

VOTER INFORMATION

YOU MAY REGISTER TO VOTE IF:

1. You are a resident of Oregon;
2. You are at least 17 years of age (though you will not receive a ballot until an election occurs on or after your 18th birthday), and
3. You are a United States citizen.

YOU MUST UPDATE YOUR REGISTRATION IF:

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Your voted ballot must be received in any county election office or ballot box drop site by 8:00 pm on election night, Tuesday, March 11, 2008.

Remember: the postmark does not count.

If you prefer, instead of mailing your ballot, you may take it to one of the **Official Ballot Drop Sites**, listed below.

City of Oregon City - City Hall (outdoor drop box)

320 Warner-Milne Road
Oregon City Phone: 503.657.0891
Outdoor Ballot Drop Boxes can be accessed 24 hours a day; they will be locked at **8:00 pm** on Election Day.

Clackamas County Elections

1710 Red Soils Ct., Ste. 100, Oregon City
Phone: 503.655.8510
Mon - Fri 8:30 am - 5:00 pm
Election Day 7:00 am - 8:00 pm

CITY OF OREGON CITY MEASURE 3-280

BALLOT TITLE:
EXPANDS OREGON CITY BOUNDARIES
TO INCLUDE ADDITIONAL LAND

QUESTION:
Shall 114 acres east of Beaver Creek Road, north of Old Acres Lane be annexed into the Oregon City city limits?

SUMMARY:
A 114-acre set of parcels comprised of four (4) tax lots located in the southeast side of the City on one side of Beaver Creek Road consisting of Tax Lots 201, 202, and 290, in the NE 1/4 of Section 15 (15A); and Tax Lot 3500 in the SE 1/4 of Section 10; T3S, R2E, W.M., Clackamas County, Oregon.

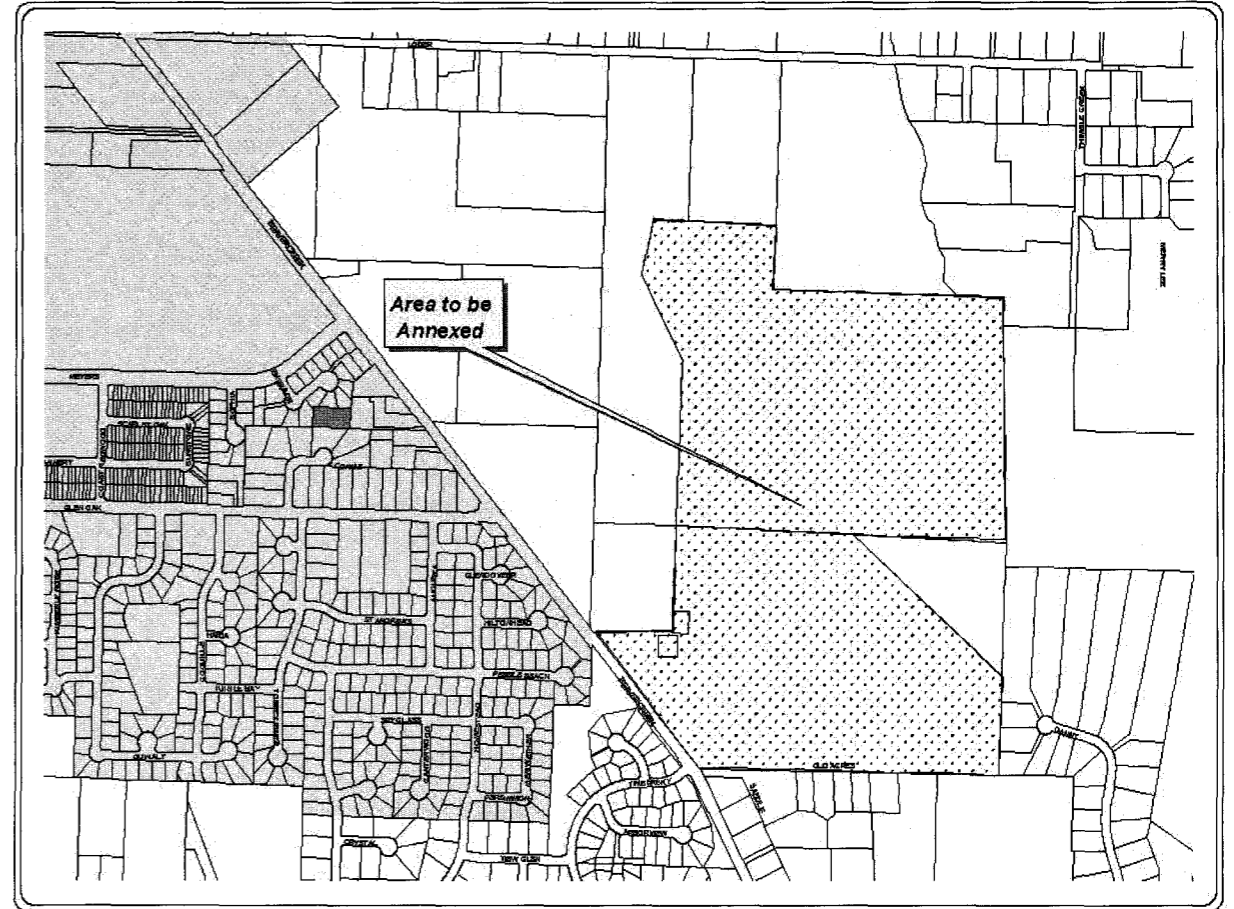
The proposal was submitted to allow connection to city services for existing and future development. The property contains three (3) single-family dwellings and three commercial structures (Oregon City Golf Club buildings) and a population of 9. It is currently zoned FU-10 "Future Urbanizable" and is located within the City's UGB. The County's "Oregon City Area Land Use Plan" designates the property Low Density Residential. The City Commission has concluded that it meets all state, regional and City requirements for annexation into the City and services can be adequately provided to the property.

