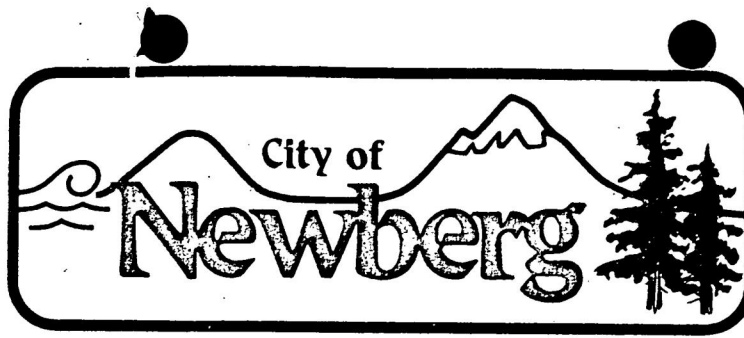


COUNCIL AGENDA
SPECIAL MEETING
AUGUST 23, 1982
7:30 P.M. COUNCIL CHAMBERS

- I. CALL MEETING TO ORDER
- II. ROLL CALL
- III. REPORT FROM ADMINISTRATOR:
 - 1. Report on Advertisement for Police Officer.
 - 2. Report on successful application for \$5,000 grant with U. S. Bank - Economic Development Council.
- IV. NEW BUSINESS:
 - 1. Report on Sitka Street Assessments (Ordinance)
- V. OLD BUSINESS:
 - 1. Review of Ballot Titles for Charter changes to be presented at November 2, 1982 Election. (Ordinance)
- VI. COMMUNICATIONS:
 - 1. Communication from Liberty Cable Co. RE: Professional Answering Service to handle calls.
- VII. ADJOURN TO EXECUTIVE SESSION RE: Property Negotiations
ORS 192.660 (1) (E).



Office of Mayor and City Council
(503) 538-9421

414 E. First St.
Newberg, Oregon 97132

N O T I C E O F S P E C I A L C O U N C I L M E E T I N G

To the Members of the Newberg City Council:

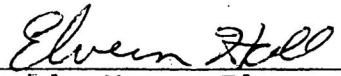
The Honorable Mayor Elvern Hall hereby calls a special meeting of the Newberg City Council, pursuant to his authority under Section 15, Chapter IV of the Newberg City Charter.

DATE: Monday, August 23, 1982

TIME: 7:30 P.M.

PLACE: Council Chambers, Newberg, Oregon

- BUSINESS:
1. Report on Advertising for Police Officer.
 2. Report on Economic Development Grant.
 3. Report on Sitka Street Assessments. (Ordinance)
 4. Review of Ballot Titles for Charter. (Ordinance)
 5. Communication from Liberty Cable Company.
 6. Adjourn to Executive Session RE: Property Negotiations. Pursuant to ORS 192.660 (1) (E)



Honorable Mayor Elvern Hall



Home of Old Fashioned Festival

MEMO

TO: City Council
FROM: City Administrator
SUBJECT: Police Patrolman Flyer

DATE: August 17, 1982

The attached flyer has been prepared by the staff to fill the vacancy that has existed in the Police Department for nearly a year.

We have continued to wait to fill this position because of upcoming elections on the tax base and currently the 1½% proposition that will be presented to the voters in November of this year. The City could certainly justify not filling the position until after November when the 1½% issue is voted upon. Also the fact that the training of the officer will take a number of months and the seniority of the new police officer would be such that he would be the first person laid off if the ballot measure passed in November.

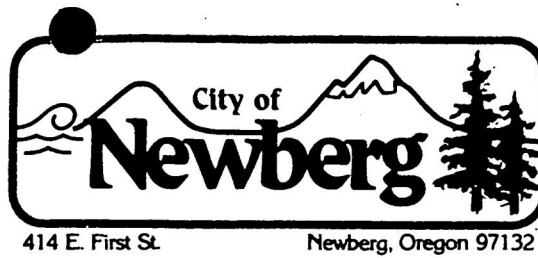
On the other hand, the Police Officers have been waiting for this position to be filled and the City continues to look ahead to the upcoming elections and not fill the position thereby saving money. The moral factor is something that should be considered when looking at this matter.

