County Charter Review Committee's  
recommendations about surety bonds.

QUESTION

Shall the county maintain a corporate surety bond for  
its employees and holders of elective office?

STATEMENT OF PURPOSE:

If this measure is approved the county charter will be  
amended to require the county to obtain a corporate surety bond  
for its employees and holders of elective office. The existing  
charter requires only holders of elective office to be bonded,  
and may require individual, rather than "blanket" surety bonds.

Text of amendments for Ballot Measure No. 3, relating to:

## SURETY BONDS

### 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, or appointee to, a county commissioner 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.
- (2) Before the electee or appointee to an elective office takes the office he or she shall [furnish, for the faithful performance of his or her duties in the office, a corporate surety bond in the penal sum of \$25,000 or such greater sum as may be fixed by the board of county commissioners. The county shall pay the premium on the bond.] be eligible to be bonded. The county shall maintain a corporate surety bond for the faithful performance of its employees and holders of elective office.

New language in a section is underlined; deleted language or comments are enclosed in brackets.

BALLOT MEASURE NO. 4

TITLE:

Multnomah County Charter Review Committee's recommendations about setting officers' compensation.

QUESTION:

Shall a salary commission recommend adjusted compensation, if any, for holders of elective office to the voters?

STATEMENT OF PURPOSE:

If this measure is adopted the county charter will be amended to require the auditor to appoint a five member salary commission to review compensation of holders of elective office every two years; the commission may recommend increases or decreases to the voters. Changes in compensation may be approved only at a primary election.

Text of amendments for Ballot Measure No. 4, relating to:

SETTING OFFICERS' COMPENSATION

4.30 COMPENSATION. The compensation of all [elected officers] holders of elective office of Multnomah County shall be fixed by the registered voters of Multnomah County at [either] a Primary [or General] Election only. The auditor shall appoint a five-member salary commission, composed of qualified people with personnel experience, by January 1, 1986, and by January 1 in each even year thereafter. The commission's salary adjustment recommendations, if any, for elected officials shall be submitted to the voters at each subsequent primary election. All elected or appointed Multnomah County officials and employees are prohibited from serving on the salary commission.

New language in a section is underlined; deleted language or comments are enclosed in brackets.

Text

Ballot Measure No. 4, Page 1



BALLOT MEASURE NO. 5

TITLE:

Multnomah County Charter Review Committee's recommendations about vacancies.

QUESTION:

Shall procedures for filling vacancies in elective office be changed, and appointees allowed to seek that office?

STATEMENT OF PURPOSE:

If this measure is adopted the county charter will be amended to require vacancies of one year or more to be filled by election, vacancies of less than one year (but 90 days or more) to be filled by appointment, and vacancies of less than 90 days to remain unfilled. This measure repeals the requirement that all vacancies be filled by appointment, and removes the prohibition on appointees immediately becoming candidates.

Text of amendments for Ballot Measure No. 5, relating to:

VACANCIES

4.50 VACANCIES - FILLING.

- [(1) The board of county commissioners shall promptly fill any vacancy in an elective office of the county.
- (2) If the office becomes vacant less than 21 months after the beginning of the term of office of the last person elected to the office
  - (a) the term of the appointee shall run until the beginning of the first odd-numbered year after the vacancy occurs and
  - (b) at the first general November election after the vacancy occurs, a person shall be elected to fill the vacancy for two years.

The board of county commissioners shall by ordinance prescribe one or more procedures by which candidates to fill such a vacancy may be nominated and elected for the two-year term.

- (3) If the office becomes vacant 21 months or more after the beginning of the term of office of the person last elected to the office, the term of office of the appointee shall be the remainder of the term of the office of the electee.
- (4) Persons appointed to fill a vacancy as county commissioner shall not be a candidate for election to that position at the next election following the term of appointment.]
- (1) If a vacancy occurs in an elective office of the county and the term of office expires:
  - (a) one year or more after the vacancy occurs, then a person shall be elected at the next available election date to fill the vacancy for the remainder of the term of office. The board of county commissioners shall by ordinance prescribe procedures for nominating and electing persons to fill vacancies under this subsection.

- (b) less than one year but ninety days or more after the vacancy occurs, then the board of county commissioners shall appoint a person to fill the vacancy for the remainder of the term of office.
  - (c) less than ninety days after the vacancy occurs, the vacancy shall not be filled.
- (2) For purposes of this Section 4.50, "term of office" means the term of office of the last person elected to the office which is vacant.

New language in a section is underlined; deleted language or comments are enclosed in brackets.

Text  
Ballot Measure No. 5, Page 2

BALLOT MEASURE NO. 6

TITLE:

Multnomah County Charter Review Committee's  
recommendations about administrative departments.

QUESTION:

Shall the charter's description of administrative  
departments and functions be amended to delete outdated  
provisions?

STATEMENT OF PURPOSE:

If this measure is approved the county charter will be  
amended to delete references to existing and outdated  
departments, and to simplify the language describing the  
commissioners' power to establish and abolish administrative  
departments. All existing administrative departments would be  
continued until altered by the board of county commissioners.

