

ORDINANCE BILL NO. 8 FOR 1938

ORDINANCE NO. 497

A BILL FOR AN ORDINANCE DESIGNATING THE POLLING PLACES, NAMING JUDGES AND CLERKS, PROVIDING FOR THEIR OATH, AND PROVIDING FOR GIVING NOTICE OF A SPECIAL ELECTION TO BE HELD IN THE CITY OF LEBANON, COUNTY OF LINN, STATE OF OREGON, ON TUESDAY, THE 22nd DAY OF NOVEMBER, 1938, AND DIRECTING THE RECORDER AND MARSHAL OF SAID CITY TO PROCURE THE NECESSARY SUPPLIES AND PREPARE THE POLLING PLACES FOR SAID ELECTION.

THE PEOPLE OF THE CITY OF LEBANON, OREGON, DO ORDAIN AS FOLLOWS:

Section 1. That the polling places for the special election to be held in the City of Lebanon, County of Linn, State of Oregon, on Tuesday, the 22nd day of November, 1938, pursuant to Resolution No. 18 for 1938, passed by the Council and approved by the Mayor on the 18th day of October, 1938, shall be as follows, to-wit:

First Ward, In the sales room of the Kirkpatrick Motor Company, Second and Sherman Streets, in said City.

Second Ward, In the Gymnasium on the Campus of the Lebanon High School in said City.

Third Ward, On the first floor of the I.O.O.F. Lodge Building at the corner of Main and Ash Streets in said City.

Section 2. The judges and clerks for said election shall be as follows:

FIRST WARD

- ✓ Loffie E. Arnold
- ✓ Millie C. Borum
- W. D. Busey
- ✓ Rosie C. Forbes
- ✓ Vera Crane

SECOND WARD

- ✓ J. M. Burtenshaw
- ✓ Hallie Cormier
- ✓ Jennie Southard
- ✓ Nancy Morris
- ✓ Addie Belle Davidson

THIRD WARD

- ✓ Almon Carlson
- ✓ Christine Smith
- ✓ Anna Musgrave
- Alvena Michelson
- ← Almyra Smith

Section 3. That previous to entering upon the discharge of their duty, said judges and clerks shall take and subscribe an oath in substantially the following form, to-wit:

"I DO SOLEMNLY SWEAR (OR AFFIRM) THAT I WILL PERFORM THE DUTIES OF A JUDGE (OR CLERK AS THE CASE MAY BE) OF ELECTION ACCORDING TO LAW AND THE BEST OF MY ABILITY: THAT I WILL STUDIOUSLY ENDEAVOR TO PREVENT FRAUD, DECEIT AND ABUSE IN CONDUCTING THE SAME."

said oath to be administered to the said judges and clerks by an officer authorized by law to administer oaths, and in the absence of any such officer, one of the persons chosen to act as judge is hereby empowered to administer the oath to the judges and clerks of said election, and the person administering the oath shall cause an entry thereof to be made and subscribed by him and prefixed to the poll books.

Section 4. That if any judge or clerk of said special election, as above named, shall be absent at the opening of the polls, the electors present may fill such vacancies.

Section 5. The City Recorder shall cause a notice of said special election to be given by publication thereof in a newspaper of general circulation, published within the City of Lebanon, once a week for two successive and consecutive weeks within thirty days next preceding such election, which said notice shall be substantially in the following form, to-wit:

SPECIAL ELECTION NOTICE

NOTICE IS HEREBY GIVEN That pursuant to Resolution No. 18 for 1938, passed by the Common Council and approved by the Mayor of the City of Lebanon, County of Linn, State of Oregon, on the 18th day of October, 1938,

a special election will be held in said City on Tuesday, the 22nd day of November, 1938, for the purpose of submitting to the legal voters of said City of Lebanon, for their approval or rejection, the proposition of whether Section 2 of Article I, of the Charter of the City of Lebanon, adopted by a majority of the qualified legal votes cast at the General Election held in said City on the 1st day of December, 1913, shall be amended to read as follows, to-wit:

