

ORDINANCE NO. 179

AN ORDINANCE CALLING A SPECIAL ELECTION TO BE HELD IN THE CITY OF BROOKINGS, CURRY COUNTY, OREGON, ON OCTOBER 14, 1964 SUBMITTING TO THE LEGAL VOTERS OF SAID CITY AT SAID SPECIAL ELECTION A PROPOSED CITY CHARTER AMENDMENT BY ADDING THERETO A NEW CHAPTER TO BE KNOWN AS CHAPTER XII AUTHORIZING THE ISSUANCE AND SALE OF NOT TO EXCEED \$1,300,000.00 IN BONDS OF SAID CITY, TO PROVIDE FUNDS WITH WHICH TO PROVIDE, BUY, CONSTRUCT, EQUIP AND MAINTAIN A MUNICIPAL WATER SYSTEM FOR THE CITY OF BROOKINGS, AND ANY COMBINATION OF SUCH PURPOSES, PROVIDING FOR THE PAYMENT OF PRINCIPAL AND INTEREST OF SAID BONDS FROM TAXES AND WATER REVENUES, AUTHORIZING THE CITY TO SECURE FEDERAL AID, LOANS OR GRANTS IN CONNECTION WHEREWITH, PROVIDING DEBT LIMITATIONS OF THE CITY CHARTER SHALL NOT APPLY TO SAID BONDS AND PROVIDING FOR THE OPERATION, MAINTENANCE AND MANAGEMENT OF SUCH MUNICIPAL WATER SYSTEM, AND DECLARING AN EMERGENCY.

THE CITY OF BROOKINGS ORDAINS AS FOLLOWS:

Section 1: Resolution No. 107, heretofore adopted by the Council and approved by the Mayor of the City of Brookings, Oregon, on September 22, 1964, shall be filed forthwith with the City Recorder and the issuance of not to exceed \$1,300,000.00 in general obligation bonds to provide for a municipal water system and providing for the payment of principal and interest of said bonds from taxes and water revenues, authorizing the City to secure Federal aid, loans or grants in connection therewith and providing debt limitations of the City Charter shall not apply to said bonds, and further providing for the operation, maintenance and management of such municipal water system, shall each and all be submitted to the legal voters of the City of Brookings at the special city election called for that purpose.

Section 2: A special city election of the City of Brookings, Oregon, is hereby called to be held in the City of Brookings, Oregon, on the 14th day of October, 1964. The polls for the receipt of ballots in said special election shall be open at 8 o'clock in the morning and shall be kept open until 8 o'clock in the evening of said day, both Pacific Daylight Savings Time.

The Council does hereby adopt and establish as the voting precincts for said special city election and the numbers of said precincts the four voting precincts as established and used at the General State Primary Election in May, 1964, One polling place shall be established in each of the four voting precincts in the City of Brookings as identified by the numbers hereby adopted and stated below, together with the polling place for each precinct:

Precinct No. 15	I.O.O.F. Hall, 547 Hemlock Street
Precinct No. 16	Presbyterian Church, Pacific & Oak Streets
Precinct No. 17	Akin Motor Co., 934 Chetco Avenue
Precinct No. 21	Brookings Bible Church, North Hazel Street

The Council shall, by resolution, designate the election officials to serve in each election precinct.

Section 3: The ballot title for such proposed Charter amendment and bond issue to be so submitted to the legal voters as aforesaid, as heretofore adopted by the Council by said Resolution No. 107, is hereby ratified and confirmed by the Council and shall be as therein stated and as stated in the ballot form as hereinafter provided.

Section 4: The form of the official ballot for use in said Special Election, in which form said ballot, shall be printed, shall be substantially as follows:

)	No. _____
(STUB
)	To be torn off by Election Board Clerk
(

OFFICIAL BALLOT FOR VOTING PRECINCT
 No. _____
 For the Special City Election
 held October 14, 1964

Those voting in favor of the amendment and the issuance of the bonds shall mark their ballots with an X yes.

Those voting against the amendment and the issuance of the bonds shall mark their ballots with an X no.

CITY OF BROOKINGS BOND AND MUNICIPAL WATER SYSTEM AMENDMENT

A Charter amendment submitted and referred to the legal voters of the City of Brookings, Oregon, by the Council of said City.

AN ACT

To amend the Charter of the City of Brookings, Oregon, by adding thereto Chapter XII authorizing the issuance and sale of not to exceed \$1,300,000.00 in bonds of said City to provide funds with which to provide, buy, construct, equip and maintain a municipal water system for the City of Brookings and any combination of such purposes; providing for the payment of principal and interest of said bonds from taxes and water revenues; authorizing the City to secure Federal aid, loans or grants in connection therewith, providing debt limitations of the City Charter shall not apply to said bonds and providing for the operation, maintenance and management of such municipal water system.