Text of amendments for Ballot Measure No. 6, relating to:

ADMINISTRATIVE DEPARTMENTS

6.20 ADMINISTRATIVE DEPARTMENTS AND FUNCTIONS.

- (1) For purposes of county services and the administration of county affairs, the board of county commissioners shall establish [following] administrative departments.  
[are hereby established:
  - (a) A department of judicial administration.
  - (b) A department of public safety.
  - (c) A department of finance.
  - (d) A department of records and elections.
  - (e) A department of medical services.
  - (f) A department of public works.
  - (g) A department of public services.
  - (h) A department of administrative services.
- (2) The board of county commissioners shall set these departments in operation by January 1, 1968.]
- (2) The board of county commissioners may establish, alter and abolish administrative departments as provided in this section. All administrative departments in existence on January 1, 1985 shall continue until altered or abolished in accordance with this section.

[6.30 DEPARTMENTAL FUNCTIONS.]

- (3) [(1)] [Except as this article provides to the contrary,]  
[t]The board of county commissioners
  - (a) shall prescribe the functions of each administrative department of the county and
  - (b) may change the functions of any of the departments from time to time.
- [(2)] For the first two years that the county operates under this charter
  - (a) the department of judicial administration shall have the clerical and ministerial functions prescribed by state law for the county clerk, district court clerk, sheriff, and constable with reference to administration of the courts, except the service and execution of court orders in criminal and quasi-criminal cases;

- (b) the department of public safety shall have
  - (i) the functions of county officers under state law concerning law enforcement, except the service and execution of court orders in civil cases,
  - (ii) custody of persons charged with, or convicted of, violating law, and
  - (iii) protection against disaster; and
- (c) the department of finance shall have, exclusive of the functions of the auditor prescribed by this charter, the functions prescribed by state law for the auditor, the treasurer, the assessor, and the sheriff as tax collector, as well as the functions of the county concerning management of its property.]
- (4) [6.40 DEPARTMENTAL CHANGES.] With the affirmative concurrence of four or more commissioners, the board of county commissioners may
  - (a) [(1)] establish additional administrative departments,
  - (b) [(2)] abolish any [such] department,
  - (c) [(3)] combine two or more [such] departments into one, and
  - (d) [(4)] separate departments so combined[,][except that for two years after this charter takes effect the board may not abolish or make any change in the functions of
  - (1) the department of judicial administration,
  - (2) the department of public safety, or
  - (3) the department of finance.]

New language in a section is underlined; deleted language or comments are enclosed in brackets.

BALLOT MEASURE NO. 7

TITLE:

Multnomah County Charter Review Committee's  
recommendations about district court clerk.

QUESTION:

Shall the office of district court clerk be abolished?

STATEMENT OF PURPOSE:

If this measure is adopted the county charter will be amended to repeal the requirement that the county provide an office of district court clerk, and the requirement that the district court clerk be elected. The State of Oregon operates the district courts, and state law does not require the county to provide a district court clerk.

Text of amendments for Ballot Measure No. 7, relating to:

DISTRICT COURT CLERK

6.50 The people of Multnomah County shall elect:

- (1) A County Sheriff for the function of said office as prescribed by State Law and he shall have sole administration of all county jails and correctional institutions located in Multnomah County.
- (2) A County Clerk[, a District Court Clerk,] and a County Assessor, as prescribed by State Law.
- (3) Multnomah County shall not employ or hire a paid lobbyist.
- (4) That no elected official of Multnomah County may serve more than eight years. This amendment to be retroactive to 1976.
- (5) No elected official of Multnomah County may run for another office in mid-term. Filing for another office shall be the same as a resignation, effective as of date of filing.

New language in a section is underlined; deleted language or comments are enclosed in brackets.



BALLOT MEASURE NO. 8

TITLE:

Multnomah County Charter Review Committee's  
recommendation about elective county clerk.

QUESTION:

Shall the county charter be amended to repeal the  
requirement that the county clerk be elected?

STATEMENT OF PURPOSE:

If this measure is approved the county charter will be  
amended to repeal the requirement that the county clerk be  
elected. The county clerk presently administers elections for  
the county.

Text of amendments for Ballot Measure No. 8, relating to:

COUNTY CLERK

6.50 The people of Multnomah County shall elect:

- (1) A County Sheriff for the function of said office as prescribed by State Law and he shall have sole administration of all county jails and correctional institutions located in Multnomah County.
- (2) A [County Clerk, a] District Court Clerk[,] and a County Assessor, as prescribed by State Law.
- (3) Multnomah County shall not employ or hire a paid lobbyist.
- (4) That no elected official of Multnomah County may serve more than eight years. This amendment to be retroactive to 1976.
- (5) No elected official of Multnomah County may run for another office in mid-term. Filing for another office shall be the same as a resignation, effective as of date of filing.

New language in a section is underlined; deleted language or comments are enclosed in brackets.

BALLOT MEASURE NO. 9

TITLE:

Multnomah County Charter Review Committee's  
recommendation about elective county assessor.

QUESTION:

Shall the county charter be amended to repeal the  
requirement that the county assessor be elected?

STATEMENT OF PURPOSE:

If this measure is adopted the county charter will be  
amended to repeal the requirement that the county assessor be  
elected.