"Section 2. The municipal corporation now and heretofore existing and known as the City of Lebanon, Oregon, the boundaries of which are hereinafter described, shall remain and continue, and the inhabitants thereof are hereby declared and established a body corporate by and under the name and style of the City of Lebanon, and by that name shall have perpetual succession, sue and be sued, plead and be impleaded, defend and be defended in all the Courts of Justice and in all actions, suits and proceedings whatsoever, may have and use a common seal and may alter or change the same at pleasure; may lease, purchase, or acquire, own and hold real and personal property within or without the corporate limits of the said City of Lebanon, to be used for parks, industrial sites, cemeteries for the burial of the dead, or for the establishment of hospitals, for the reception of persons afflicted with contagious or other diseases, for work houses, houses of correction, for powder houses and for the erection of water works to supply the City with water, or for power or other plants to supply the said City with electric light or power or other purpose, or for garbage plants or for the disposal of garbage or other refuse matter, and for any of said purposes may acquire, leasehold interests in or title to property both real and personal by lease, gift, devise, or purchase, and for any such purpose may exercise the right of eminent domain, and may lease, control, sell or dispose of the same for the benefit of the said City, and shall have the control and possession of all public parks, and grounds and buildings and property which has been or may hereafter be dedicated to or in any manner whatsoever obtained for public and industrial purposes of the said City, may receive bequests, gifts and donations of all kinds of property in fee simple, in trust or otherwise, for charitable or other purposes and may do all acts and things necessary to carry out the purposes of said gifts, bequests and donations with power to manage, sell, lease or otherwise dispose of the same in accordance with the terms of the gifts, bequests or donations, or absolutely if the said gift, bequest or donation is unconditional. All property both real and personal belonging to or vested in the City of Lebanon, as heretofore created, established and bounded, shall upon the taking effect of this Act and its passage by a majority vote of the people of the said City become the property of

and vested in the City of Lebanon as created, established and bounded by this Charter, and the said City may control, lease, sell or dispose of the same for the use and benefit of the said City."

And pursuant to Resolution No. 19 for 1938, passed by the Common Council and approved by the Mayor of the City of Lebanon, County of Linn, State of Oregon, on the 18th day of October, 1938, there shall be submitted to the legal voters of the City of Lebanon, for their approval or rejection, the following proposition, to-wit:

"Section 1. That the Common Council of the City of Lebanon shall have the authority to purchase, acquire, or lease industrial sites within or without the limits of the City of Lebanon, to improve the same and to erect buildings and industrial plants thereon, and to pay therefor out of the funds of said City such sums as shall be necessary, not exceeding \$17,000.00."

That said special election will be held, commencing at 8:00 A.M. and continuing until 8:00 P.M. of said day.

That the polling places for said election in the several wards of said City will be as follows:

First Ward, In the sales room of the Kirkpatrick Motor Company, Second and Sherman Streets, in said City.

Second Ward, In the Gymnasium on the Campus of the Lebanon High School in said City.

Third Ward, On the first floor of the I.O.O.F. Lodge Building at the corner of Main and Ash Streets in said City. *amended to read City Hall.*

Date of first publication, November 3, 1938.
Date of second publication, November 10, 1938.

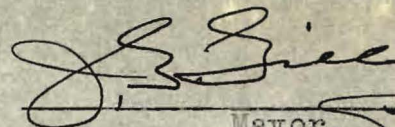
C. H. Witman

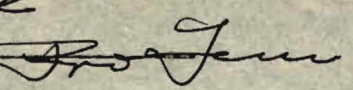
Recorder of the City of Lebanon,
Linn County, Oregon.

Section 6. The City Recorder shall cause to be printed and shall supply a sufficient number of ballots, copies thereof, poll books, ink, pencils, stationery and other necessary and proper supplies for said election and the City Marshal is hereby directed to install voting booths and deliver the ballots, ballot boxes and other supplies to the said judges and clerks of election in the said voting place in due time for their use by the voters, judges, clerks and other persons interested in said special election.

Section 7. This ordinance being necessary for the immediate protection of the public peace, health, safety and morals, the same shall be in full force and effect from and after the date of its passage by the Council and approval by the Mayor.

Passed by the Council and approved by the Mayor this 1st day of November, 1938.



Mayor. 

ATTEST:



City Recorder.