It'd be my recommendation that we begin the recruitment process, which includes advertising, reviewing all applications, giving a written test, giving a physical agility test, inviting the most qualified to come for an interview, background investigation and an interview with the Chief of Police and the City Administrator. Perhaps at the end of this process we will know more about the 1½% issue and can better make a decision as to the hiring of the police officer. In the meantime, the City has saved just over \$2,000 a month by not filling the position.


Michael Warren
City Administrator

MW/bjm

Enc.



INVITES APPLICATIONS FOR:

POLICE PATROLMAN

Salary Range
\$1481 - \$1890

NEWBERG POLICE DEPARTMENT

Consists of eighteen sworn officers, seven matron/dispatchers, a secretary, dog control officer, and a parking enforcement officer.

The City has a population of approximately 10,500 residents with 42 miles of streets on 2500 square acres located in a rural setting 23 miles south of Portland, Oregon on Highway 99W.

DESIRABLE QUALIFICATIONS

Previous experience desirable; high school graduate or satisfactory equivalent thereof. Must be 21 years of age, in good physical condition. Must meet B.P.S.T. minimum requirements, pass background security clearance check and department physical agility test.

NOTE: ONLY THE MOST QUALIFIED APPLICANTS WILL BE ASKED FOR ORAL INTERVIEW!

WORKING HOURS

40 hour workweek - varied shifts - 8 hrs. each. Applicants must be prepared to work any of the shifts as required.

BENEFITS

Holidays:	9 paid holidays plus 2 floating holidays when eligible.
Vacation:	12 days vacation after 1 year of service.
Sick Leave:	Accrue 1 day sick leave per month up to 105 days.
Health:	Medical, dental, vision, life and retirement insurance paid by city.
Credit Union:	Available for systematic savings and loans.
Uniform Allowance:	\$25.00 per month.
Savings Program:	Deferred Compensation program currently paying 14% is available.

Applications must be received by the Personnel Clerk, 414 E. First Street, Newberg, Oregon 97132, by September 10, 1982 at 5:00 P.M. Written examinations will be given at 1:00 P.M. and/or 7:00 P.M. on September 17, 1982 at the Newberg Police Department, 414 E. First Street, Newberg, Oregon 97132. Further tests or requirements will be scheduled to those successfully completing written examinations.

AN EQUAL OPPORTUNITY EMPLOYER

III /

MEMO

TO: City Council
FROM: City Administrator
SUBJECT: \$5,000 Grant

DATE: August 16, 1982

Just over a month ago a Graphic Newspaper Reporter came into my office with some information on the Oregon Economic Action Council. This Council was soliciting grant proposals for the "Are You With Us?" campaign run through U. S. Bank. The City had to take immediate action and did so, in the form of a grant that was submitted by the Mayor.

The grant proposal was a reflection of the aggressive attitude the City is taking toward the type of development that is wanted and needed in our community. It outlined the necessity for a hotel feasibility study prior to any development occurring in that area. The hotel study costs between \$10,000 and \$12,000 and the grant request was for \$5,000 (we also have a grant request with the County for at least \$3,500).

The attached letter indicates that the City of Newberg was one of only three entities in the State to receive a grant. While others will undoubtedly receive grants, in my discussions with the Administrative Assistant to the Economic Action Council, it was stated that we were one of the few that were well along in the development process and did a "quality" job in submitting the grant proposal.


Michael Warren
City Administrator

MW/bjm

Enc.



