

John Allen E3

ORDINANCE NO. 4303

TITLE: AN ORDINANCE PROVIDING FOR CALLING OF A SPECIAL ELECTION THE CITY OF ALBANY, OREGON, ON AUGUST 14, 1979, FOR THE PURPOSE OF SUBMITTING TO THE LEGAL VOTERS OF THE CITY OF ALBANY, OREGON, THE FOLLOWING PROPOSITION:

Shall the city of Albany levy a special one-year levy not to exceed \$933,619. outside the 6% limitation provided in the Constitution for the tax year 1979-80; and declaring an emergency.

THE PEOPLE OF THE CITY OF ALBANY DO ORDAIN AS FOLLOWS:

Section 1: Special Election Called.

The proposition set forth in Section 2 of this ordinance shall be submitted, in the manner described in this ordinance, to the legal voters of the City of Albany, Oregon, at a special election to be held on the 14th day of August, 1979.

Section 2: Proposition to be Voted On.

The following proposition shall be submitted to the legal voters as follows:

Shall the City of Albany levy a special one-year tax levy not to exceed \$993,619. outside the 6% limitation as provided in the Oregon Constitution, beginning with the tax year 1979-80, to provide funds for general services of the City? (The rate of levy deemed necessary to raise the above amount is estimated to be \$1.98 per \$1,000 of true cash value of property within the City. If the proposition is approved, the total levy for City purposes is estimated to be \$4.38 per \$1,000 of true cash value of taxable property within the City. The operating budget to be financed by local taxes for the tax year 1979-80 will be greater than the budget financed by local taxes for the preceding year).

Section 3: Designation of Polling Places, Poll Books, Judges and Clerks of Election.

The City Recorder of the City of Albany and the Linn County Clerk shall designate appropriate polling places within the City, provide poll books and appoint the necessary judges and clerk of the election.

Section 4: Hours of Election.

The polls for the special election shall be kept open at the polling places designated by the City Recorder from 8:00 a.m. until 8:00 p.m.

Section 5: Notice of Election.

The Notice of Election shall be given publication twice (2) in a newspaper of general circulation within the City of Albany. The first notice shall be not more than twenty (20) days nor less than ten (10) days before the election and the second notice shall be not more than ten (10) days nor less than five (5) days before the election. Notice of Election shall be posted for not less than ten (10) days before the election at three (3) public places within the City. Notices in the newspaper and those posted in three (3) public places shall be in substantially the following form:

NOTICE OF ELECTION

On the 14th day of August, 1979, the City of Albany of Linn and Benton Counties, Oregon, from 8:00 a.m. until 8:00 p.m., shall hold a special election, at which time the following propositions shall be submitted to the voters for their approval or rejection:

Shall the City of Albany levy a special one-year tax levy not to exceed \$993,619. outside the 6% limitation as provided in the Oregon Constitution, beginning with the tax year 1979-80, to provide funds for general services of the City? (The rate of levy deemed necessary to raise the above amount is estimated to be \$1.98 per \$1,000 of true cash value of property within the City. If the proposition is approved, the total levy for City purposes is estimated to be \$4.38 per \$1,000 of true cash value of taxable property within the City. The operating budget to be financed by local taxes for the tax year 1979-80 will be greater than the budget financed by local taxes for the preceding year).

Polling places are to be assigned by the Linn County Clerk and approved by the City Recorder.

WITNESS my hand and seal in the City of Albany, Oregon,
this _____ day of July, 1979.

D. Gary Holliday, City Recorder

The Recorder shall advertise and post or cause to be posted a notice required by this section. The notice of Election required to be given by this ordinance shall constitute the only notice necessary and there shall no requirement that a voter's pamphlet be prepared by the City Recorder. All ordinances or resolutions in conflict herewith shall not apply to the notice required by this section.

Section 6: Ballot form.

The following is the manner and form in which the issue shall be submitted on the official ballot:

Election Referred by Petition of Voters

Vote "YES" or "NO", mark an "X" in the square for the answer voted for.

Shall the City of Albany levy a special one-year tax levy not to exceed \$993,619. outside the 6% limitation as provided for in the Oregon Constitution for the tax year 1979-80 to provide funds for general services of the City.

YES

NO

Section 6: Emergency Clause.

WHEREAS, in the best interests of public health and safety and general welfare of the citizens of Albany, Oregon, that an election be held at the earliest possible date, NOW, THEREFORE, an emergency is hereby declared to exist and this ordinance shall become immediately effective upon its passage by the Council and approval by the Mayor.

Passed by the Council: July 11, 1979

Approved by the Mayor: July 11, 1979

Effective Date: July 11, 1979

Richard S. Olsen
Mayor

ATTEST:

H. Holliday
City Recorder