EXPLANATORY STATEMENT

This measure would expand the City's boundaries by approximately 114 acres by including within the City property described as follows:

A 114-acre set of parcels comprised of four (4) tax lots located on the southeast side of the City on one side of Beaver Creek Road consisting of Tax Lots 201, 202, and 290, in the NE 1/4 of Section 15 (15A); and Tax Lot 3500 in the SE 1/4 of Section 10; T3S, R2E, W.M., Clackamas County, Oregon.

The proposal was submitted to allow connection



to City services for existing and future development. The property contains three (3) single-family dwellings and three commercial structures (Oregon City Golf Club buildings) and a population of 9. It is currently zoned FU-10 "Future Urbanizable" and is located within the City's Urban Growth Boundary. The County's "Oregon City Area Land Use Plan" designates the property Low Density Residential. The City Commission has concluded that it meets all state, regional and City requirements for annexation into the City and services can be adequately provided to the property.

If this annexation is approved, the properties will be withdrawn from the Clackamas County Service District for Enhanced Law Enforcement and from Clackamas River Water District and the City will be responsible for police and water service.

The City Charter requires voter approval of all annexations. A map showing the parcels accompanies this explanatory statement.

(Arguments can be found on reverse side)

**MEASURE 3-280
ARGUMENT IN FAVOR**

We are the property owners and urge you to vote YES on this annexation. Our property, the property being considered for annexation, is the Oregon City Golf Club.

We've lived here for almost 60 years and have long considered ourselves to be part of the city. In 1922 - 86 years ago - Oregon City business leaders and golf enthusiasts created the Oregon City Golf Course. My father, Joe Herberger, purchased the course in 1949, and I, along with my sisters and brothers, was raised on the property. In our minds, we have always been Oregon City residents, even though our property lay just outside the city boundary.

Our parents, Joe and MayRose Herberger, supported bringing our property into Metro's Urban Growth Boundary in the late 1970s (a majority of the property now up for annexation was brought into the UGB in 1979). They believed doing so would serve the growth of this community.

Our relationship with Oregon City and its residents has long been a mutually beneficial one. We have provided an area of recreation for generations of residents and we wish to continue the stewardship for this property as it transitions into a living community for generations of families to come. Doing that as proud and active citizens of a place we have long considered our lifelong place of residence is an important issue for us.

Oregon City's growth brings us to an important moment. Our land is inside of Oregon City's Beaver Creek Road Concept Plan Area. The city expects this to be an important and visible project in the coming years. We will be impacted by these activities. As residents and property owners within the city, we expect to have more impact on how our property is managed.

Thank you for voting YES on this measure.

Sincerely,
Rose Holden-Herberger

*Furnished by:
The Herberger Family
Rose Holden*

The printing of this argument does not constitute an endorsement by Clackamas County, nor does the County warrant the accuracy or truth of any statements made in the argument.

**MEASURE 3-280
ARGUMENT IN OPPOSITION**

**BEFORE YOU VOTE ON ANNEXATION,
THINK ABOUT THE COST TO YOU IN
FUTURE TAXES. JUST VOTE NO!**

Annexations create an additional burden on our schools, sewer capacity, fire and police protection, and community services. The estimated cost of adding each new home to the City can be as much as \$33,000 in needed additional services. The cost to taxpayers for hundreds of new homes (as proposed) is in the **MILLIONS** of dollars! (The Cost of Growth in Oregon, Eben Fodor, 1998).

The Transportation Study for this site conducted by Oregon City's traffic consultant shows **\$141.6 MILLION** to **\$191.6 MILLION** in new roads will be needed with build-out of this area (today's dollars). The City has not addressed where this money is coming from (Beaver Creek Rd Concept Plan, May 9, 2007, p. 39). **This means you, the Oregon City taxpayers!**

According to the study, Hwy 213 between Beaver Creek Rd and Hwy 205 will fail without these funds. The prediction is for over 33,000 new vehicle trips with build-out of this area (BRCP, May 9, 2007 p. 21).

City roads are failing! The City budget says there's no money for road improvements or new roads. Annexations upon build-out add more cars to the overtaxed roads making the problem worse.

An argument in favor for this annexation says it will provide new jobs. The Beaver Creek Rd Concept Plan shows this area zoned

as high density residential with over 1,000 very dense apartments, condos, homes and some 3-5 story commercial buildings along Beaver Creek Rd.

While new homes will contribute to property tax revenue, the amount the city receives from residential property does not cover the cost of providing for additional services (The Oregonian, 11-16-06).

About 70% of citizens attending the Beaver Creek Rd Concept Plan Open House signed a petition opposing the plan connected with this annexation (April 10, 2007).

**JOIN THEM AND VOTE NO ON
ANNEXATIONS THAT DON'T PAY
THEIR OWN WAY!**

*Furnished by:
Citizens for Responsible Government*

Former Oregon City Mayor, John F. Williams
Christine Kosinski
Kami Kehoe

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County Elections has moved! We are now located at 1710 Red Soils Court in Oregon City, between the Hilltop Mall and the Public Services Building.



