

## Measure 34-186 continued:

### Argument in Opposition

**WE DON'T NEED THE PARKS AMENDMENT OR ITS PRICE TAG.**

**Costly Overkill...** This amendment would force expensive elections, over and over again, delaying even badly needed changes in city parks.

- Tualatin already has two citizen advisory committees, a public input process and a city council elected by the people to oversee and protect our city's treasured parks.
- Due to vague wording, even simple improvements could be considered a change of the "original purpose of a park".
- Even adding a bike trail to a nature park, a playground to a ballpark or changing a lawn to natural vegetation could trigger a vote.
- Each election could cost taxpayers up to \$20,000.

**Vague...** The measure applies not only to regular parks, but any city-owned property of "historic" or "cultural" significance. Without a specific definition of what's considered historic or culturally significant within the amendment, the city could spend years in court wrangling over its meaning. Once again, costing taxpayers in legal fees, staff time and project delays.

**Don't we have better things to spend our money on?**

**Bad for the Economy: Adds to Cost of Government...** As Tualatin tries to add jobs, we'll need more electric and telecommunication service.

- Yet this measure specifically calls for an election every time there's "expansion" or "alteration" of an above-ground utility in a park (except for lines directly serving park facilities).
- Adding more layers of red tape could delay important services for local businesses to grow, as well as reliable power, phone and data service to homes and schools.

**Tries to solve a nonexistent problem...** This amendment is a reaction to a single issue; a proposed bridge that was cancelled after public input which didn't require an election. This amendment is not promoting good governance or citizen involvement, and its unintended consequences will cost Tualatin businesses and taxpayers.

**This measure simply isn't needed. Please vote No.**

*(This Information Furnished By: Linda Moholt; Tualatin Chamber of Commerce)*

### Argument in Opposition

**This measure will cost you money. It could eliminate or delay vital utility service upgrades.**

**Too many costly elections**

We can't afford one expensive election after another on changes in our parks - changes the public wants or needs.

**Bad news for reliable utility service**

Read the fine print. The measure specifically requires a public election on construction, alteration or expansion of a power line or other "permanent above ground structure" (poles, telephone lines, cable TV lines) in a city park, greenway, or historic or cultural site.\*

Even an underground gas, water or sewer improvement would be subject to a vote if it somehow "affects" park uses.

• **Safety** : No exception in the measure for construction and alteration of utility lines in an emergency.

• Do we really need a city-wide vote just to add an extra wire to a pole or move some park equipment to widen an underground pipe?

• Why risk elimination or delay of utility upgrades that we need to supply our homes, or a growing business that will hire more people?

**The city already has procedures in place**

Any utility wanting to upgrade its equipment in a park already must obtain a permit to make sure it's appropriate.

**Vote "No" on Measure 34-186**

Portland General Electric  
Frontier Communications  
Comcast  
NW Natural

\*Except for lines directly serving a park facility

*(This Information Furnished By: Mark Fryburg, Portland General Electric; Renee Willer, Frontier Communications; Sanford Inouye, Comcast; Gary Bauer, NW Natural)*

### Argument in Opposition

VOTE NO ON BALLOT MEASURE 34-186

Tualatin voters are being asked to amend the City Charter to require all future transactions of business that is not a "normal" park function to be sent to the voters for authorization.

However well intended, this proposal could be the worst plan ever sent to Tualatin voters for consideration. It is poorly written and lacks clarity and it could create more law suits and court cases than the proponents are telling the voters! WHY?

- The term "major change," as used in the measure, is not clearly defined.
- The measure does not provide any exceptions that may be necessary for safety and community development.
- The measure does not address the tremendous costs associated with special elections and court challenges associated with the change in the charter.

How will the City manage this new law? How much staff time will be required to administer this new city ordinance? Who will have to pay all these costs? Where will the money come from?

Clearly the proponents have not thought this proposal through. This Special Election alone could cost Tualatin taxpayers more than \$20,000! That is money that could be used to operate our library, the senior center or to manage our parks. And, instead, it has been wasted on a Special Election to supposedly resolve an issue that has already been handled!

**DO NOT WASTE SCARE RESOURCES...THOSE ARE YOUR TAX DOLLARS!**

Passing this ballot measure could cost Tualatin more money than it was intended. It could limit the City's ability to make safety improvements and create safe sidewalks. It could make it impossible to attract family wage jobs to our community at a time when many families are struggling to get by.

