

Judging Packwood, Senate Sacrifices Fairness

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and become "petit jurors" at the trial-like hearing. They will then be judging whether Mr. Packwood is guilty or innocent of charges they voted to bring.

How can the committee members possibly be viewed as objective judges when they have already reviewed the volumes of evidence amassed during the investigation and concluded that they provide "substantial cause" to believe that Mr. Packwood violated Senate rules? Even with a stricter burden of proof in his favor, Mr. Packwood will be fighting an uphill battle at his hearing, having already failed to persuade the same individuals not to charge him in the first place. That the full Senate ultimately votes on disciplinary action does not remedy the unfairness, since by then the momentum is seriously against the member.

The problem is illustrated by what has already happened in this investigation. During the Senate debate on judicial enforcement of the subpoena, Ethics Committee members played their current role as investigators with vigor. In defending the subpoena, Committee Chairman Richard Bryan (D.Nev.) even went so far as to argue that certain diary entries raise questions of possible criminal violations by Mr. Packwood (a suggestion that led the justice Department to issue its own subpoena for the diaries). Is it reasonable now expect Mr. Bryan to shed the tough demeanor of a tenacious investigator and assurance at a hearing the same person of a dispa-

sionate and unbiased judge?

In a 1972 case involving a senator charged with bribery, the Supreme Court noted the shortcomings of the congressional disciplinary process in comparison with a conventional criminal trial: "An accused Member is at the mercy of an almost unbridled discretion of the charging body that functions at once as accuser, prosecutor, judge, and jury from whose decision there is no established right of review." In other words, Congress is a political forum, not a court of law.

Still, for the sake of public confidence in the proceedings and fairness to the accused, it is important that the Senate's disciplinary process have credibility and integrity. The Senate should not allow the Ethics Committee to compare itself to the criminal justice process in the interest of enforcing its subpoenas, while begging off the analogy to indulge the political convenience of having the same members perform what should be separate roles.

Ironically, when formulating the rules that govern the Ethics Committee, the Senate expressed a concern for fairness, declaring that "the rules and regulation of the Select Committee (on Ethics) should provide for strict procedural protections to safeguard the interests of the individual under investigation." Yet one elementary rule of fairness was overlooked—those who charge should not judge.

This is not to say that the committee member don't have every intention of keeping an open mind at a hearing on charges of misconduct. It is simply to say that the rest of the

Senate expects too much of their colleagues on the Ethics Committee by asking them to perform all roles in the disciplinary process. The appearance, if not the fact, of impartiality suffers under the current system.

As recently as the investigation of former Speaker Jim Wright, the House had the same system of allowing identical members to issue and judge charges of ethical misconduct. In the wake of similar criticism, the House charges its procedures with the passage of The Ethics Reform Act of 1989. The House Ethics Committee now has an "investigative subcommittee" conduct the investigation and vote to issue charges, while the balance of the committee members sit in judgement of the charges at an adjudicatory hearing.

The Senate, like the House before it should change this law in its ethics process. It should designate separate senators to weigh the evidence and pass judgment on any charger that may be brought against Mr. Packwood. Like the appointment of an independent counsel to investigate president Clinton's involvement in the Whitewater affair, this reform will enhance the appearance of impartiality in the process and increase public confidence in the result. If the Senate is eager to excise the ghost of the Clarence Thomas hearings by vigorously pursuing charges of sexual harassment against one of its members, it should do so without sacrificing a level playing field for the accused.

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Jackson: Humanitarian, Friend, Pastor, Drum Major For Justice

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a greater willingness for fellowship among the saints and to kindle a climate, within the church, that would cater to the youth.

The church was losing its young people and no one knew the how or the with what to make the repairs until Rev. Jackson began to implement his spirit-led strategies.

Soon -- Mount Olivet became a household word and a frequently visited place of worship for all who wished to come.

The love that God had planted deep in his breast had soon spilled over into the Portland community.

In the 1960s, when Union Avenue was burning, it was Rev. John H. Jackson and Rev. Thomas Strayhand, deceased pastor of Allen Temple CME Church, who bravely and prayerfully went among the rioters; pleaded with them to stop burning and looting; gave them a different focal point and a change in venue.

Leading the group were angry, intelligent black men. Rev. Jackson appealed to their intelligence by asking, "What kind of sense does this make to burn down your own neighborhood?" Form this action, many productive community organizations were born: War on Poverty Commission, Black United Front, more blacks in local and state-level politics.

At one of his many gatherings, I heard him admonish the group with these words, "You live here too. You must take part in the decisions that are being made about you. If you just sit here and say nothing, don't get all upset when things don't go the way you want them to go. It's like a man yelling into a big black hole. Nobody can hear him and he can't get mad at no one but himself. You have to get up and do something about your situation; but, do it intelligently. Don't go in there unprepared."