VOTERS' PAMPHLET

**SPECIAL ELECTION
MARCH 11, 2008**

Ballots must be returned to:

**Clackamas County Elections
1710 Red Soils Ct., Ste. 100
Oregon City, OR 97045
by 8:00 pm,
March 11, 2008**

**SHERRY HALL
County Clerk**



STYLE 1

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If you prefer, instead of mailing your ballot, you may take it to one of the **Official Ballot Drop Sites**, listed below.

Ledding Library of Milwaukie

10660 SE 21st Ave., Milwaukie
Phone: 503.786.7580

Mon - Thu 12:00 pm - 9:00 pm
Fri, Sat 12:00 pm - 5:30 pm
Sun 12:00 pm - 5:00 pm

Election Day - Open until 8:00 pm

Oak Lodge Library (Indoor & Outdoor)

16201 SE McLoughlin Blvd., Oak Grove
Phone: 503.656.8543

Tue - Thu 12:30 pm - 8:00 pm
Fri, Sat 10:30 am - 6:00 pm
Sun, Mon CLOSED

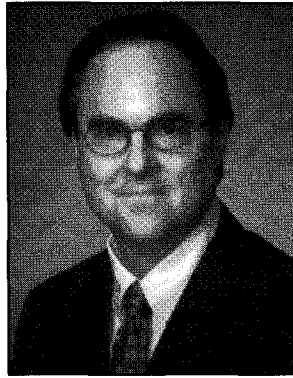
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Mon - Fri 8:30 am - 5:00 pm
Election Day 7:00 am - 8:00 pm

MILWAUKIE CITY COUNCILOR POSITION 1



**GREG
CHAIMOV**

Occupation: Attorney

**Occupational Back-
ground:** Attorney in
private practice; Legisla-
tive Counsel, Oregon
Legislative Assembly;
Attorney-in-Charge,
Special Litigation

Unit, Oregon Department of Justice.

Educational Background: Lewis and Clark Law
School, J.D.; Carleton College, B.A.;
Crescent Valley (Corvallis) High School, 12.

Prior Governmental Experience: President,
Clackamas County Vector Control District Board
of Trustees; Chair, Milwaukie Ledding Library
Board; Vice-Chair, Island Station Neighborhood
Association; Vice-Chair, Clackamas County
Historic Review Board; Vice-Chair, Five-Member
County Commission Task Force.

The City Council's Unanimous Choice

The Milwaukie City Council voted unanimously to
appoint Greg to the council. Please vote to keep
him there. He makes a difference.

"Greg is the right person to address the
challenges and opportunities facing Milwaukie
now, tomorrow, and in the future. He's fair. He
keeps an open mind. And, most important, he
listens."

Milwaukie City Councilor Joe Loomis

Your Neighbors' Choice

"As a neighborhood leader, Greg has learned to
look to neighborhoods for solutions and not
impose solutions from the top."

Ed Zumwalt

"Ed Zumwalt and I don't agree on much, but one
thing we do agree on is that Greg Chaimov is a
terrific city councilor."

Jeff Klein

Community Values: Ethics and Stewardship

Promoting an open city government that
listens to citizens

Revitalizing downtown and the commercial
areas east of 32nd Avenue

Protecting neighborhoods from traffic,
crime, and noise

Ensuring that neighborhoods plan growth -
not the other way around

Removing the sewage treatment plant
from the riverfront

Ensuring that tax dollars are spent well

And most important, working with regional
partners, including the county and Metro, to
ensure that Milwaukie keeps the qualities that
make it the special place in which we live.

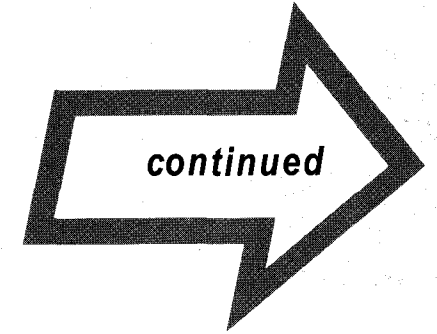
Please join the neighbors and community
leaders from across the political spectrum who
support keeping Greg on the council:

State Representative Carolyn Tomei
Clackamas County Commission Chair
Lynn Peterson

Milwaukie Mayor Jim Bernard
Milwaukie City Council President Susan Stone
Milwaukie City Councilor Debra Barnes
Cheryl Ausmann-Moreno
Lynne and Dave Gary
Lisa Gunion-Rinker
Dolly Macken-Hambright
Ronn Palmer
Colleen Schacht

(This information furnished by One Milwaukie.)

**The above information has not been verified for
accuracy by the County.**



**MILWAUKIE CITY COUNCILOR
POSITION 1**



**DAVID
MILLER**

Occupation:
Business Continuity/
Disaster Recovery
Consultant

**Occupational Back-
ground:** I have spent
my career working in
broadcast electronics

and information technology (IT). I have been both self employed and worked for companies large and small. After 10 years in broadcasting I moved to IT. For 15 years I have held professional IT positions including engineering, project/program management, consulting and business continuity.

Educational Background: Bates Technical Collage, AA, Radio Broadcasting; Bates Technical Collage, AA, TV Broadcasting; Portland State University, Project Management.

Prior Governmental Experience: None.