Text of amendments for Ballot Measure No. 9, relating to:

ASSESSOR

6.50 The people of Multnomah County shall elect:

- (1) A County Sheriff for the function of said office as prescribed by State Law and he shall have sole administration of all county jails and correctional institutions located in Multnomah County.
- (2) A County Clerk[,], and a District Court Clerk[, and a County Assessor], as prescribed by State Law.
- (3) Multnomah County shall not employ or hire a paid lobbyist.
- (4) That no elected official of Multnomah County may serve more than eight years. This amendment to be retroactive to 1976.
- (5) No elected official of Multnomah County may run for another office in mid-term. Filing for another office shall be the same as a resignation, effective as of date of filing.

New language in a section is underlined; deleted language or comments are enclosed in brackets.

BALLOT MEASURE NO. 10

TITLE:

Multnomah County Charter Review Committee's  
recommendations about intergovernmental relations coordinator.

QUESTION:

Shall the county be permitted to employ a coordinator  
of intergovernmental relations to represent its interests before  
other governmental bodies?

STATEMENT OF PURPOSE:

If this measure is approved the county charter will be  
amended: to repeal the prohibition on employing or hiring a paid  
lobbyist; and, to authorize the county to employ a coordinator of  
intergovernmental relations to represent the county's interests  
before other bodies of government.

Text of amendments for Ballot Measure No. 10, relating to:

INTERGOVERNMENTAL RELATIONS COORDINATOR

6.50 The people of Multnomah County shall elect:

- (1) A County Sheriff for the function of said office as prescribed by State Law and he shall have sole administration of all county jails and correctional institutions located in Multnomah County.
- (2) A County Clerk, a District Court Clerk, and a County Assessor, as prescribed by State Law.
- (3) [Multnomah County shall not employ or hire a paid lobbyist.] The county may employ a coordinator of intergovernmental relations who shall represent the county's interests before other bodies of government.
- (4) That no elected official of Multnomah County may serve more than eight years. This amendment to be retroactive to 1976.
- (5) No elected official of Multnomah County may run for another office in mid-term. Filing for another office shall be the same as a resignation, effective as of date of filing.

New language in a section is underlined; deleted language or comments are enclosed in brackets.

Text

Ballot Measure No. 10, Page 1

BALLOT MEASURE NO. 11

TITLE:

Multnomah County Charter Review Committee's recommendations about limitations on terms.

QUESTION:

Shall the county's elective officers be limited to serving two consecutive four-year terms in any one elective county office?

STATEMENT OF PURPOSE:

If this measure is approved the county charter will be amended: to prohibit incumbent and future elected officers from serving more than two full consecutive four-year terms in any one elective county office within any twelve year period; and, to repeal an existing prohibition (which is retroactive to 1976) against elected officials serving more than eight years.

BALLOT MEASURE NO. 13

TITLE:

Multnomah County Charter Review Committee's  
recommendations about revenue bonds.

QUESTION:

Shall the county be authorized to issue revenue bonds  
in accordance with state law?

STATEMENT OF PURPOSE:

If this measure is adopted the county charter will be  
amended to permit the county to issue revenue bonds without voter  
approval, but only if sufficient voters do not file a petition  
requesting a vote. This measure will repeal an existing Charter  
provision which requires voter approval for all revenue bond  
issues.



Text of amendments for Ballot Measure No. 12, relating to:

AUDITOR

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 or she finds in the financial affairs of the county, and
  - (d) affix responsibility for the irregularities.]

The auditor shall conduct internal audits of all county operations and financial affairs and make reports thereof to the board of county commissioners according to generally accepted government auditing standards.

The county executive or the responsible elected official shall respond in writing to all internal audit reports stating what actions have been or will be taken to address the findings contained in the audit. The written response shall be made to the board and the auditor in the manner and time frame requested by the auditor.

- (4) The board shall retain each report of the auditor and each response as a public record for at least three years after receiving the report and response.

[13.30 AUDITOR. A candidate for election to the office of auditor in 1966 may be nominated by a petition signed by 250 or more legal voters of the county and filed with the county clerk on or before September 1, 1966.]

New language in a section is underlined; deleted language or comments are enclosed in brackets.

BALLOT MEASURE NO. 12

TITLE:

Multnomah County Charter Review Committee's recommendations about county auditor.

QUESTION:

Shall the auditor be required to perform internal audits, and elected officials be required to respond to the audits?

STATEMENT OF PURPOSE:

If this measure is adopted the auditor will be required to conduct internal audits of all county operations and financial affairs according to generally accepted government auditing standards, and to make reports to the board of county commissioners; elected officials will be required to respond in writing to the audit findings. Existing charter provisions relating to audits, and an obsolete Charter provision relating to the 1966 auditor's election will be repealed.

Text of amendments for Ballot Measure No. 11, relating to:

LIMITATIONS ON TERMS OF OFFICE

6.50 The people of Multnomah County shall elect:

- (1) A County Sheriff for the function of said office as prescribed by State Law and he shall have sole administration of all county jails and correctional institutions located in Multnomah County.
- (2) A County Clerk, a District Court Clerk, and a County Assessor, as prescribed by State Law.
- (3) Multnomah County shall not employ or hire a paid lobbyist.
- (4) [That no elected official of Multnomah County may serve more than eight years. This amendment to be retroactive to 1976.] Effective January 1, 1985, no incumbent or future elected officer of the county shall be eligible to serve more than two full consecutive four-year terms in any one elective county office within any twelve year period. If an officer of the county is elected or appointed to an elective county office for a term of less than four years, the time so served shall not be counted against the limitation on terms within any twelve-year period.
- (5) No elected official of Multnomah County may run for another office in mid-term. Filing for another office shall be the same as a resignation, effective as of date of filing.