Oregon Economic Action Council

P.O. Box 4889 Portland, Oregon 97208

225-6207

John Kemp

August 3, 1982

Bill DeWeese
President
Catheter Technology

John Elorriaga
Chairman and
Chief Executive Officer
U.S. Bancorp

Dave Heintz
Executive Director
Greater Portland Convention
and Visitors Association

Bob Ingalls
Publisher (Retired)
Corvallis Gazette-Times

Doug Strain
Chairman
Electro-Scientific Industries

Earl Wantland
President
Tektronix

Mr. Elvern Hall, Mayor
City of Newberg
414 East First Street
Newberg, OR 97132

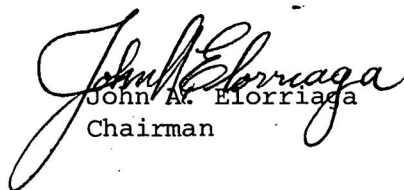
Dear Mr. Hall,

I am pleased to inform you that the Oregon Economic Action Council, at its meeting yesterday, approved funding in the amount of \$5,000 as a matching grant to assist in completion of a final market and feasibility study designed to obtain Industrial Revenue Bond financing in order to bring a hotel and convention facility to Newberg. The Council sincerely hopes that this financial assistance will assure the speedy location and operation of the complex.

John Kemp is acting as administrative assistant to the Council. If upon completion of necessary arrangements for the study you will supply documentation to John, he will make arrangements for the funds to be disbursed directly to the city.

Our thanks to Newberg for submission of this interesting idea, but more importantly, best wishes for success with your program and continued development of your city.

Sincerely,


John A. Elorriaga
Chairman

MEMO

TO: City Council
FROM: City Administrator
SUBJECT: Sitka Street Assessments

DATE: August 18, 1982

Attached is a copy of the assessment breakdown for the individual property owners to be assessed for the subject project. The Public Works Director has received the cost estimate for the interest on the construction money from September, 1981 through this current month and an estimate for the bond sale from the Finance Director. The total for the assessment to the property owners amounts to \$127,664.75.

On Local Improvement Districts (LID), the construction costs are always compared to the Engineer's estimate and on this particular project the original Engineer's Report was presented to the Council over three years ago in April of 1979. As can be expected, two years of delay has had a significant impact on the construction costs. In an attempt to alleviate the shock of the increased costs the Public Works Director, the City Attorney, the Planning Director, and I met with the property owners last year in my office before we advertised for bids on the construction work and at that time the Public Works Director presented a revised engineering estimate for the construction and engineering costs of \$126,388.00. At that time the property owners were advised that interest and bond sale costs would be an addition to the \$126,388.00. The total cost stated above (\$127,664.75) was, as you can see, very close to the cost presented to the property owners in July of 1981. It should be noted that the \$126,388.00 at the time of presentation before the advertisement became the official engineer's estimate.

It is common knowledge that the two year delay between the time the Engineer's Report was accepted and the physical construction, was caused by the acquisition of property from J's Restaurant. The acquisition involved negotiating a piece of land from the property owner to the north of J's Restaurant for approximately \$10,000.00. This was then given to J's Restaurant in exchange for the land which was lost to the right of way dedication along Sitka Street. The right of way was purchased from J's for approximately \$23,000 and was taken directly out of our public land fund. This total of \$33,000 (\$23,000 plus \$10,000) is not included in the assessment. The attorney fees of \$2,000 to \$3,000 was also not included in the assessment.

We have delayed many months in assessing the property owners in an attempt to work out some driveway problems with the owner of Sunshine Laundry. This delay has had a significant impact on the amount of interest charged included in the total final cost.

The distribution of the assessments to each of the property owners was done in a manner stated in the original City Engineer's Report. Sanitary sewer assessments are based on a distribution of 50% by frontage and 50% by area of property which will benefit by the construction of sanitary sewer facilities.

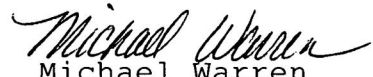
Page 2

Memo to City Council
RE: Sitka Street Assessments

Sidewalk and driveway assessments are based on the actual improvements to each individual property. Street assessments including street lights, storm sewer and retaining wall are assessed on a front footage basis for all property with frontage along the new improvement.