I believe when you vote, you have to ask each candidate what they bring to the table. I have 325 words to briefly convey to you, what I believe in and stand for. I'm guided by common sense. I have worked for pay checks and have made payrolls. I'm not a professional politician. I'm a person just like you, concerned about my family and the city we live in.

I'm a person that on any spending decision made for the city will ask this simple question, "If this were my money, would I be spending it on this?" If the answer is no, that spending will not be supported.

I was recently blessed with the arrival of my first child. My world changed. Questions about where I live came to the forefront. Is it safe? Is it a city I want a child to grow up in? Can that child ride a bike down the street? Another promise I gladly make is everything I, as your city counsel member, do will be designed to answer these fundamental questions with a resounding yes.

I ask you for your vote and your support. In return I pledge to you that I'll represent you with the professionalism and zeal that you would wish of all politicians. I will keep open lines of communications and truly want to hear what your concerns are and how you think we can make Milwaukie a city to be proud of. Thank you for your support!

(This information furnished by Citizens for David Miller.)

The above information has not been verified for accuracy by the County.



VOTERS' PAMPHLET

**SPECIAL ELECTION
MARCH 11, 2008**

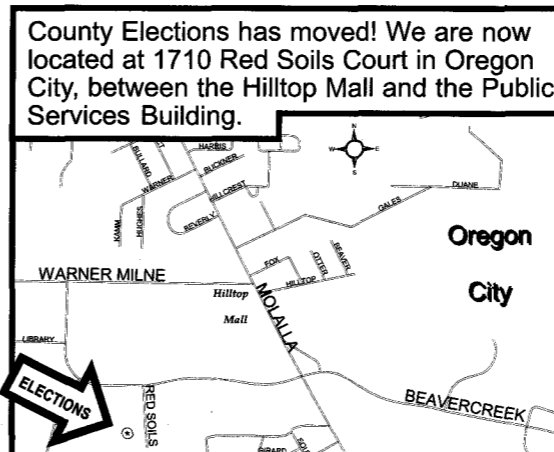
Ballots must be returned to:

Clackamas County Elections
1710 Red Soils Ct., Ste. 100
Oregon City, OR 97045
by 8:00 pm,
March 11, 2008

**SHERRY HALL
County Clerk**



STYLE 2



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West Linn City Hall (outdoor ballot drop site)

22500 Salamo Rd.
West Linn Phone: 503.657.0331
Outdoor Ballot Drop Boxes can be accessed 24 hours a day; they will be locked at **8:00 pm** on Election Day.

West Linn Library

1595 Burns Street
West Linn Phone: 503.656.7853
Mon - Wed 11:00 am - 8:00 pm
Thu, Fri 10:00 am - 6:00 pm
Sat, Sun 12:00 pm - 5:00 pm

Clackamas County Elections

1710 Red Soils Ct., Ste. 100, Oregon City
Phone: 503.655.8510
Mon - Fri 8:30 am - 5:00 pm
Election Day 7:00 am - 8:00 pm

CITY OF WEST LINN MUNICIPAL COURT JUDGE



**HEATHER L.
KARABEIKA**

Occupation:
*Attorney, Law Office of Heather Karabeika, West Linn, Oregon 2004-present (Specializing in criminal defense, juvenile law and domestic relations)

*Interim Presiding Judge, West Linn Municipal Court 2007-present.

Occupational Background:
*Pro Tem Judge, Canby, West Linn Municipal Courts; *Deputy District Attorney, Clackamas County District Attorney's Office, 1996-2004.

Educational Background:
Willamette University College of Law, JD; Washington State University, BA.

Prior Governmental Experience:
*Pro Tem Judge, Canby, West Linn Municipal Courts 2004-2007.

I have been a lawyer since 1994, and have years of experience as a prosecutor and defense attorney. While prosecuting, I handled misdemeanors to homicides, specializing in domestic violence, juvenile law, and property crimes. As a sole practitioner, I have handled domestic relations matters, represented family members in juvenile court, and acted as a public defender in Clackamas County handling a wide variety of cases. I feel my varied experience and long-term commitment to public service make me an excellent candidate for this position.

I believe judges should have a calm demeanor, well-rounded experience and knowledge base

and careful, considerate approach to each matter that comes before them, whether a serious criminal case or traffic infraction. Each citizen deserves to be treated fairly and respectfully.

I was appointed in 2007 as West Linn's presiding judge and prior to that pro tem judged in West Linn for three years and occasionally in the City of Canby. I have three children who attend West Linn schools and I live and work in this wonderful community and would be honored to continue serving as its judge.

"Oregon City attorney Jerry Seeberger, who has served alongside Karabeika as a county prosecutor and defense attorney, says she's smart and has a wide range of experience that will support her as a judge. "West Linn made an excellent choice for a judge," Seeberger said. "She has a great disposition; she's bright and intelligent; and I think the citizens of West Linn will be well served with her on the bench." " (Jim Hart, *West Linn Tidings*, 9/13/07)

Visit www.karabeikaforjudge.com

(This information furnished by Heather L. Karabeika.)

The above information has not been verified for accuracy by the County.

CITY OF WEST LINN MUNICIPAL COURT JUDGE



**BETH DeCHAIINE
WICKLUND**

Occupation:
Mother; Co-Owner of Small Business.

Occupational Background: Co-Owner of Small Business past nine years; Marketing Director for Commu-

nications Company (directed advertising for six corporations and 23 regional shop locations); Marketing Director for Gift Company (managed major national accounts, coordinated sales representatives and distributors while representing company at trade shows throughout the U.S.); Legal Assistant (assisted attorney in preparation of documents for litigation, including appeals); Law Clerk; Professional Ski Instructor.