**VOTE NO ON BALLOT MEASURE 34-186. DON'T WASTE YOUR TAX DOLLARS!**

*(This Information Furnished By: Larry Harvey; Citizens Opposed to Wasting Your Tax Dollars)*

## You have the right to **Vote!**

If you are a US citizen, live in Oregon, are 18 years old and have registered to vote.

- **You have the right** to vote even if you are homeless.
- **You have the right** to vote if you have been convicted of a felony but have been released from custody, even if you are on probation or parole.
- **You have the right** to vote even if you have a guardian and even if you need help reading or filling out your ballot.
- **You have the right** to vote or cast your ballot if you are in line by 8 PM on Election Day.
- **You have the right** to know if you are registered to vote.
- **You have the right** to choose whether or not you want to register as a member of a political party.
- **You have the right** to use a signature stamp or other mark but first you have to fill out a form. No one can sign for you.
- **You have the right** to ask for help from elections staff or from a friend or family member. There are some people who cannot help you vote, for example, your boss or a union officer from your job.
- **You have the right** to a secret vote. You do not have to tell anyone how you voted.
- **You have the right** to get a "provisional ballot", even if you are told you are not registered to vote.
- **You have the right** to get a new ballot if you make a mistake.
- **You have the right** to vote for the person you want. You can write in someone else's name if you don't like the choices on your ballot.
- **You have the right** to vote "yes" or "no" on any issue on your ballot.
- **You have the right** to leave some choices blank on your ballot. The choices you do mark will still count.
- **You have the right** to use a voting system for all Federal Elections that makes it equally possible for people with disabilities to vote privately and independently.
- **You have the right** to know if your ballot, including a "provisional ballot", was accepted for counting.
- **You have the right** to file a complaint if you think your voting rights have been denied.

(Oregon Constitution, Sections 2 and 3, ORS Chapters 187, 246, 247, and 254, Vote By Mail Manual, Help America Vote Act of 2002, CAP 165-001-0090 and 165-007-0020)

for more information about voter rights:

**1 866 673 VOTE / 1 866 673 8683**  
*se habla español*

**TTY 1 800 735 2900**  
*for the hearing impaired*

#### Registering to Vote

To vote in Oregon you need to be registered in the county where you reside.

You can register if you can answer yes to these three questions:

- Are you a resident of Oregon?
- Are you a US citizen?
- Are you at least 17 years of age?

*If you are 17 years of age, you will not receive a ballot until an election occurs on or after your 18th birthday.*

#### How to register

You can register to vote online at [www.oregonvotes.org](http://www.oregonvotes.org) or you can get a voter registration card at any of the following places:

- any County Elections Office
- the Secretary of State's Office
- some state agencies such as the Division of Motor Vehicles
- a voter registration drive

You can fill the card out in person or send it in by US mail.

You can also print out a registration card online at: [www.oregonvotes.org](http://www.oregonvotes.org)

#### What information is required to register?

To complete your registration you will provide your:

- Full legal name
- Home address
- Date of birth
- Signature
- Valid identification

#### What are the identification requirements?

1. If you have a current, valid Driver's License, Permit or ID number issued by the State of Oregon Division of Motor Vehicles (DMV), you must provide it in the boxes on the card.

*A suspended Driver's License is still valid; a revoked Driver's License is NOT valid.*

2. If you do not have a current, valid Driver's License, Permit or ID number issued by the State of Oregon Division of Motor Vehicles, you must affirm this on the card by marking the appropriate circle and you must then provide the last four digits of your Social Security Number.

3. If you do not have a Social Security number, you must affirm this on the card by marking the circle in indicating you do not have a valid Driver's License or Social Security number.

4. If you do not have a Driver's License, Permit, ID number, or a Social Security number, and you are registering by mail, you must provide a copy of one of the following which shows the voter's name and current address:

- valid photo identification
- a paycheck stub
- a utility bill
- a bank statement
- a government document
- proof of eligibility under the Uniformed and Overseas Citizens Absentee Voting Act (UOCAVA) or the Voting Accessibility for the Elderly and Handicapped Act (VAEH)

*If you do not provide valid identification, you will not be eligible to vote for Federal races. You will, however, still be eligible to vote for state and local contests.*

#### Selecting a political party

You may want to select a political party when you register but it is not required.

Major political parties require you to be registered as a member of their party in order to vote for their candidates in the Primary Election.

