

RESOLUTION NO. 15-16

A RESOLUTION OF THE SCAPPOOSE CITY COUNCIL SUBMITTING TO THE VOTERS A PROPOSED CHARTER AMENDMENT TO BE CONSIDERED AT THE NOVEMBER 3, 2015 ELECTION, WHICH WOULD AMEND CHAPTER 1, SECTION 3 OF THE CHARTER TO ALLOW THE CITY TO ANNEX PROPERTY AS PROVIDED BY STATE LAW

WHEREAS, after due consideration, the Scappoose City Council has decided to forward a proposed Charter Amendment to the voters.

NOW, THEREFORE, THE CITY OF SCAPPOOSE RESOLVES AS FOLLOWS:

- SECTION 1: An election is hereby called in and for the City of Scappoose, Columbia County, Oregon, for the purpose of submitting to the legal voters the question of whether the Charter should be amended to approve annexations as provided by state law.
- SECTION 2: The measure election hereby called shall be held in the City of Scappoose on the 3rd day of November, 2015. The election shall be conducted by mail pursuant to ORS 254.465 and 254.470.
- SECTION 3: The Scappoose City Council authorizes the mayor, the city manager (each an "authorized representative") or a designee of the authorized representative to act on behalf of the City of Scappoose and to take such further action as is necessary to carry out the intent and purposes herein in compliance with the applicable provisions of law.
- SECTION 4: Pursuant to ORS 250.285 and ORS 254.095, the Scappoose City Council directs the city elections officer to file a Notice of City Measure Election in substantially the form of Exhibit A with the Columbia County Elections Office, unless, pursuant to a valid ballot title challenge, a judge of the Columbia County Circuit Court certifies a different Notice of City Measure Election be filed, such filing shall occur no earlier than the eighth business day after the date on which Exhibit A is filed with the city elections officer and not later than September 3, 2015.
- SECTION 4: The city elections officer is further instructed to publish notice of receipt of the ballot title in a newspaper of general distribution in compliance with ORS 250.275(5).
- SECTION 5: Pursuant to ORS 251.345, the Scappoose City Council directs the city manager to prepare a Measure Explanatory Statement for publication in the county voters' pamphlet; said statement shall be filed with the Columbia County Elections Office at the same time the Notice of City Measure Election is filed by the city elections officer.
- SECTION 6: The Act, containing the full Charter amendment, is attached hereto as Exhibit B and included in this resolution by reference.


SECTION 7: This resolution is effective immediately upon passage.

PASSED AND ADOPTED by the Scappoose City Council this 3rd day of August, 2015 and signed by me and the City Recorder, in authentication of its passage.

CITY OF SCAPPOOSE, OREGON



Scott Burge, Mayor

Attest: 
Susan M. Reeves, MMC
City Recorder

**EXHIBIT A
NOTICE OF CITY MEASURE ELECTION**

**Notice of Measure Election
City**

SEL 802

rev 1/14: ORS 250.035, 250.041,
250.275, 250.285, 254.095, 254.465

Notice		
Date of Notice	Name of City or Cities City of Scappoose	Date of Election November 3, 2015

The following is the final ballot title of the measure to be submitted to the city's voters.

Final Ballot Title Notice of receipt of ballot title has been published and the ballot title challenge process has been completed.

Caption 10 words which reasonably identifies the subject of the measure

Amends Charter Allowing Annexation As Provided By State Law

Question 20 words which plainly phrases the chief purpose of the measure

Shall the Charter be amended to approve annexations as provided by state law?

Summary 175 words which concisely and impartially summarizes the measure and its major effect

This measure, if approved, would change Chapter 1, Section 3 of the City of Scappoose Charter ("Charter") to allow annexations to be approved consistent with the process provided for in state law. Currently the Charter requires that any annexation, unless mandated by state law, be submitted to a city-wide election for approval by a majority of those voting in the election. If this measure is passed, annexations would only be submitted to a city-wide election for approval by the voters if such election was required for approval under state law.

Explanatory Statement 500 words that impartially explains the measure and its effect, if required attach to this form

If the county is producing a voters' pamphlet an explanatory statement must be submitted for any measure referred by the city governing body and if required by local ordinance, for any initiative or referendum.

Measure Type	County producing voters' pamphlet	Local ordinance requiring submission	Explanatory statement required
<input checked="" type="checkbox"/> Referral	<input checked="" type="checkbox"/> Yes <input type="checkbox"/> No	Not applicable	<input checked="" type="checkbox"/> Yes <input type="checkbox"/> No
<input type="checkbox"/> Initiative	<input type="checkbox"/> Yes <input type="checkbox"/> No	<input type="checkbox"/> Yes <input type="checkbox"/> No	<input type="checkbox"/> Yes <input type="checkbox"/> No
<input type="checkbox"/> Referendum	<input type="checkbox"/> Yes <input type="checkbox"/> No	<input type="checkbox"/> Yes <input type="checkbox"/> No	<input type="checkbox"/> Yes <input type="checkbox"/> No

Authorized City Official Not required to be notarized

→ By signing this document, I hereby state that I am authorized by the city to submit this Notice of Measure Election and I certify that notice of receipt of ballot title has been published and the ballot title challenge process for this measure completed.

Name	Title	Work Phone
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Signature	Date Signed
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EXHIBIT B

AN ACT

A Charter amendment submitted to the voters by the Scappoose City Council. The City of Scappoose Charter is amended to read (deleted language is stricken) as shown below and referenced in City of Scappoose Resolution No. 15-16.

Section 3. **Boundaries** The City includes all territory within its boundaries as they now exist or hereafter are modified pursuant to state law. ~~However, no annexation, delayed or otherwise, unless mandated by state law, shall take effect unless approved by a majority of those voting in a municipal election.~~ The custodian of the City's records shall keep an accurate, current description of the boundaries and make a copy of it available for public inspection in the City during regular City office hours.