Educational Background:
Willamette University College of Law, JD; University of Oregon, BA, Rhetoric and Communication.

Prior Governmental Experience: None.

LEADERSHIP, AWARDS AND VOLUNTEER EXPERIENCE: Willamette University College of Law (Class President, 2nd and 3rd years; Class Vice President, 1st Year; Law School Tutor); University of Oregon Centurion Award (leadership and involvement on campus and in the community).

Law Clerk (Volunteer), Clackamas County District Attorney's Office; Research Assistant (Volunteer), Marion County Judge; Legislative Intern, State Representative.

Cub Scout Leader; Classroom and PTA Volunteer in West Linn Schools; Cooperative Pre-school Board Member (Vice President/Membership Chair and Job Coordinator).

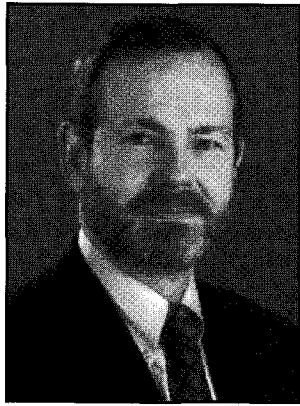
PERSONAL: Married to Eric Wicklund for 14 years. We have two boys who are receiving an outstanding education in our West Linn Schools. We have been residents of West Linn for the past ten years. I am a native Oregonian and have lived all my life in Clackamas County, except for my undergraduate education at the University of Oregon.

I believe I am an unbiased, hardworking, and fair individual who, as a member of the Oregon State Bar, would make an excellent municipal judge for the City of West Linn.

(This information furnished by Beth Wicklund for Judge Committee.)

The above information has not been verified for accuracy by the County.

**CITY OF WEST LINN
MUNICIPAL COURT JUDGE**



**CHRISTOPHER
BURRIS**

Occupation:

1989 - present -
Christopher Edward
Burriss - Attorney at
Law, Oregon City.

**Occupational
Background:**

1986 - 89 - Partner,
Schumaker,
Bernstein, & Burriss,

Oregon City, (Associate, Schumaker & Bernstein, 1984 - 86); 1989 - 94 - State Director/ Assistant State Director for Oregon (part time), National Academy for Paralegal Studies; 1981 - 84 - Associate, Cosgrave, Kester, Crowe, Gidley & Lagesen, Portland; 1977 - 81 - Assistant Prosecuting Attorney, Lucas County Prosecutors Office, Toledo, Lucas County, Ohio; 1975 - 81 - Toledo Legal Aid Society; 1977 - 81 - Instructor (part time), Paralegal Program, University of Toledo Community and Technical College.

Educational Background:

University of Toledo College of Law, graduate, JD (1976); Syracuse University, graduate, BA (1974), History.

Prior Governmental Experience: 2007 - present - Judge pro tem, West Linn Municipal Court; 1988 - present - Judge pro tem, Milwaukie Municipal Court.

I have lived in West Linn for twenty years. I am married with three children, all of whom have grown up and attended school in West Linn. I have coached youth sports, and have served on several boards, including the Marylhurst Early Childhood Center and the West Linn Baseball Association.

I have been a trial lawyer for over thirty years, with a practice in Oregon City since 1984. I have a wide range of legal experience, including civil practice, teaching, and criminal practice, both prosecution and defense. I have also served as a judge pro tem in the Milwaukie Municipal Court since 1988, and currently serve as a pro tem judge in the West Linn Municipal Court.

I consider the position of Municipal Court Judge to be a form of community service. I believe the position should be truly non partisan, and have therefore not solicited nor accepted contributions.

I would like to see the court expand its caseload to handle cases which now go to Circuit Court, and to explore the feasibility of making the municipal court a court of record, so that more matters can be resolved within the community.

(This information furnished by Christopher Burriss.)

The above information has not been verified for accuracy by the County.



VOTERS' PAMPHLET

**SPECIAL ELECTION
MARCH 11, 2008**

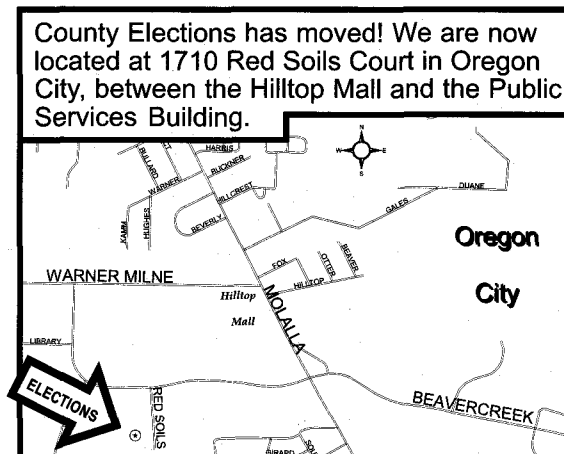
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Oregon City, OR 97045
by 8:00 pm,
March 11, 2008**

**SHERRY HALL
County Clerk**



STYLE 3



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Damascus City Hall

19920 SE Hwy. 212

Damascus Phone: 503.658.8545

Mon - Fri 8:00 am - 5:00 pm

Election Day 7:00 am - 8:00 pm

Clackamas County Elections

1710 Red Soils Ct., Ste. 100, Oregon City

Phone: 503.655.8510

Mon - Fri 8:30 am - 5:00 pm

Election Day 7:00 am - 8:00 pm

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CITY OF DAMASCUS MEASURE 3-281

BALLOT TITLE:

AMENDS CHARTER: REQUIRES COMPENSATION IF CITY REGULATION REDUCES PROPERTY VALUE

QUESTION:

Shall the Damascus City Charter be amended to require payment of compensation when City land use regulation decreases property value?

