

## **RESOLUTION NO. 740**

**A RESOLUTION AUTHORIZING AND DIRECTING THE CITY RECORDER TO CERTIFY TO THE CLACKAMAS COUNTY CLERK A PROPOSED AMENDMENT TO THE CANBY CITY CHARTER SUBMITTED TO THE VOTERS BY THE COMMON COUNCIL ABOLISHING THE TERM LIMITATION PROVISION FOR CANBY UTILITY BOARD MEMBERS AS SET FORTH IN SECTION 4, CHAPTER X OF THE CITY CHARTER; AUTHORIZING THE CITY RECORDER TO SEND AN EXPLANATORY STATEMENT FOR THE VOTER'S PAMPHLET; AND DOING ALL OTHER NECESSARY ACTS TO PLACE THE MATTER BEFORE THE VOTERS OF THE CITY OF CANBY FOR THE NOVEMBER 7, 2000 GENERAL ELECTION.**

**WHEREAS**, the Canby City Council has heretofore determined that it desires to eliminate the term limitation requirement set forth in Section 4, Chapter X of the Canby City Charter which allows a member appointed by the Mayor and confirmed by the Council to the Canby Utility Board to serve only two (2) successive three year terms after which they may not be reappointed again; and

**WHEREAS**, pursuant to the provisions of the Canby City Charter and ORS 221.210, the approval of the amendment to the Charter must be referred to the electorate of the City of Canby for an election; and

**WHEREAS**, ORS 250.035 requires a Notice of Measure be prepared by the City and submitted to the Clackamas County Elections Department by September 7, 2000 in order to appear on the ballot for the November 7, 2000 general election; and

**WHEREAS**, pursuant to the Canby Municipal Code, the Canby City Attorney has prepared a Notice of City Measure Election and Summary for Voter's Pamphlet to be submitted to the Elections Department;

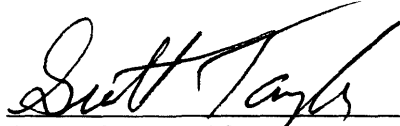
**NOW THEREFORE, IT IS HEREBY RESOLVED** by the City Council of the City of Canby, as follows:

1. The City Recorder of the City of Canby is hereby authorized and directed to certify to the Clackamas County Clerk for submission to the voters at the November 7, 2000 general election, the Notice of City Measure Election. Such Notice of City Measure Election is attached to this Resolution in proper form and adopted by the City.
2. The City Recorder of the City of Canby is further authorized and directed to submit a Summary of the Measure to be placed in the voter's pamphlet explaining in

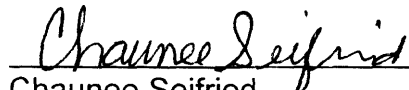
clear and concise language the affect of such ballot measure. Such summary is attached to this Resolution in proper form and adopted by the City.

3. The City Recorder, the City Administrator and the City Attorney are hereby authorized to do all other necessary and proper acts to place the ballot measure before the voters at the November 7, 2000 general election.

**ADOPTED** this 10<sup>th</sup> day of September, 2000, by the Canby City Council.

  
\_\_\_\_\_  
Scott Taylor - Mayor

**ATTEST:**

  
\_\_\_\_\_  
Chaunee Seifried,  
City Recorder, Pro-Tem

## NOTICE OF CITY MEASURE ELECTION

### CITY OF CANBY

Notice is hereby given that on Tuesday, November 7, 2000, an election will be held in the City of Canby, Clackamas County, Oregon. The following shall be the ballot title for the measure submitted to the City's voters on this date:

**CAPTION: MEASURE APPROVING CHARTER AMENDMENT ABOLISHING  
UTILITY BOARD TERM LIMITS.**

**QUESTION:** Shall Canby City Charter be amended to eliminate term limits for Canby Utility Board members?

**SUMMARY:** Section 4 (a), Chapter X of the Canby City Charter imposes a two term limitation for members of the Canby Utility Board. Canby Utility Board members are appointed by the Mayor and confirmed by the City Council. They serve three year terms. However, the Charter provides that no member may serve more than two (2) successive terms, and does not provide for further appointment beyond the two terms limitation. This amendment would eliminate the term limiting requirement. Thereafter, the Mayor and Council would be able to appoint members to the Utility Board for unlimited successive terms or reappoint a former member who had served two prior three year terms.

The following authorized local government official hereby certifies that the above ballot title is true and complete:

Chaunee Seifried  
Chaunee Seifried  
Canby City Recorder, Pro Tem

9-6-00  
Date

EXPLANATORY STATEMENT FOR VOTER'S PAMPHLET

**MEASURE APPROVING CHARTER AMENDMENT ABOLISHING UTILITY BOARD  
TERM LIMITS**

Measure No. \_\_\_\_\_

Word Total: 142 (500 max)

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This measure would approve an amendment to the Canby City Charter eliminating the term limit requirements imposed on Canby Utility Board members. Under Section 4 (a), Chapter X of the present Canby City Charter, the Mayor, with the confirmation of the Common Council, appoints members to serve on the Canby Utility Board. A member is appointed for a three year term, however, the Charter specifically provides that: "*No Board member may serve more than two successive terms*". It is the intent of this measure to abolish term limits for current and future appointed members. Approval of the measure would thus eliminate the above italicized sentence from Section 4 (a), Chapter X of the Charter. In the future, there would be no limits on the number of terms that a member could serve if reappointed by the Mayor and confirmed by the Council.

City of Canby

Chaunee Seifried

Chaunee Seifried

Canby City Recorder, Pro Tem

9-6-00

Date