It now becomes imperative that the City Council take action as they have so many other times on LID's. This action would be to pass the ordinances that will be available at the City Council meeting which would implement the assessment procedure. The property owner then has 30 days to pay the total assessment or can be assessed through the regular LID improvement process (sign up for bonding). The reason that it is imperative the City Council act now is that if the 1½% issue is passed in November it could very well eliminate any LID process and the City could be stuck with an assessment that it has no business paying on behalf of the property owners in the City.

RECOMMENDATION: PASS ASSESSMENT ORDINANCES.


Michael Warren
City Administrator

MW/bjm

Enc.

REVISED ACCOUNTING OF FUNDS IN SITKA STREET MATTER - 10/8/80

I Money Owed Banning by City -

\$33,057.00
 - 10,000.00
 - 95.00
 - 73.50
 - 7.00
 - 10.50
\$22,871.00

Agreed price for Banning's property needed for street improvement.

Paid to Monroe on Land Sale Contract (Check No. 006694)

Paid to Monroe 1/2 of title insurance policy

Recording Exchange Agreement

Recording Assignment and Release of Land Sale Contract

Recording Warranty Deed - Glodd to Banning

City owes to Banning (Check No. _____)

II Money Owed Monroes by City -

\$10,000.00

 + 95.00
 - 14.00
 - 45.50
\$35.50

Money owed on Land Sale Contract for downpayment (Check No. 006694).

1/2 title insurance policy deducted from funds owed Banning.

Recording of Release and Assignment of Easement from Bowden to Monroe.

Recording of Land Sale Contract.

Money City owes Monroe (Check No. _____)

III Money City Pays Yamhill County Clerk for Recording -

\$91.00
 59.50
 17.50
 10.50
\$178.50
 \$185.50
 (\$ 7.00)

Bannings recording cost authority to deduct it from monies owed Banning.

Monroes recording cost deducted from money owed Monroe.

Easement from Banning to Bowden (City pays for cost)

Warranty deed - Banning to City (City pays cost)

Deposited in Trust Account for recording (Check No. 006941)

Credit to the City.

ORDINANCE NO.

AN ORDINANCE LEVYING AN ASSESSMENT FOR STREET IMPROVEMENTS, INCLUDING STORM SEWER, SANITARY SEWERS AND SIDEWALKS, DESIGNATED "SITKA AVENUE LOCAL IMPROVEMENT DISTRICT, PROJECT NO. 213" IN THE CITY OF NEWBERG, OREGON, AND ADOPTING AND APPROVING THE ASSESSMENT ROLL FOR SAID IMPROVEMENT AND DECLARING AN EMERGENCY.

WHEREAS, the Council of the City of Newberg, Oregon has heretofore held a hearing to consider objections to the construction of said street and sewer improvements to serve the properties situated on Sitka Street and adjacent to Sitka Street in the City of Newberg, as specified in an Engineer's Report approved by Resolution No. 79-761, passed April 2, 1979 in which Resolution the Council also declared it's intention to approve the proposed estimated assessment thereof as in said Engineer's Report set forth and thereafter by Resolution No. 79-764 dated April 23, 1979, said Council after public hearing, determined and decided to proceed with said "Sitka Avenue Local Improvement District Project No. 213" and approved certain plans and specifications and contract documents therefor and provided for advertising for bids thereon; and

WHEREAS, thereafter a Notice to Contractors advertising for bids on said "Sitka Avenue Local Improvement District Project No. 213" was duly published in accordance with the law and order of the Council and proof of publication thereof is on file with the Recorder of the said City and bids having been received on said improvement, the Council considered the same and at its adjourned meeting of August 13, 1981 accepted the bid of Bones Construction Company on said improvements and construction and the said City of Newberg contracted with said successful bidder thereon who has completed construction of said project; and

WHEREAS, passage of Ballot Measure 3 on the November 2, 1982 election ballot could preclude sales of Bancroft Bonds and therefore preclude the property owners option of bancroft bonding and, thus, an emergency should be declared to exist; and