New language in a section is underlined; deleted language or comments are enclosed in brackets.

Text of amendments for Ballot Measure No. 13, relating to:

REVENUE BONDS

8.20 BONDED INDEBTEDNESS.

- (1) The board of county commissioners may issue and sell general obligation bonds only in accordance with state law.
- (2) The board may issue and sell revenue bonds only [for purposes and in amounts authorized by the voters of the county] in accordance with state law.

New language in a section is underlined; deleted language or comments are enclosed in brackets.

BALLOT MEASURE NO. 14

TITLE:

Multnomah County Charter Review Committee's  
recommendation about primary elections.

QUESTION:

Shall primary elections be required, and a candidate  
receiving a majority of votes at a primary election be elected?

STATEMENT OF PURPOSE:

This measure will amend the county charter: (1) to  
require primary elections for positions by repealing a provision  
which states that no primary election for a position will be held  
if only one or two people are candidates; and, (2) to provide  
that a candidate at a primary election who receives a majority of  
the votes cast for a position will be elected, and need not run  
at the general election.

Text of amendments for Ballot Measure No. 14, relating to:

PRIMARY ELECTIONS

11.15 NONPARTISAN OFFICES

(subsections 1, 2 and 3 remain unchanged)

(4) [When there are two or fewer candidates for a position, there shall be no primary election for that position. The name or names shall appear on the general election ballot.

(5)]

[When there are more than two candidates for a position, all] The names of all candidates shall appear on the primary election ballot. If a candidate receives a majority of the votes cast for a position at the primary election, the candidate shall be elected to the position. If no candidate for a position at a primary election receives a majority of the votes cast for the position, [T]the two candidates receiving the highest number of votes shall be declared nominees and their names shall appear on the general election ballot.

(subsection 6 is renumbered as subsection 5, but otherwise remains unchange)]

New language in a section is underlined; deleted language or comments are enclosed in brackets.

BALLOT MEASURE NO. 15

TITLE:

Multnomah County Charter Review Committee's recommendations about Charter Review Committee.

QUESTION:

Shall a charter review committee be created to recommend charter changes to the voters in 1990?

STATEMENT OF PURPOSE:

If this measure is approved the county charter will be amended to provide for the appointment of another charter review committee to prepare recommendations to be submitted to the voters at the 1990 primary or general election or both. Procedures for appointing committee members will be changed so that two members come from each senate district having a majority of voters in the county, and one member comes from each district not having a majority.

Text of amendments for Ballot Measure No. 15, relating to:

CHARTER REVIEW COMMITTEE

12.40 APPOINTMENT OF COMMITTEE MEMBERS. The Charter Review Committee shall be composed as follows:

- (1) The Committee shall have two [members] electors appointed from each senatorial district having the majority of its voters within Multnomah County, [who will] and shall have one elector appointed from each senatorial district having less than a majority of its voters within Multnomah County. The Committee shall choose their chairperson from among themselves and [who] shall have authority to establish their own procedures and organization.
- (2) The state senator and the two state representatives who represent residents in each state Senate district located in Multnomah County shall appoint [two] the electors for the district. [, who] Appointees shall reside in the district and Multnomah County. [, to the Committee.] If the three appointers from any Senate district cannot agree [on either or both of the two persons they are to appoint] upon an appointment, any two of the three appointers may [choose one or both of the persons to be appointed] make the appointment.
- (3) [The] If two electors are appointed from [each] a Senate district, they shall not be registered in the same political party.
- (4) The following persons are not eligible for appointment to the Committee: The state senators and representatives who represent districts located in Multnomah County, the Members of the Multnomah County Board of Commissioners, and the county executive, if any, serving at the time of appointment.
- (5) Any vacancy in the Committee shall be filled by the senator and representatives from the Senate district from which the previous member was appointed, using the same method as used for the original appointment.
- (6) Appointments shall be made not later than June 30, [1983] 1989.

12.50 SCOPE OF COMMITTEE REVIEW.

- (1) The Committee shall commence study of the Charter by all appropriate means including open hearings and



meetings, the taking of testimony and interviewing witnesses.

- (2) The Committee shall review the county charter and any issues relating thereto. [, including the role of the county auditor.]

12.60 REPORT OF COMMITTEE. At least [N]ninet~~y~~-five days prior to the primary or general election or both of [1984] 1990, the Committee shall report to the people and to the Board of County Commissioners their findings, conclusions and recommendations including any amendments they propose to the Charter.

12.70 SUBMISSION OF AMENDMENTS TO THE PEOPLE. All amendments proposed by the Committee shall be submitted to the people of Multnomah County at the [1984] 1990 primary or general election[.] , or both.

New language in a section is underlined; deleted language or comments are enclosed in brackets.

BALLOT MEASURE NO. 16

TITLE:

Multnomah County Charter Review Committee's  
recommendations about citizen involvement.

QUESTION:

Shall the county charter require establishment of an  
office of citizen involvement?