SUMMARY:

This measure, initiated by citizen petition, would add a new section, "Property Rights," to the Damascus City Charter. The measure would prevent the City from enacting, approving or acquiescing to any land use regulation that limits or prohibits the right to use, divide, possess, sell or improve any private property in such a manner as will diminish the fair market value of the property, without paying full monetary compensation for the amount of the resulting diminution in fair market value.

The measure applies to regulations adopted after January 1, 2006. It exempts regulations to protect public health or safety, to limit or prohibit a use of property for criminal activity or creating a nuisance; or required by state or federal law. A property owner would be authorized to bring a court action for compensation, recover reasonable attorney fees, and/or obtain other appropriate equitable remedies for violation of this section.

This measure does not permit the City to waive a land use regulation rather than pay compensation.

EXPLANATORY STATEMENT

This measure, if approved, would amend the Damascus City Charter to prohibit the City from enacting, approving or acquiescing to any land use regulation if that regulation diminishes the fair market value of property by limiting or prohibiting the property owner's right to use, divide, possess, sell or improve the property unless the City pays the property owner the dollar amount by which the fair market value was diminished by the regulation. This measure would give the property owner a right to sue the City for compensation and, if the property owner won, for the owner's attorney fees.

The measure exempts land use regulations that protect public health or safety, limit or prohibit a use of property for criminal activity, prohibit a use of property in a manner that

creates a nuisance, or a regulation required by state or federal law.

This measure, which was initiated by citizen petition, is similar to Measure 37, recently amended by the passage of Measure 49, except that it does not contain a provision whereby the City could merely waive the land use regulation instead of paying compensation, and it authorizes payment of attorney fees to a property owner who proves any amount of diminution in value of the property, even if the City merely "acquiesces" in the offending land use regulation. The measure is retroactive back to January 1, 2006, which may require compensation to be paid to property owners who already received a land use waiver under Measure 37.

A "yes" vote would mean that a property owner could receive a waiver of a land use regulation under Measure 49 and also receive compensation and attorney fees under the Damascus City Charter if the Measure 49 waiver did not fully recompense the property owner for the diminution in value of the property as a result of enactment of a land use regulation.

A "no" vote would mean that property owners in Damascus would follow state law (Measure 49) to obtain relief from land use regulations that diminish the value of their property. There would be no exposure of the City to claims for compensation or attorney fees.

ARGUMENT IN FAVOR

This measure was written by Citizens of Damascus, **not Metro**. It made the ballot at the request of more than 1,000 Citizens of Damascus by signing the initiative. City residents went door to door to get these signatures to let you vote on this important issue.

Metro's plan for our City and **being pushed by our City Council** may devalue your property and severely hamper your retirement plans. In many cases they may have already done so without your being told.

We are told the plan will not devalue property, yet not one City Councilor made an effort to let you vote on Metro's plan.

Regulating the use of your property has been a high priority for Metro and our City Council.

The new municipal code has 247 pages of new regulations and fines pertaining to your property.

(Argument continues on reverse side)

MEASURE 3-281
ARGUMENT IN FAVOR *(continued)*

Under regulation 16.28.010 sections E & F, rainwater carrying even one half cubic foot of soil from your property is a punishable offense and the property owner will be responsible for cleanup, fines and damages. Dust particles are even regulated and this is for any property in Damascus. The entire 247 pages of municipal code was approved on 5-22-07 with most of Damascus unaware of the damage done.

If any children play in a stream and create "any visible or measurable erosion" (any water turns brown) the **owner can be prosecuted under the above code. This applies to " ...clearing, AND ANY OTHER ACTIVITY"**.

The plan the City Council received has large areas of green overlay severely restricting any development while requiring high density housing in others.

THIS MEASURE GIVES OWNERS CONTROL OF PROPERTY, NOT METRO OR 1,000 FRIENDS.

Don't let our City Council make Damascus just like Portland.

**HOLD THE CITY COUNCIL ACCOUNTABLE
VOTE YES ON MEASURE 3-281
PROTECT OUR PROPERTY AND OUR CITY**

for more information visit askdamascus.org

Furnished by:
Dan Phegley
Ask Damascus

The printing of this argument does not constitute an endorsement by Clackamas County, nor does the County warrant the accuracy or truth of any statements made in the argument.

MEASURE 3-281
ARGUMENT IN FAVOR

"nor shall private property be taken for public use, without just compensation."

United States Constitution, 5th Amendment.

Americans for Prosperity Oregon supports Measure 3-281 because we believe that the city of Damascus has enacted and proposed restrictions on your private property that clearly devalues property within city limits without regard for the economic loss suffered by property owners.

Americans for Prosperity Oregon strongly stands on the constitutional principle that when government takes any of the value of your property it must justly compensate you for that economic loss. The recently passed Measure 49 here in Oregon affirms that same principle by prescribing a process for compensation and Oregonians overwhelmingly voted in favor of that principled position.

While this measure does not explicitly allow the city to waive regulations in lieu of monetary compensation, it will have the effect of a waiver in practice. You see the city will not enact an ordinance that violates this portion of its own charter, thereby making any claim under the provisions of Measure 3-281 unnecessary.