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|----|-----|--|
| 51 | YES | I vote for the municipal water system and the issuance of the bonds. |
| 52 | NO | I vote against the municipal water system and the issuance of the bonds. |
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Section 5: The City Recorder shall post and publish notice of said special election within the City as provided in this ordinance. Notice shall be posted at least ten days before said election in a conspicuous place in the City Hall of Brookings and in three public places in each voting precinct in the City of Brookings. The notice shall also be published in two consecutive issues of the Brookings-Harbor Pilot, a newspaper of general circulation published weekly in the City of Brookings, and the first publication shall be not less than fifteen days prior to the election. The notice so posted and published shall be in the following form:

NOTICE OF SPECIAL ELECTION

NOTICE IS HEREBY GIVEN that, pursuant to Resolution No. 107 and Ordinance No. 179, adopted and passed by the Council and approved by the Mayor of the City of Brookings on September 22, 1964, a Charter amendment providing for the municipal water system and the issuance of not to exceed \$1,300,000.00 in bonds will be submitted to the legal voters of the City of Brookings at a special city election to be held on October 14, 1964. The ballot title, number of the proposed Charter amendment and bond issue is as follows:

CITY OF BROOKINGS BOND AND MUNICIPAL WATER SYSTEM AMENDMENT

A Charter amendment submitted and referred to the legal voters of the City of Brookings, Oregon, by the Council of said City.

AN ACT

TO amend the Charter of the City of Brookings, Oregon, by adding thereto Chapter XII authorizing the issuance and sale of not to exceed \$1,300,000.00 in bonds of said City to provide funds with which to provide, buy, construct, equip and maintain a municipal water system for the City of Brookings and any combination of such purposes; providing for the payment of principal and interest of said bonds from taxes and water revenues; authorizing the City to secure Federal aid, loans or grants in connection therewith; providing debt limitations of the City Charter shall not apply to said bonds and providing for the operation, maintenance and management of such municipal water system.

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- 51 YES I vote for the municipal water system and the issuance of the bonds.
 - 52 NO I vote against the municipal water system and the issuance of the bonds.
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The polls will open at 8 o'clock a.m. and will continue open until 8 o'clock p.m., both Pacific Daylight Savings Time, all on October 14, 1964. The voting precincts and polling places are hereby designated as follows:

<u>Precinct</u>	<u>Polling Place</u>
Precinct No. 15	I.O.O.F. Hall, 547 Hemlock Street
Precinct No. 16	Presbyterian Church, Pacific & Oak Streets
Precinct No. 17	Akin Motor Co, 934 Chetco Avenue
Precinct No. 21	Brookings Bible Church, North Hazel Street

WITNESS my hand and the seal of the City of Brookings, Oregon, this 24th day of September, 1964.

Don Page Smith
City Recorder

(City Seal)

Section 6: The City Recorder is hereby instructed to notify the election officials when the same have been appointed to act as election officials at said special city election and to prepare and cause to be printed and furnished the proper ballots and sample ballots for use in said special city election and deliver said ballots to the said election officials,

and to do any and all things necessary to be done to provide for the proper calling and holding of said election.

Section 7: The result of the election shall be certified by the Clerks of the election to the City Recorder and the Clerks of said election, immediately after canvassing the votes and before they separate and adjourn, shall enclose the poll books in separate covers and securely seal the same. They shall enclose the tally sheets in separate envelopes and seal the same securely. They shall also enclose the ballots and stubs, strung on strings, and seal all the same securely. They shall in writing with pen and ink specify the contents and address of each of said packages upon the outside thereof and immediately deliver the same to the City Recorder of the City of Brookings.

Section 8: The notice of this election as herein required to be given by the City Recorder shall be the only notice given and the manner of holding and conducting this special election shall be as specified and provided in this ordinance, notwithstanding the provisions of any resolution or ordinance, or both, of the City of Brookings in conflict therewith and the same shall not apply to the requirements of notices for this special election. It shall be unnecessary for either the City of Brookings or any officials thereof to furnish the legal voters of said City with election pamphlets, or otherwise, containing either the text or the proposition to be voted upon or arguments in support of or in opposition to the proposition.

Section 9: Whereas, it is necessary and desirable that immediate provisions be made for the City of Brookings to acquire or construct its own municipal water system to provide an adequate supply of pure and wholesome water for its inhabitants and adequate water and water storage facilities for

fire protection, an emergency is hereby declared to exist in the interest of the public peace, health and safety of the City of Brookings and the inhabitants thereof, and this ordinance may be introduced and placed upon all of its readings at any one meeting of the Council and may be placed upon its final passage at any one meeting and shall be in full force and effect from and after its passage by the Council and approval by the Mayor.

PASSED by the Council of the City of Brookings, Oregon, this 22nd day of September, 1964, by the following vote:
YEAS Byron L. Brimm, Ernest Christensen, Henry Kerr, LeRoy Weideman, Ben Franklin, Jr.

NAYS None

ABSENT None

SUBMITTED to and approved by the Mayor of the City of Brookings, Oregon, this 22nd day of September, 1964.

Byron L. Brimm
Mayor

ATTEST:

Don Page Smith
City Recorder