STATEMENT OF PURPOSE:

If this measure is approved the county charter will be amended to establish an office of citizen involvement which will be charged with facilitating direct communication between the citizens and the county commissioners. The board of county commissioners will establish a citizens' committee and a citizen involvement process and be required to appropriate funds for operation of the office and the citizens' committee. The committee will have the authority to hire and fire its staff.

Text of amendments for Ballot Measure 16, relating to:

CITIZEN INVOLVEMENT

3.75 CITIZEN INVOLVEMENT.

- (1) The Office of Citizen Involvement is hereby established. The Office of Citizen Involvement shall develop and maintain citizen involvement programs and procedures designed for the purpose of facilitating direct communication between the citizens and the board of county commissioners.
- (2) A citizens' committee and the structure of the citizen involvement process shall be established by ordinance.
- (3) The board of county commissioners shall appropriate sufficient funds for the operation of the office and the committee.
- (4) The citizens' committee shall have the authority to hire and fire its staff.

New language in a section is underlined; deleted language or comments are enclosed in brackets.

BALLOT MEASURE NO. 17

TITLE:

Multnomah County Charter Review Committee's  
recommendations about resignation of officials.

QUESTION:

Shall the charter be amended to repeal the prohibition  
against officials running for another office while holding an  
existing office?

STATEMENT OF PURPOSE:

If this measure is approved, the county charter will be  
amended to repeal the provision which states that if an elected  
official runs for another office in mid-term, or files for  
another office, the elected official will be considered as having  
resigned from the existing office.

Text of Amendments for Ballot Measure No. 17, relating to:

ELECTION PROCEDURES

Section 6.50(5) is repealed.

6.50 The people of Multnomah County shall elect:

- (1) A County Sheriff for the function of said office as prescribed by State Law and he shall have sole administration of all county jails and correctional institutions located in Multnomah County.
- (2) A County Clerk, a District Court Clerk, and a County Assessor, as prescribed by State Law.
- (3) Multnomah County shall not employ or hire a paid lobbyist.
- (4) That no elected official of Multnomah County may serve more than eight years. This amendment to be retroactive to 1976.
- [ (5) No elected official of Multnomah County may run for another office in mid-term. Filing for another office shall be the same as a resignation, effective as of date of filing. ]

New language in a section is underlined; deleted language or comments are enclosed in brackets.

BALLOT MEASURE NO. 18

TITLE:

Multnomah County Charter Review Committee's  
recommendations about voting at meetings.

QUESTION:

Shall the county charter be amended to require a  
majority of the Board to make decisions?

STATEMENT OF PURPOSE:

If this measure is approved the county charter voting  
procedures will be amended to require that a majority of the  
Board, not just a majority of those present, vote to make Board  
decisions.

Text of amendments for Ballot Measure 18, relating to:

CONCURRENCE REQUIRED FOR ACTION

3.40 CONCURRENCE REQUIRED FOR ACTION. Except as this charter provides to the contrary, the board may act at a meeting only with the affirmative concurrence of a majority of its members. [present at a meeting.]

New language in a section is underlined; deleted language or comments are enclosed in brackets.

## EXPLANATIONS



## BALLOT MEASURE NO. 1

### GOVERNING BODY

#### Explanation

This measure amends county charter provisions concerning the governing body in Multnomah County.

This measure eliminates the position of county executive and provides for a board of four commissioners elected from districts and a chair of the board elected at large. This measure provides new boundaries for four county commissioner districts and eliminates the fifth district.

This measure provides an effective date of January 1, 1987; provided, however, that it takes effect January 1, 1986, for the purpose of electing the chair of the board and, if required, commissioners. This measure also provides that incumbent commissioners may continue to hold the office for the term to which they were elected or appointed.

This measure provides that the chair of the board of commissioners shall preside at board meetings, but will not have veto power. Under this measure, the chair will be chief executive officer and personnel officer of the county. This measure requires the chair of the board of commissioners to perform all functions assigned in the Charter to the county executive. This measure also permits the office of county counsel to replace all references in the Charter to the county executive with references to the chair of the board of county commissioners.

The Charter Review Committee found that separation of powers between a county executive and a board of commissioners creates an unnecessary layer of government at the local government level and an unnecessary adversarial relationship between executive and legislative branches of government.

The Committee also found that separation of powers causes confusion for the public regarding who sets policy in Multnomah County. The Committee found that governmental responsibility is being reduced as the county phases out of providing urban services to the unincorporated area of the county.

By way of cost savings, the Committee found that the potential savings in reducing the board of county commissioners by one position is approximately \$160,000 - \$180,000.

The Charter Review Committee concluded that the governmental structure of Multnomah County should foster a spirit of cooperation between executive and legislative authorities in county government. The structure also should eliminate confusion regarding the setting of public policy.

The Committee also concluded that since county governmental responsibilities are being reduced, the size and expense of county government also should be reduced.

BALLOT MEASURE NO. 2

ELECTION PROCEDURES

Explanation

This measure amends county provisions concerning election procedures.

This measure changes the date by which the auditor must prepare a plan for modifying boundaries of commissioner districts to conform them to federal census data.

This measure grants the auditor until August 1st to determine the population distribution among the commissioner districts and to prepare a reapportionment plan, if necessary, after the official release of the census for Multnomah County. This is a change from present charter language requiring these tasks to be completed within thirty days of the official release of the census for Multnomah County.