WHEREAS, the Council having considered all the foregoing matters and now fully advised on the premises, Now, therefore,

THE CITY OF NEWBERG ORDAINS AS FOLLOWS:

Section 1. That the Council of the City of Newberg, Oregon does hereby find that the method used in determining location and extent of property specially benefitted by said "Sitka Avenue Local Improvement District Project No. 213" and to be assessed thereof as shown in the Engineer's Report approved April 2, 1979, is consistent with the benefits derived from said improvement; that the method of apportioning the sum to be assessed to said property for said improvement as set forth in said Engineer's Report is just, reasonable and is equitably apportioned between the properties specially benefitted by said improvements.

Section 2. That the Council of the City of Newberg, Oregon has and does further find, ascertain, determine and declare the whole cost of the aforesaid "Sitka Avenue Local Improvement District Project No. 213" as so completed in the manner specified and required by the Council to be the sum \$127,664.75 and that the amount to be assessed to benefitted property owners is \$127,664.75 to each lot, parcel or tract of land or part thereof in the assessment roll for

the area benefitted by said improvement which said assessment roll is attached to this ordinance, and by this reference made a part hereof, are in just proportion to the special benefits derived from said improvement and which accrue to each of said properties and are in accordance with the method of apportioning the same as provided in said Engineer's Report.

Section 3. That the said assessment roll for "Sitka Avenue Local Improvement District Project No. 213"; the assessment provided in said assessment roll for each lot, tract or parcel of land, or part thereof as therein described is hereby levied upon the property therein described and the Recorder of the City of Newberg, Oregon is hereby directed to enter a statement of each of said assessments in the docket of city liens of the City of Newberg, Oregon, in accordance with provisions of Ordinance No. 1348 of said city, as amended, and to give notice thereof in the manner provided by said Ordinance No. 1348 of said city, as amended.

Section 4. That the said assessments entered in the city lien docket as a lien against the certain real property covering the improvements heretofore stated may be paid by one of the two alternative methods stated below:

1. Application may be made to pay the assessment in not more than 30 semi-annual installments with interest at the rate which the city was required to pay on the immediately preceding Bancroft Bond issue until the sale of Bancroft Bonds covering this assessment, thereafter, at the rate set by the City Council, not to exceed the rate prescribed by law for bond issues, on the balance of the unpaid assessments for the improvement; interest is to be paid semi-annually at the time each installment is paid as required by the Bancroft Bonding Act; application may be made on the form provided within 10 days from the date of the first publication of published notice of assessment, and thereafter make the payments therein set forth or;

2. Pay the assessment in full within 30 days from date of entry of the assessment in the City of Newberg Lien Docket.

Section 5. Whereas the City of Newberg has paid the aforesaid contractor, it is necessary and for the best interests of the people of the City of Newberg that prompt arrangements be made for the repayment of said funds by appropriate assessment of the specially benefitted property as hereinabove set forth and that an emergency further exists because any delay in the assessment process could preclude, due to Ballot Measure 3 if passed on November 2, 1982, the property owner's option of Bancroft Bonding.

NOW, THEREFORE, an emergency is hereby declared to exist and this ordinance shall be in full force and effect on and after August 23, 1982.

PASSED by the Council at its meeting on the 23rd day of August, 1982 by the following votes:

Ayes:

Nays:

Absent:

Arvilla Page - City Recorder

APPROVED by the Mayor this 23rd day of August, 1982.