No conflicts arise with this measure and the recently passed Measure 49, as it allows cities to offer compensation if they desire.

Frederic Bastiat, the eighteenth century economist said this:

"It is easy to understand why the law is used by the legislator to destroy in varying degrees among the rest of the people their personal independence by slavery, their liberty by oppression, and their property by plunder. This is done for the benefit of the person who makes the law, and in proportion to the power that he holds."

Americans for Prosperity urges your yes vote on Measure 3-281

Furnished by:
Jeff Kropf
Americans for Prosperity

NO ARGUMENTS IN OPPOSITION TO THIS MEASURE WERE FILED.

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CITY OF DAMASCUS
MEASURE NO. 3-282

BALLOT TITLE:

AMENDS CHARTER: REQUIRES VOTER APPROVAL OF ALL TAXES, CHARGES, FEES

QUESTION:

Shall the Damascus City Charter be amended to require voter approval of all new City Taxes, Charges and Fees?

SUMMARY:

This measure, if approved, would amend the Damascus City Charter to require voters to approve all new or increased taxes, charges, and fees established or adopted by the City Council, effective January 1, 2006. The measure, which was initiated by citizen petition, would amend Section 16, "Ordinance Adoption," of the City Charter, to add the following language: "After January 1, 2006, any ordinance, resolution or order approved by a majority of the City Council that creates or increases any tax, charge or fee, shall not be effective unless ratified by a majority vote of the City's qualified electors voting in an election where at least 50 percent of the registered voters cast a ballot, or the election is a general election in an even-numbered year."

EXPLANATORY STATEMENT:

This measure, if approved, would amend the Damascus City Charter to require voters to approve all new or increased taxes, charges, and fees established or adopted by the City Council, retroactive to January 1, 2006. The measure, which was initiated by citizen petition, would amend Section 16, "Ordinance Adoption," of the City Charter, to add the following language: "After January 1, 2006, any ordinance, resolution or order approved by a majority of the City Council that creates or increases any tax, charge or fee, shall not be effective unless ratified by a majority vote of the City's qualified electors voting in an election where at least 50 percent of the registered voters cast a ballot, or the election is a general election in an even-numbered year."

A "yes" vote would require that all taxes, charges and fees be submitted to the voters at either the general election (November election in every even-numbered year) or, if not a general election, then the tax, charge or fee would only be approved if more than 50% of eligible voters voted to

(Continued on page 8, below left)

**MEASURE 3-282
EXPLANATORY STATEMENT (Continued)**

approve the tax, charge or fee. Cities normally charge fees for providing certain services to those who request such services. Under this measure, charges and fees such as land use application fees for developers, system development charges for homebuilders, copying charges for public records requests, building inspection fees, municipal court fees, and other fees assessed by the City to recover the City's costs of service would require an election. New taxes would also require an election; however, state law already requires an election for approval of any new property taxes.

A "no" vote would result in no change to current law. Currently, the City Council has the authority to determine the need for new charges and fees, or increases to current charges or fees, without an election. New property taxes would still be subject to current state law election requirements. Increases in charges or fees may be necessary due to inflation or increased costs of providing municipal services.

There are no limits in the measure on the type or amount of tax, charge or fee that would be subject to election. Therefore, any tax, charge or fee, regardless of amount or type, would be subject to election. Because election costs must be paid for by the City, one fiscal effect of the measure could be that the election costs would exceed the revenue to be produced by the particular charge or fee.

**MEASURE 3-282
ARGUMENT IN FAVOR**

This measure was written by Citizens of Damascus, not Metro. It made the ballot at the request of more than 1,000 Citizens of Damascus by signing the initiative. City residents went door to door to get these signatures to let you vote on this important issue.

The City Council has passed taxes on your electric service, natural gas, Verizon phone service all with little or no public input. Much of these taxes have been written in such a way as to hide the real impact of these taxes. Such as the Verizon phone tax, more than half of this tax is hidden in your base rate while just over 40% shows on your bill as a City tax. Per City Council minutes of 1/9/06. The tax on your electric service is completely hidden and does not show as a tax at all! Per City Council minutes of 10/17/05. These taxes avoided public input and discussion by having both required readings and the vote for passage at just one City Council meeting. It took approximately 40 seconds to pass each tax.

Do you want the city to actually profit when your utility rates go up? The council claims to be representing you.

"Damascus may at some point want to have its own local gas tax" (Dean Apostol *The Observer* 1/08). Fat chance of the Council letting us vote on that one.

SINCE FORMING THE CITY, OUR CITY COUNCIL HAS NOT ONCE ASKED FOR OUR VOTE ON ANYTHING !

Your City Councils reaction to citizens gathering signatures and demanding a vote on these issues was ordinance #2007-19 to restrict your access to the initiative process.

They just cannot be bothered with your voting.

THIS MEASURE RESTORES YOUR RIGHT TO VOTE ON ISSUES OF TAXATION!

SAVE YOUR RIGHT TO VOTE.

VOTE YES ON 3-282

For more information visit askdamascus.org

Furnished by:
Dan Phegley
Ask Damascus

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**MEASURE 3-282
ARGUMENT IN FAVOR**

"Excessive taxation . . . will carry reason and reflection to every man's door, and particularly in the hour of election." - Thomas Jefferson

Economic freedom is at the core of America's unprecedented prosperity. Unrestrained government spending and burdensome taxation strike at the very concept of liberty envisioned by our nation's founders.