#### Updating your voter registration

Once you have registered, you are responsible for keeping your information up to date. You can do this online at [www.oregonvotes.org](http://www.oregonvotes.org) or by completing and returning a voter registration card with the new information. You should update your registration if you do any of the following:

- change your home address
- change your mailing address
- change your name
- change your signature
- want to change or select a political party
- will be away from home on election day



Elections Division  
3700 SW Murray Blvd.  
Beaverton, OR 97005-2365

[www.co.washington.or.us](http://www.co.washington.or.us)

# Washington County voters' pamphlet

**VOTE-BY-MAIL  
SPECIAL  
ELECTION  
March 8, 2011**

**To be counted,  
voted ballots must  
be in our office  
by 8:00 p.m. on  
March 8, 2011**



#### ATTENTION

This is your county voters' pamphlet. Washington County Elections prints information as submitted. We do not correct spelling, punctuation, grammar, syntax, errors or inaccurate information. All information contained in this county pamphlet has been assembled and printed by Rich Hobernicht, County Clerk-Ex Officio, Director Washington County Assessment & Taxation.

**Washington County  
Board of County  
Commissioners**

Andy Duyck, Chair  
Dick Schouten, District 1  
Greg Malinowski, District 2  
Roy Rogers, District 3  
Bob Terry, District 4

Dear Voter:  
This pamphlet contains information for one district. If you have any questions, call 503-846-5800.

## BALLOT DROP SITES

**MARCH 8, 2011**

**Ballots must be received by 8:00 p.m. Election Day.**

**Washington County  
24 hour drop sites**

**Service Center East Building**  
(Front Lobby Drop Slot)  
3700 SW Murray Blvd  
(Murray & Millikan Way)  
Beaverton OR

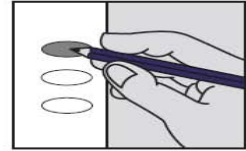
**Tualatin City Offices -  
Council Building**  
18880 SW Martinazzi Ave  
Tualatin OR

Any County Election office or open official drop site.

**Measure 34-186** →

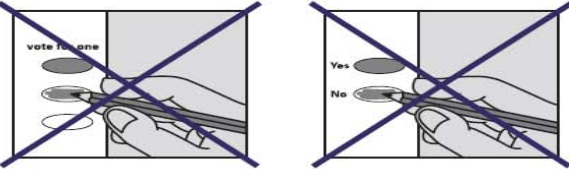
## check your ballot!

Make sure you have completely filled in the ovals next to your choices.



If you vote for more candidates than allowed, or if you vote **both Yes and No** on a measure, it is called an overvote.

Your vote **will not count** for that candidate or measure.



You do not have to vote on all contests. Those you do vote on will still count.

Contact County Elections to request a replacement ballot if:

- you make a mistake
- your ballot is damaged or spoiled
- you lose your ballot

or for any other reason.

call **1 866 ORE VOTE/673 8683**  
*se habla español*

visit **www.oregonvotes.org**

tty **1 866 350 0596**  
*for the hearing impaired*

### VIEW WASHINGTON COUNTY MARCH 8, 2011 ELECTION RESULTS

Starting at 8:00 P.M.

#### Internet Sites:

Local:

<http://www.co.washington.or.us/>

State:

<http://www.sos.state.or.us/elections/>

### RESULTADOS DE LAS ELECCIONES DEL CONDADO DE WASHINGTON MARZO 8, 2011

Iniciando a las 8:00 P.M.

#### Lugares en la Internet:

Local:

<http://www.co.washington.or.us/>

Estado:

<http://www.sos.state.or.us/elections/>

WC-2

# City of Tualatin

## Measure 34-186

### Ballot Title

**Charter amendment requiring voter approval of non-park uses on parkland.**

**Question:** Shall Charter be amended requiring voter approval before parks and greenways can be used, sold, or transferred for non-park uses?

**Summary:** This proposed charter amendment's stated purpose is to prevent the transfer, sale, vacation or "major change" in use of city "parks" without a vote of Tualatin's voters. "Parks" includes in its definition recreation areas, greenways, open spaces, natural wildlife or other habitat values, and preservation of historic or cultural resources. "Major change" includes a change of use of a park or portion thereof from a recreation or preservation use to a non-park use unrelated to public recreation or preservation, such as development of roads, bridges, utility facilities, power lines, parking lots, and buildings unrelated to park uses. No vote would be required to erect temporary structures for community-based events or for locating underground utilities within the park if they do not affect or limit above-ground park uses. The amendment states it does not intend to require a vote for adopted park management and operations not constituting or causing a major change in park use. The amendment would apply to currently-owned and later acquired park property.