Elvern Hall - Mayor

IV /

ASSESSMENT ROLL

"SITKA AVENUE LOCAL IMPROVMENT DISTRICT PROJECT NO. 213"

<u>Tax Lot Number</u>	<u>Name and Address</u>	<u>Assessment</u>
3217DC-7000	Nisly, Lloyd & Viola 375 SW Walnut Ave. Dundee, OR 97115	20,470.59 ¹
3217DC-7001	Harper, Norman & Joan P.O. Box 733 Newberg, OR 97132	26,319.68
-7003	Harper, Norman & Joan P.O. Box 733 Newberg, OR 97132	11,305.84
-7004	Harper, Norman & Joan P.O. Box 733 Newberg, OR 97132	1,698.26
-7100	Monroe, Robert & Marcena 303 Alderway Portland, OR 97205	36,361.06
-7101	Banning, Craig & Peggy 1511 Hess Creek Ct. Newberg, OR 97132	22,830.24
3217CD-4400	Monroe, Robert & Marcena 303 Alderway Portland, OR	3,280.06
3217DC-4403	Banning, Craig & Peggy 1511 Hess Creek CT. NEWBERG, OR 97132	5,399.02
TOTAL		127,664.75

IV 1

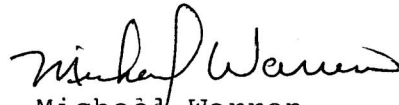
MEMO

TO: City Council
FROM: City Administrator
SUBJECT: Charter

DATE: August 16, 1982

At the last City Council meeting the City Council approved the attached Ballot Title Number 1. Prior to the City Staff bringing it to the County for listing on the upcoming November Election Ballot the City Council must approve the wording.

Ballot Title Number 2 has been created for the City Council review and continued consideration as to whether or not it should be brought before the people. While continued review and consideration were not requested by the City Council it perhaps is something the Council may want to further discuss at this Special Council meeting.


Michael Warren
City Administrator

MW/bjm

Enc.

DRAFT BALLOT TITLES FOR CHARTER AMENDMENTS

BALLOT TITLE NUMBER 1:

- Caption - 51 Charter amendment submitted to the voters by the City Council.
10 words
- Question - Shall the present Newberg Charter be amended establishing a Council-Mayor-City Manager form of government and be otherwise revised?
20 words
- Explanation - The Newberg Charter of 1893 was last revised in 1950. This revision, effective January 1, 1983, retains most current charter provisions, amends some and adds a new section. These amendments would clarify charter powers; update tie vote procedures; prohibit city employees from holding city elective office; establish Council-Mayor-City Manager form of government; provide alternatives to verbatim reading of ordinances; expand hospital's services; renumber and reorganize chapters and sections; and make other minor changes.
75 words

BALLOT TITLE NUMBER 2:

- Caption - 52 Charter amendment submitted to the voters by the City Council.
10 words
- Question - Shall the Newberg Charter, Sections 8 and 19, be amended making the Mayor a voting member of the City Council?
20 words
- Explanation - The Newberg Charter of 1893 was last revised in 1950. This revision, effective January 1, 1983, amends the current Charter Section 8, Chapter III and Section 19, Chapter IV making the Mayor a full voting member of the City Council. Under the current charter the Mayor votes only when there is a tie vote of councilmembers present and voting and the Mayor can't make up the quorum for, or vote upon passage of, any ordinance.
75 words

MEMO TO: Mike Warren, City Administrator
FROM: Rick Faus, City Attorney
DATE: August 17, 1982
SUBJECT: Charter Ballot Titles

Per the direction of the Council, I have prepared ballot titles to place upon the ballot of November 2, 1982, the amendments to the Charter of the City of Newberg. These amendments are placed there and proposed pursuant to the very lengthy Charter Revision Committee, Mayor's Task Force process and pursuant to lengthy review by the Council at public hearing. All amendments are designed to modernize the Charter and make it a more efficient operating document under which to operate and to provide modern updates. The review has been exhaustive.

It is necessary that these ballot titles be approved by the Council at this meeting so that they may be submitted to the Yamhill County Elections Officer in time for placement on the November 2, 1982 ballot.

RDF:fj

11

ORDINANCE NO.