The Charter Review Committee found that the present charter language does not cite a date which can be identified as the "official" date when the census report is released. The Committee also found that thirty days is not sufficient time to complete the reapportionment process.

This measure also conforms the county charter to state law by deleting ballot slogans. The 1983 Oregon legislature passed a law eliminating the reference to what are commonly called "ballot slogans" in Oregon.

### BALLOT MEASURE NO. 3

#### SURETY BONDS

##### Explanation

This measure amends the county charter provision concerning surety bonds.

This measure amends the Charter to require the county to maintain a corporate surety bond for the faithful performance of its employees and elective officeholders.

The existing Charter requires only elective officeholders to be bonded, and may require individual rather than "blanket" surety bonds. The present charter provision requires that before the electee or appointee to an elective office takes the office he or she shall furnish a corporate surety bond in the penal sum of \$25,000 or such greater sum as may be fixed by the board of county commissioners. Under this measure this provision is repealed and in its place the county is required to maintain a corporate surety bond for the faithful performance of its employees and elective officeholders.

The Charter Review Committee found that effective January 1, 1983, statutory mandatory bonding requirements for county officeholders were repealed. State law now provides that a county governing body may require bonding by ordinance with such surety as the governing body determines necessary.

The Committee also found that present charter language is ambiguous as to whether the county is required to write a separate bond for each officeholder or whether the county can add the elective officeholders to the employees' Faithful Performance Bond. The Committee also found that the county now has a \$500,000 employees' Faithful Performance Bond for county employees.

The Committee found that individual bonds written on a three-year policy cost \$400 - \$450 each. Eliminating the individual bonds and carrying the elective officeholders on the employees' Faithful Performance Bond will save the county approximately \$5,000 annual premium expense. Since the increased risk is insignificant, there is no additional cost in adding the officeholders to the employees' Faithful Performance Bond.

The Charter Review Committee concluded that it is in the county's best interests to continue to have elective officeholders who are able to be bonded. The Committee also concluded that since the county will save approximately \$5,000 annual premium expense, the county should bond its elective officeholders through the employees' Faithful Performance Bond.

BALLOT MEASURE NO. 4

COMPENSATION

Explanation

This measure amends the county charter provision concerning setting elected officers' compensation.

This measure requires the county auditor to appoint a five-member salary commission by January 1, 1986, and every two years thereafter. This measure requires the commission to be composed of qualified people with personnel experience.

This measure also provides that the commission's salary adjustment recommendations for elected officials shall be submitted to the voters at each primary election after January 1, 1986. The commission may recommend increases or decreases to the voters.

This measure prohibits all elected or appointed Multnomah County officials and employees from serving on the salary commission.

The Charter Review Committee found that independent judgment is desirable in establishing salary adjustment recommendations for elected county officials to refer to the voters. The Committee also found that since the present salaries for elected officers have been approved by the voters, these salaries are the base salaries to which future increases or decreases will be made.

BALLOT MEASURE NO. 5

VACANCIES

Explanation

This measure amends county charter provisions concerning filling vacancies in elective office.

This measure requires a vacancy of one year or more in an elective county office to be filled by election.

This measure also requires a vacancy of less than one year, but ninety days or more, to be filled by appointment; and a vacancy of less than ninety days to remain unfilled.

This measure repeals the requirement that all vacancies be filled by appointment, and repeals the prohibition on county commissioner appointees immediately becoming candidates at the next election following the term of appointment.

The Charter Review Committee found that the prohibition against an appointee to a vacant commissioner's office being a candidate for election to that position at the next election following the appointment has a negative effect on attracting qualified persons for the position. Qualified persons may wish to serve for a longer period than the balance of the unexpired term.

The Committee also found that the prohibition against an appointee's running for a county commissioner's office automatically excludes retention of the person who has learned the functions of the office.

In reviewing the present charter provisions, the Charter Review Committee concluded that election to office, rather than appointment, is the preferred method for filling a vacancy in an elective county office.

BALLOT MEASURE NO. 6

ADMINISTRATIVE DEPARTMENTS AND FUNCTIONS

Explanation

This measure amends the county charter provisions concerning Administrative Departments and Functions.

This measure deletes references to outdated county administrative departments. The language deleted has been in the Charter since it was adopted in 1966. Since that time, departments have been reorganized according to Section 6.40 of the Charter. The departments currently referred to in the Charter no longer exist. The county now has four administrative departments: Environmental Services, Human Services, Justice Services, and General Services.

This measure continues all administrative departments in existence on January 1, 1985. The departments continue until the board of county commissioners alters or abolishes them.

According to present charter provisions, unaffected by this measure, the board of county commissioners may establish, abolish, combine and separate departments with the affirmative concurrence of four or more commissioners.



BALLOT MEASURE NO. 7

DISTRICT COURT CLERK

Explanation

This measure amends the county charter provisions concerning an elective district court clerk.

This measure repeals the requirement that the county provide an office of district court clerk.

With the reorganization of the state court system, the district court is under the administration of the State Court Administrator, appointed by the Chief Justice of the Oregon Supreme Court. The Charter Review Committee found that the office of district court clerk has no duties and no responsibilities. The Committee concluded that the office of district court clerk should be abolished.