No Explanatory Statement.

### Argument in Favor

Protect Tualatin Parks Committee – an all volunteer, grassroots organization of Tualatin residents – supports a **"YES"** vote for **Ballot Measure 34-186**.

Here's what **34-186** does:

- 34-186 Protects our parklands, home values, and neighborhoods.
- 34-186 Mandates government transparency and full disclosure of projects that might harm or diminish city parklands.
- 34-186 Ensures authentic citizen involvement.

**34-186, which requires real citizen involvement**, protects Tualatin parklands from major changes for non-park purposes, including aboveground non-park construction in city parks and the sale of city parklands.

**34-186** does not affect routine park management or construction of park facilities.

The opposition claims that Tualatin's existing city process is sufficient. We disagree. **34-186** gives residents a voice in the big decisions that affect parks. **34-186** improves the current procedure, which may overstate the potential financial value of non-park projects and understate economic and social costs of park conversions and development. Voting **"YES"** to amend our charter will fix these practices and protect city parklands for future generations.

**Examples of major changes for non-park purposes that would require voter approval include:**

- Construction of traffic bridge over Tualatin Community Park.
- Construction of Hall Boulevard extension through that same park.
- Construction of sewage pumping stations on an existing athletic field.

- Construction of Sagert Street expansion to a 5-lane road into existing Atfalati Park property.
- Sale of parklands currently used for recreational or other park purposes.

**Examples that would not require voter approval:**

- Maintenance, repair, and replacement of existing aboveground utility structures.
- New/renewed franchise agreements governing existing city rights-of-way and easements.
- Construction, remodel, expansion, or repair of structures for park users, e.g. restrooms, park parking lots, recreational structures, J. Pohl Center, Heritage Center, or community centers.
- Construction on any existing rights-of-way on parkland or private property that is not a public park.

Review the full charter amendment at [www.protecttualatinparks.org](http://www.protecttualatinparks.org)

### Vote "YES" on 34-186 and Protect Tualatin Parks

*(This Information Furnished By: Conde Bartlett-Chief Petitioner Catherine Holland-Chief Petitioner; Protect Tualatin Parks City Initiative Committee)*

### Argument in Favor

#### REJECT THE SMOKE SCREEN ARGUMENTS FROM 34-186's OPPOSITION

**Why don't opponents want us to have a say when our parks are in jeopardy?**

**1. Opponents snub Tualatin voters' authority to decide the future of Tualatin's parks.** Some powerful outside business interests want to keep control. It is easier for them if there is no authentic public involvement in city decisions to sell or develop our parks. Instead, they attack our right to amend the city charter.

**Reject their arguments because:**

- We, the voters, have the right to amend Tualatin's charter (Article XI, Section 2, Oregon Constitution).
- 34-186 requires that the City involve citizens before it converts, sells or allows developers into our parks.

**2. Opponents argue that the 'traditional' system worked** during the bridge-over-the-park fiasco, "...because the bridge was eventually eliminated". **Not true.** The project was eliminated when citizens brought attention to the flawed backdoor deal in early 2010. The city wasted taxpayer money, time and effort and almost allowed a major arterial bridge through Tualatin Community Park.

**3. Opponents, many of them non-residents, claim 34-186 hurts business and job growth. Not true.** Oregon City and West Linn have park protection charter provisions. Their lights are still on, utilities are working, and businesses are functioning. Strong park systems, good neighborhoods and open government attract businesses and strengthen communities.

**4. Opponents claim 34-186 ties City's hands and "virtually every change will require a vote". Not true.** This amendment applies only to **major changes incompatible with park uses**. It clearly states that routine maintenance is not affected.

**5. Opponents threaten higher taxes and increased costs. Not true.** Loss of residential property value from ill-conceived development, carved-up neighborhoods, and parks converted to other uses is bad for us all and expensive in the long run. Measure 34-186 protects our parks, neighborhoods and community.

### Ensure Government Transparency and Authentic Citizen Involvement!

**VOTE YES ON 34-186!**

*(This Information Furnished By: Reba Tobey, Edward Bartlett, Toni Anderson; Protect Tualatin Parks City Initiative Committee)*

### Argument in Favor

**This measure is the optimum remedy to protect our parks for today and for the future, without impeding usual or routine park development.**

Our parks are the hearts of our neighborhoods and are vulnerable to the actions of any city council that sees profit in selling, converting, and developing our parks for non-park uses.

