

[underlined language is new; bracketed language is to be deleted]

BEFORE THE BOARD OF COUNTY COMMISSIONERS  
FOR MULTNOMAH COUNTY, OREGON

ORDINANCE NO. 604

An ordinance referring an amendment to the Multnomah County Home Rule Charter to the voters of Multnomah County.

Multnomah County ordains as follows:

SECTION 1.

There shall be submitted to the voters of Multnomah County at the election on March 28, 1989, an amendment to the Multnomah County Home Rule Charter as follows:

The Multnomah County Home Rule Charter Chapter IV is amended by adding the underlined language:

4.50 VACANCIES - FILLING

(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. If no candidate receives a majority of votes cast at that election, the Board of County Commissioners shall call for a special election in which the names of the two candidates receiving the highest number of votes shall appear on the ballot. The candidate receiving a majority of votes cast will be deemed elected to fill the balance of the unexpired term. 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.

(3) In the event of a vacancy in the office of Chair, Sheriff or Auditor, the Board shall by ordinance prescribe procedures to designate an interim occupant of the office. The person so designated shall serve as acting Chair, Sheriff or Auditor, as the case may be, until the office is filled by election or appointment, as appropriate under section 4.50 (1).

The ballot title for the measure in Section 1 shall read:

- CAPTION -

A CHARTER AMENDMENT CONCERNING FILLING VACANCIES IN COUNTY ELECTIVE OFFICES.

- QUESTION -

Shall changes be made in the procedure for filling vacancies in elected office?

- STATEMENT OF PURPOSE -

The current charter provides for a vote to fill a vacancy in elected office when the unexpired term exceeds one year. This charter amendment adds requirement for run-off election between two candidates receiving the most votes. The charter amendment also authorizes county commission to appoint acting officials pending the filling of vacant offices.

SECTION 3.

The Director of Elections shall cause the election on the measure to be held on March 28, 1989 in accordance with law.

ADOPTED THIS 27th day of December, 1988, being the date of its second reading before the Board of County Commissioners of Multnomah County.

BOARD OF COUNTY COMMISSIONERS  
OF MULTNOMAH COUNTY, OREGON

( S E A L )

By Gladys McCoy  
Gladys McCoy, County Chair

APPROVED AS TO FORM:

Laurence Kressel  
Laurence Kressel, County Counsel