BALLOT MEASURE NO. 8

COUNTY CLERK

Explanation

This measure amends the county charter provision concerning an elective county clerk.

This measure repeals the requirement that the county clerk be elected. The county clerk presently administers elections for the county.

Previously the now-elected county clerk was appointed to the position of Director of Elections and served as the administrator of elections in Multnomah County.

The Charter Review Committee found that the county clerk, being an arm of state government, is an administrator and not a policy maker. The Committee also found that the officeholder performs a highly objective job and the primary responsibilities of the office are administrative. The Committee concluded that the office of county clerk demands a good manager and should be an appointive position.

BALLOT MEASURE NO. 9

ASSESSOR

Explanation

This measure amends the county charter provision concerning an elective county assessor.

This measure repeals the requirement that the county assessor be elected.

Previously the now-elected county assessor was appointed to the position of Director of the Division of Assessment and Taxation. The Charter Review Committee found that the assessor's office does not set policy. The Committee also found that the mission of the assessor's office is the delivery of a service of a technical nature, according to state law. Further the Committee found that the office of county assessor is a managerial position with administrative duties and responsibilities, not a policy-making position.

The Committee concluded that the office of assessor demands a good manager and should be an appointive position.

BALLOT MEASURE NO. 10

LOBBYIST

Explanation

This measure amends the county charter provision concerning a lobbyist.

This measure repeals the prohibition on the county's employing or hiring a paid lobbyist. This measure also authorizes the county to employ a coordinator of intergovernmental relations who shall represent the county's interest before other bodies of government.

The Charter Review Committee found that the state and federal governments mandate services which the county must provide. The Committee also found that under present charter provisions, the county has not been able to adequately represent its interests before other government bodies making decisions impacting Multnomah County and its residents. The Committee further found that public sector lobbying is the conveying of information of a managerial or public policy nature.

The Committee concluded that since the state and federal governments mandate services which Multnomah County must provide, it is in the best interests of the citizens of Multnomah County for the county to be able to represent its interests before other bodies of government.

BALLOT MEASURE NO. 11

LIMITATIONS ON TERMS OF OFFICE

Explanation

This measure amends the county charter provision concerning limitations on terms of office.

The Charter currently prohibits an elected official of Multnomah County from serving more than eight years. The limitation is retroactive to 1976.

This measure repeals the present charter provision on limitations on terms. At the same time, this measure prohibits an incumbent or future elected officer of the county from being eligible to serve more than two full consecutive four-year terms in any one elective county office within any twelve-year period. This measure also provides that if an officer of the county is elected or appointed to an elective county office for a term of less than four years, the time so served shall not be counted against the limitation on terms within any twelve-year period.

The Charter Review Committee found that the current charter provision for limitations on terms of office is overbroad and ambiguous. The Committee also found that it is unclear whether the limitation applies to elective county service generally or to any one elective county office.

The Committee concluded that a limitation on terms of office would enable new leadership to serve the people of Multnomah County.

BALLOT MEASURE NO. 12

AUDITOR

Explanation

This measure amends county charter provisions concerning the county auditor.

This measure requires the auditor to conduct internal audits of all county operations and financial affairs and to make reports to the board of county commissioners according to generally accepted government auditing standards.

This measure also requires the county executive or the responsible elected official to respond in writing to all internal audit reports stating what actions have been or will be taken to address the findings contained in the audit. This measure requires the written response to be made to the board of county commissioners and the auditor in the manner and time frame requested by the auditor.

The board of county commissioners currently is required to retain audit reports as public records for at least three years after receiving the report. This measure adds the response to an audit report to this public record-keeping requirement.

This measure also repeals existing charter provisions relating to audits and an obsolete charter provision relating to the 1966 auditor's election.

The Charter Review Committee found that the financial affairs of the county are audited annually by an independent accounting firm and that the auditor's responsibilities needed to be clarified in the Charter.

The Committee also found that current charter provisions do not contain any standards for audit reports nor is there a requirement for any response to an audit report.

BALLOT MEASURE NO. 13

REVENUE BONDS

Explanation

This measure amends the county charter provision concerning revenue bonds.

This measure authorizes the county to issue and sell revenue bonds in accordance with state law without referring the matter to the voters. If sufficient voters file a petition, the matter shall be referred to the voters. This measure also repeals an existing charter provision which requires voter approval for all revenue bond issues.

During the 1983 Oregon Legislative Assembly, the legislature passed an act providing the authority to municipalities to sell revenue bonds. Under the act (Chapter 320, 1983 Oregon Laws), the board of county commissioners, upon adoption of a resolution or an ordinance authorizing the issuance of bonds, may issue revenue bonds. According to the act, "revenue bonds" are "bonds issued to finance revenue producing facilities, which are secured solely by the revenues generated from revenue producing facilities owned and operated by a public body and which are sold under the authority granted by the Act."

Revenue bonds issued under the act's authority are required to contain a statement that such bonds are payable solely out of pledged revenues of the public body and are not general obligations of the public body or a charge upon the tax revenues of the public body.