This is why Americans for Prosperity Oregon believes strongly on principle that the taxpayers of Damascus should have the right to determine the levels of taxes and fees they pay to the city. Measure 3-282 gives that right to the people of this city.

Each family in Damascus is responsible for \$639,346 in unfunded Federal government liability (Federal Reserve/ Gohkale and Smetters, 2007) without counting Oregon, Metro, county and city government's debts and unfunded liabilities. Most Damascus residents don't realize this reality or understand how it threatens their future. The cost of government in America has risen to 52.7% of the National Income

(Bureau of Economic Analysis) and the average American works until July 11 to pay for this burdensome cost (Americans for Tax Reform).

Therefore, Damascus city government should be required to make a strong case to their taxpayers why they need a tax or fee increase before taking more money from hardworking taxpayers. Even small increases in Damascus add up when they are added to many proposed increases from the state or Federal governments.

Higher levels of taxes and fees depress economies and hurt working families, so if the City wants more money from taxpayers it must convince them it is truly necessary first under Measure 3-282.

Vote yes on Measure 3-282

Furnished by:
Jeff Kropf
Americans for Prosperity

NO ARGUMENTS IN OPPOSITION TO THIS MEASURE WERE FILED.

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(Measure 3-283 & Argument on Pages 11-12)



County Elections has moved! We are now located at 1710 Red Soils Court in Oregon City, between the Hilltop Mall and the Public Services Building.

CITY OF DAMASCUS MEASURE 3-283

BALLOT TITLE:

AMENDS CHARTER: LIMITS RECONVEYANCE OF PRIVATE PROPERTY OBTAINED BY CONDEMNATION

QUESTION: Shall the Damascus City Charter be amended to limit the City from reconveying condemned private property to another private owner?

SUMMARY: This measure, initiated by citizen petition, would add a new section, "Property Rights," to the Damascus City Charter. The measure would prohibit the City from obtaining private real property by condemnation and reconveying it to another private party without first offering the former owner from whom the property was obtained, or the heirs of the former owner, the right to repurchase the property for no more than the original condemnation value, adjusted for inflation of no more than 3 percent per year, or the real market value, whichever is less. The measure does not apply to private property condemned by the City and used for a public purpose.

If the private real property is condemned by the City: (a) because it constitutes a danger to the health or safety of the community; (b) because of dilapidated structures or insufficient water or sanitary facilities; or (c) any combination of these factors, the repurchase price must also include the actual cost of correcting such deficiencies.

EXPLANATORY STATEMENT:

This measure, if approved, would prohibit the City from selling real property that had been condemned by the City to a private party unless and until the original property owner or his or her heirs had first been offered the right to repurchase the property for real market value or the original condemnation value, adjusted for a maximum of 3% inflation per year, whichever value is less.

This measure would prevent the City from selling condemned property to a private developer over the objection of the original property owner, but would also require the City to locate the original property owner or his or her heirs every time the City vacated a right-of-way that was condemned.

A "yes" vote would require the City to offer to reconvey unneeded condemned property to the original owner before conveying it to another private party. The price for the reconveyance would be the lesser of the original condemnation value, adjusted for a maximum of 3% inflation per year, or the real market value at time of reconveyance, whichever is less.

A "no" vote would result in City compliance with current state law regarding condemnation of private property, which, among other things, prohibits condemnation of private property if, at the time of the condemnation, the City intends to convey all or a portion of the property to a private party.

The measure does provide that if the property was condemned for health or safety reasons, the repurchase price shall include the actual cost of correcting the health and safety deficiencies, not adjusted for inflation.

MEASURE 3-283 ARGUMENT IN FAVOR

This measure was written by Citizens of Damascus, **not Metro**. It made the ballot at the request of more than 1,000 Citizens of Damascus by signing the initiative. City residents went door to door to get these signatures to let you vote on this important issue.

Citizens are **concerned about private property being condemned and transferred to a developer**. Looking at the Metro approved plan that was received by the City Council on 3/6/06 **it appears this is exactly what could happen**. The taking of homes and/or property to be transferred to a developer.

THIS MEASURE PREVENTS THE CITY FROM TAKING PRIVATE PROPERTY FOR USE BY A PRIVATE DEVELOPER.

Many thought this could not be legal, but it is. Consider this:

- Not one City Councilor signed the petition to let you vote on this issue.
- Not one City Councilor tried to remedy this issue through City ordinance.
- The plan clearly calls for commercial development in established residential areas (Wyeast & Holly View)
- The plan referred to is the only one yet received by our City Council.

When signatures were received and verified allowing a vote your City Council took action. The City Council Unanimously passed ordinance number 2007-19 on 10/1/07 putting complicated and restrictive limits on your initiative rights.

Clearly we must not depend on these City Councilors for any protection from Metro's plans.

PROTECT OUR HOMES AND NEIGHBORHOODS . . .
VOTE YES ON 3-283

For more information visit askdamascus.org

Furnished by:
Dan Phegley
Ask Damascus

NO ARGUMENTS IN OPPOSITION TO THIS MEASURE WERE FILED.

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Clackamas County

VOTERS' PAMPHLET

SPECIAL ELECTION MARCH 11, 2008

Ballots must be returned to:

Clackamas County Elections
1710 Red Soils Ct., Ste. 100
Oregon City, OR 97045
by 8:00 pm,
March 11, 2008

SHERRY HALL
County Clerk



STYLE 4