Rev. Jackson tutored and coddled many grateful recipients. He was a pastor's pastor. Rev. Jackson assembled the local pastors and told

them, "It's no wonder the flock is divided...when you are divided. You should all be working together with a common purpose."

Rev. Jackson assisted many small, store-front churches in becoming established in conferences and he also assisted them in the facts of lending, spending and purchasing property. We was a shepherd, a counselor, a missionary, a mentor, a mediator, an arbitrator..... Rev. John H. Jackson, III was a champion for the people.

As late as 1984, Rev. Jackson was arrested while demonstrating against social injustice. He received many threats on his life. The family telephone number had to be changed several times.

Jackson went to white corporate America and negotiated jobs for blacks. While negotiating for blacks, all oppressed peoples benefitted from his lobbying.

On February fourteenth, nineteen hundred ninety-four, a day set aside to demonstrate love (latin: amo - I love; amas - you love; amamus - we love), the God of love, himself, came down and gave Rev. Jackson his last directive, "Come on home Jack! You have been faithful over much and you have endured to the very end. Come on up and take a rest from your labor. Well done! My good and faithful servant."

Since the day of John Hiram Jackson, III's birth on November 16, 1912, God had predestined his life, its order and the events. The many awards, plaques, certificates, degrees, and accolades he gathered in his eighty-one years on earth shall pale to the crown he has received.

May God's blessings of peace be upon his surviving family members; especially his devoted wife, Mrs. Dian Jackson.

Rev. B.A. Taylor, pastor of Damascus Baptist Church-Seattle, Washington, eulogized Rev. Jackson with these parting and comforting words, "Nobody should live and die and be forgotten when you're covered up. Live a meaningful life that will help

someone on their way. Don't live a selfish existence." Rev. Taylor spoke on The After-Glo Of A Servant. He spoke of how we must reach the -- after; of how we can't hurry God. We must be patient when we are looking for the -- after.

Taylor said, "Problems is the reason why God created preachers. Preachers must go like a lamb among wolves. So -- today, we say, 'Good-bye, farewell, see you again.' All of the wonderful remarks heard here today are all part of the -- after-glo. No one could have shared in this manner if Rev. Jackson had not touched their lives the way he did. And to hear one gentleman say that Rev. Jackson was responsible for helping him to change his strategy and the anger in his life is a miracle in itself.

Jackson, though small in stature, was a giant among men and his legacy lives on in all of the lives he touched."

Representative Margaret Carter shared in the celebration by belting out, "Glory, glory hallelujah! Since I laid my burdens down." She shared her personal life changing encounter with Rev. Jackson with the audience. "He was my mentor. I was afraid. I arrived in Portland with five children and one hundred dollars in my pocket and enrolling in Portland State University, I needed direction. Rev. Jackson showed me the way, taught me boldness and more beside. He also told me that waters flow down -- not up; so, when seeking help, go to the top and become a part of the change that will take place below."

A homegoing celebration was held at the Vancouver Avenue First Baptist Church on Friday, February 18, 1994, where Rev. Jackson served as Assistant Pastor to Rev. O.B. Williams, now deceased. The capacity audience of family, well-wishers and ministers were attentive as they listened to superlative remarks describing a man who has gone from our physical presence but not from our hearts.

"Whatever path you follow, let it reflect the Love of Christ."

-- Rev. Dr. John H. Jackson, III

Portland City Council Approves Employment "Clearinghouse"

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primarily on finding work for journey-level employees," McKinnley said.

In addition to the clearinghouse program, Wessel said the city plans to toughen certification requirements for all contractors who want to bid on public projects. Wessel hopes toughening those requirements will increase women and minority employment on specific projects.

Katz said the adoption of the clearinghouse program by Council is

a continuation of the city's efforts to increase women and minorities representation in city contracts.

Last June the City Council adopted the Katz-sponsored "Fair Contracting and Employment Initiative" to increase the participation of women and minority-owned companies on public contracts, and to diversify the workforce of the city's contracts.

Replacing First Source with the clearinghouse program is expected to save the city money, since its joint sponsorship of the clearinghouse with Tri-Met and the Oregon Department

of Transportation will permit all agencies to use the program and to fund it.

First Source costs the city \$200,000.00 Portland's share of the new program will be \$80,000.00 plus staffing to implement it.

"We've taken what we've learned from our own First Source program, Tri-Met's Light Rail Project, and feedback from community organizations, like OQAC, and used it to create the clearinghouse program," said Katz. "We believe the clearinghouse will help us meet our goal of a workforce representative of the entire community."

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Delores Dillard

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