If this measure is approved, the county must publish a public notice in order to sell revenue bonds. No bonds may be sold for at least 60 days following publication of the notice. During this 60-day waiting period, the voters may file a petition with the county asking to have the question of whether to issue the bonds referred to a vote. If the county receives petitions containing valid signatures of not less than five percent of the county's registered voters, the question of issuing the bonds shall be placed on the ballot at the next legally available election date. If the question is placed on the ballot, no bonds may be sold until the resolution or ordinance is approved by a

majority of the registered voters of the county voting on the resolution or ordinance.

The Charter Review Committee, in examining this issue, concluded that where public financing is necessary to serve a public need, the board of county commissioners should have the flexibility to move without undue delay. The Committee also concluded that Multnomah County should be able to avail itself of the authority granted to Oregon's municipalities to issue revenue bonds.



BALLOT MEASURE NO. 14

PRIMARY ELECTIONS

Explanation

This measure amends county charter provisions concerning primary elections.

This measure requires primary elections for positions by repealing a provision which states that no primary election for a position will be held if only one or two people are candidates. This measure also provides that a candidate at a primary election who receives a majority of the votes cast for a position will be elected and need not run at the general election.

The Charter Review Committee found that it is confusing to the public for a candidate's name to appear on the general election ballot in November without first having appeared on the primary election ballot.

If this measure passes, a candidate receiving a majority of the votes casts for a position at the primary election shall be elected to the position. This measure eliminates a mandatory runoff election for a candidate receiving a majority of the votes cast for a position at the primary election.

This measure also provides that if no candidate for a position at a primary election receives a majority of the votes cast for the position, the two candidates receiving the highest number of votes shall be declared nominees and their names shall appear on the general election ballot. If this measure passes, a mandatory runoff will occur between the top two vote-getters at a primary election only when one candidate does not receive a majority of the votes cast for the position.

The Charter Review Committee found that the present mandatory runoff provision unnecessarily prolongs the electoral process and adds to the costs of campaigns.

BALLOT MEASURE NO. 15  
CHARTER REVIEW COMMITTEE

Explanation

This measure amends county charter provisions concerning the Charter Review Committee.

This measure provides for the appointment of another Charter Review Committee which will prepare recommendations to be submitted to the voters at the 1990 primary or general election or at both elections.

This measure also requires the appointment of one elector from each senatorial district having less than a majority of its voters within Multnomah County. The Charter currently does not provide for committee appointments from a senatorial district having less than a majority of its voters within Multnomah County. Under present charter provisions, the Committee has two members appointed from each senatorial district having the majority of its voters within Multnomah County. This measure requires appointments to the Committee to be made not later than June 30, 1989.

The Charter Review Committee found that since a majority of the voters within Senate District #3 reside in Washington County after reapportionment, the present charter provision bars Senate District #3 from voting representation on the Committee. Senate District #3 has had a non-voting representative on the Committee.

The Committee concluded that the Charter should provide a means for representation on the Committee for a senate district having less than a majority of its voters within Multnomah County.

This measure also provides that the Committee's report shall be submitted at least ninety-five days prior to the primary or general election of 1990 or prior to both elections.

BALLOT MEASURE NO. 16

CITIZEN INVOLVEMENT

Explanation

This measure amends the county charter concerning citizen involvement. The Charter currently is silent regarding a citizen involvement program in Multnomah County.

This measure establishes the Office of Citizen Involvement. If this measure is adopted, the Office of Citizen Involvement will be required to develop and maintain citizen involvement programs and procedures designed for the purpose of facilitating direct communication between the citizens and the board of county commissioners.

This measure requires that a citizens' committee and the structure of the citizen involvement process be established by ordinance.

This measure also requires the board of county commissioners to appropriate sufficient funds for the operation of the office and the committee. The measure grants the citizens' committee the authority to hire and fire its staff.

The Charter Review Committee found that the citizen involvement program in Multnomah County has taken a variety of forms in recent years including quadrant advisory boards and a citizen involvement task force. The Committee also found that the citizen involvement program has lapsed in the past when funds were not appropriated to continue the program.

The Charter Review Committee concluded that an ongoing citizen involvement program is important to enhance direct communication between the citizens and their board of county commissioners.

BALLOT MEASURE NO. 17

RUNNING FOR OFFICE IN MID-TERM

Explanation

This measure amends the county charter provision concerning running for another office in mid-term.

The present charter provision prohibits an elected official of Multnomah County from running for another office in mid-term.

This measure repeals the provision in the Charter which states that no elected official of Multnomah County may run for another office in mid-term. Under the provision to be repealed, filing for another office is the same as a resignation, effective as of date of filing.

If this measure is approved by the voters, an elected official of Multnomah County may run for another office in mid-term.

The Charter Review Committee found that a prohibition against mid-term filing has a crippling effect on attracting qualified and competent political candidates. The Committee concluded that this prohibition against running for another office in mid-term should be repealed.

BALLOT MEASURE NO. 18

CONCURRENCE REQUIRED FOR ACTION

Explanation

This measure amends the county charter provision concerning concurrence required for board action.

According to present charter requirements, the affirmative concurrence of a majority of board members present at a meeting is sufficient for the board to act. If only three commissioners are present at a meeting, two votes are sufficient for the board to act under the current Charter.

This measure amends the Charter to require that a majority of the board vote affirmatively for the board to act. Three affirmative votes will be required for board action.

The Charter Review Committee concluded that the board of county commissioners should be able to act only with the affirmative votes of three members of the board.