AN ORDINANCE PLACING BEFORE THE VOTERS OF THE CITY OF NEWBERG THE QUESTION OF AMENDING THE CHARTER OF THE CITY OF NEWBERG OF 1893, AS AMENDED TO CLARIFY CHARTER POWERS, UPDATE TIE VOTE PROCEDURES, PROHIBIT CITY EMPLOYEES FROM HOLDING CITY ELECTIVE OFFICE, ESTABLISH COUNCIL-MAYOR-CITY MANAGER FORM OF GOVERNMENT, PROVIDE ALTERNATIVES TO VERBATIM READING OF ORDINANCES, EXPAND HOSPITAL SERVICES, RENUMBER AND REORGANIZE CHAPTERS AND SECTIONS AND MAKE OTHER MINOR CHANGES, AND DECLARING AN EMERGENCY.

WHEREAS, the Mayor's Task Force Committee on Charter Revision met twice each month from November, 1981 through May, 1982 to review in detail the city charter and recommended to the City Council at its June meeting changes in the existing city charter; and

WHEREAS, the City Council held two public hearings on the issue of the charter revision and made alterations in the suggested draft of the city charter; and

WHEREAS, the City Council of the City of Newberg, upon final review, desires to present the amended charter to the legal voters of the City of Newberg, Oregon at the general election on November 2, 1982 and proper notices of the election must be submitted to the Yamhill County Clerk on or before September 2, 1982.

NOW, THEREFORE, THE CITY OF NEWBERG ORDAINS AS FOLLOWS:

Section 1. The City Recorder is hereby directed to certify the following ballot measure to the Yamhill County Elections Office, presenting the following question to amend the charter of the City of Newberg effective January 1, 1983:

"Shall the present Newberg Charter be amended establishing a Council-Mayor-City Manager form of government and be otherwise revised?"

Section 2. The question shall be referred to the voters of the City at the general election to be held on November 2, 1982.

Section 3. The following ballot title is adopted by the Council for this measure, to-wit:

"51 Charter amendment submitted to the voters by the City Council

Shall the present Newberg Charter be amended establishing a Council-Mayor-City Manager form of government and be otherwise revised?

The Newberg Charter of 1893 was last revised in 1950. This revision, effective January 1, 1983, retains most current charter provisions, amends some and adds a new section. The amendments would clarify charter powers; update tie vote procedures; prohibit city employees from holding city elective office; establish Council-Mayor-City Manager form of government; provide alternatives to verbatim reading of ordinances; expand hospital's services; renumber and reorganize chapters and sections; and make other minor changes."

IV 1

Section 4. The City Recorder is further directed to send all required notices and documents to the Yamhill County Elections Officer and to publish any notices required by ordinance which are not published by the Yamhill County Elections Officer.

Section 5. WHEREAS, it is in the best interests of the people of the City of Newberg that this proposed charter amendment be placed before them as soon as possible and it is required that this ballot measure, in order to appear on the November 2, 1982 ballot, be filed with the Yamhill County Elections Officer on or before September 2, 1982 and therefore, this ordinance should be immediately effective. Now, therefore, an emergency is hereby declared to exist and this ordinance shall be in full force and effect immediately upon its passage by the Council and approval by the Mayor.

PASSED by the Council this 23rd day of August, 1982 by the following votes:

Ayes:

Nays:

Absent:

Arvilla Page - City Recorder

APPROVED by the Mayor this 23rd day of August, 1982.

Elvern Hall - Mayor

VI

ORDINANCE NO.

AN ORDINANCE PLACING BEFORE THE VOTERS OF THE CITY OF NEWBERG THE QUESTION OF AMENDING THE CHARTER OF THE CITY OF NEWBERG, OREGON, OF 1893, AS AMENDED, SECTION 8, CHAPTER III, and SECTION 19, CHAPTER IV, TO MAKE THE MAYOR A FULL VOTING MEMBER OF THE CITY COUNCIL AND DECLARING AN EMERGENCY.