We support responsible economic growth, suitable development, and good regional government planning, which includes maintaining the quality of our parks and neighborhoods. This charter amendment governs **only** non-park projects that create a major change in the use of parks. Such projects typically have long lead-times, giving citizens ample time to evaluate them and vote at a scheduled election.

To ensure needed and authentic citizen involvement, we urge a **YES** vote on **Measure 34-186**.

Toni Anderson  
Robert and Frances Barnes  
Ed and Conde Bartlett  
Victoria Bartscherer  
Jeff Bell  
John G. and Carol A. Cesnalis  
Pat Connors  
Michael Daily  
Greg and Karla Doering  
Rod and Gail Drake  
Kevin Mark Eberhart  
Joel Freudenthal  
Janelle L. Brewster Fuji  
Star Fuji  
Jennifer Glaser  
Lorin Hanson  
Warren Harnew  
Joseph F. Herzig  
Cathy Holland  
Dolores Hurtado  
Ken and Martha Johnson  
Shannon Kelly  
Carol L. Kelting  
Jerry and Jan Larsen  
M. Irene Little  
Helen Livingston  
Callie Loser  
Lois Manley  
Rochelle Martinazzi  
Del and Dorothy Moore  
Dick and Mary Neely  
Bob and Kathy Newcomb  
Denise Nukes  
Arne C. Nyberg

Gunnar Olson  
Larry and Alisa Pegis  
Andrea Pettigrew  
Steven Pettigrew, DC  
Dennis M. Phillips  
Dick and Elizabeth Piazza  
Randy Pitchford  
Lauren Pitt  
Matthew Ross  
Mrs. Arnold (Joyce) Saari  
Celeste Scandiffio  
Damian Scandiffio  
David Scandiffio, Scandiffio  
Homes, LLC  
Tom Smith  
Kevin and Mary Studer  
Gary and Lori Surgeon  
Rachel Thompson  
Reba Tobey  
Carl Townsend, Oregon  
Professional Microsystems  
Joshua Truini  
Kendall Truini  
Christine Nyberg Tunstall  
Gerald W. Tunstall  
Svetlana Sarah Vainer  
Duane Vice  
George and Annie Vigileos  
Stephen W. & Tracy Vogeltanz  
Bob Waggener  
Scott Waggener  
Dennis and LuAnne Wells  
Guy Wherity  
Jerry and Donna Young

*(This Information Furnished By: Conde Bartlett - Chief Petitioner, Catherine Holland - Chief Petitioner, Kathleen Newcomb - Chief Petitioner; Protect Tualatin Parks City Initiative Committee)*

### Argument in Favor

We urge a **YES** vote on **Measure 34-186** as a fair and effective way to protect city parks, open spaces and natural areas from sale or conversion to non-park development.

#### WHAT WOULD 34-186 PROTECT

- Current and future parkland, designated or established for several uses, including:
  - Recreation (active, passive recreation, sports, bike riding).
  - Open spaces or greenways (city owned undeveloped land open to the public for passive recreation).
  - Habitat, wetlands, riparian and natural areas (city land acquired or maintained to preserve habitat, natural resources, functions or values).
  - Historical parks (city land or property acquired because of some historical or cultural place, structure or event).

- City properties **not** acquired for these purposes or **not** open to the public for these uses are **not** subject to this measure; e.g., city hall, public works buildings, public rights-of-way are not parks.

#### WHAT WOULD REQUIRE A VOTE

**34-186** requires a vote of the people whenever the city sells park property, develops or allows others to develop aboveground structures in a city park that cause a "major change" from the park use for which the park was established.

"Major change" includes:

- Aboveground non-park developments including extension of city streets, county roads or state highways through parks or over them on bridges.
- Constructing or allowing the construction of aboveground buildings and utilities, such as pump stations, powerline transmission towers, and any aboveground structures unrelated to the park purposes for which a particular park was established.

#### WHAT WOULD NOT REQUIRE A VOTE

- Construction of internal access roads, parking lots, pergolas, restrooms, and other park facilities intended to serve the park.
- Routine and normal upgrades of structures and facilities already located in a park; e.g., replacement or addition of wires to an existing powerline running through a park would not be a "major change."
- Standard utility franchise agreements, new and renewals.
- Normal park maintenance, management and park operations.

*(This Information Furnished By: Conde Bartlett-Chief Petitioner Catherine Holland-Chief Petitioner; Protect Tualatin Parks City Initiative Committee)*

**Measure 34-186 continued** →