WHEREAS, the Mayor's Task Force Committee on Charter Revision met twice each month from November, 1981 through May, 1982 to review in detail the city charter and recommended to the City Council at its June meeting changes in the existing city charter; and

WHEREAS, the City Council held two public hearings on the issue of the charter revision and made alterations in the suggested draft of the city charter; and

WHEREAS, this proposed charter amendment would amend the current charter Section 8, Chapter III and Section 19, Chapter IV to make the Mayor a full voting member of the Council. Under the current charter, the Mayor votes only when there is a tie vote of councilmembers present and voting and the Mayor can't make up the quorum for, or vote upon the passage of, any ordinance; and

WHEREAS, the City Council of the City of Newberg, upon final review, desires to present the amended charter to the legal voters of the City of Newberg, Oregon at the general election on November 2, 1982 and proper notices of the election must be submitted to the Yamhill County Clerk on or before September 2, 1982.

NOW, THEREFORE, THE CITY OF NEWBERG ORDAINS AS FOLLOWS:

Section 1. The City Recorder is hereby directed to certify the following ballot measure to the Yamhill County Elections Office, presenting the following question to amend the charter of the City of Newberg effective January 1, 1983:

"Shall the present Newberg Charter, Sections 8 and 19, be amended making the Mayor a voting member of the City Council?"

Section 2. The question shall be referred to the voters of the City at the general election to be held on November 2, 1982.

Section 3. The following ballot title is adopted by the Council for this measure, to-wit:

"52 Charter amendment submitted to the voters by the City Council.

Shall the Newberg Charter, Sections 8 and 19, be amended making the Mayor a voting member of the City Council?

The Newberg Charter of 1893 was last revised in 1950. This revision, effective January 1, 1983, amends the current Charter Section 8, Chapter III and Section 19, Chapter IV making the Mayor a full voting member of the City Council. Under the current charter the Mayor votes only when there is a tie vote of councilmembers present and voting and the Mayor can't make up the quorum for, or vote upon passage of, any ordinance."

V I

Section 4. The City Recorder is further directed to send all required notices and documents to the Yamhill County Elections Officer and to publish any notices required by ordinance which are not published by the Yamhill County Elections Officers.

Section 5. WHEREAS, it is in the best interests of the people of the City of Newberg that this proposed charter amendment be placed before them as soon as possible and it is required that this ballot measure, in order to appear on the November 2, 1982 ballot, be filed with the Yamhill County Elections Officer on or before September 2, 1982 and therefore, this ordinance should be immediately effective. Now, therefore, an emergency is hereby declared to exist and this ordinance shall be in full force and effect immediately upon its passage by the Council and approval by the Mayor.

PASSED by the Council this 23rd day of August, 1982 by the following votes:

Ayes:

Nays:

Absent:

Arvilla Page - City Recorder

APPROVED by the Mayor this 23rd day of August, 1982.

Elvern Hall - Mayor

11

Sept council
mtg



Liberty Cable Television

A DIVISION OF LIBERTY COMMUNICATIONS, INC.

2502 Portland Road · P.O. Box 409 · Newberg, Oregon 97132 · 503/538-7480

August 3, 1982

Mike Warren
City Administrator
City Hall
414 E. 1st
Newberg, OR 97132

RECEIVED

AUG 4 1982

CITY OF NEWBERG, ORE.
OFFICE OF RECORDER

Dear Mike:

Pursuant to our conversation on August 2, 1982, our franchise requires us to have a 24 hour operational answering service. However, because there are no existing 24 hour answering services available in Newberg, with the closest answering service in McMinnville, I would propose that we retain the services of Professional Answering Secretarial Services, a new business in Newberg, to handle calls from 5 p.m. to 12 midnight. For calls coming in after midnight to 8 a.m. we would install a answering device for receiving information and to inform the public that should a emergency situation occur, one that causes a serious hazard to the public, to call 911 or the police station who would have a current roster of people "on call" for these types of problems.

Professional Answering Service anticipates going 24 hours in approximately 6 to 9 months, depending on their clientele, at which time we would change and eliminate any recording device.

I believe this will allow us to meet our franchise commitment and help a new business in town as well.

If you have any questions or concerns please feel free to call me at any time.

Sincerely,

Rick Schaal
System Manager

RS/je

cc: Rob Corrao

VI 1