

AN ORDINANCE PROVIDING FOR AN ELECTION TO BE HELD WITHIN THE CITY OF SHERWOOD IN CONJUNCTION WITH THE REGULAR ELECTION OF THE CITY OF SHERWOOD AND THE STATE GENERAL ELECTION, FOR THE PURPOSE OF ELECTING A MAYOR AND TWO COUNCIL PERSONS AND FOR THE PURPOSE OF SUBMITTING TO THE LEGAL VOTERS OF THE CITY OF SHERWOOD, OREGON, THE QUESTION OF ESTABLISHING A NEW TAX BASE, PURSUANT TO SECTION 11, ARTICLE XI OF THE CONSTITUTION OF THE STATE OF OREGON.

WHEREAS, the Council of the City of Sherwood finds that the presently existing tax base provides insufficient funds to properly operate the essential functions of the city government and that there should be submitted to the legal voters of the City the question of establishing a new tax base in accordance with the provisions of Section 11, Article XI, Oregon Constitution; and

WHEREAS, pursuant to the Constitution and laws of the State of Oregon, it is necessary to submit the question of establishing a new tax base to the legal voters of the City of Sherwood only at a primary or general election in even numbered years and that Council finds that the general election to be held on November 4, 1980 is the appropriate time to submit said question;

NOW, THEREFORE,

THE CITY OF SHERWOOD ORDAINS AS FOLLOWS:

Section 1: It is necessary and in the best interest of the people of the City of Sherwood that there be submitted to the legal voters of the City at the regular statewide general election to be held throughout the state, including all voting precincts within the City on November 4, 1980, the proposition hereinafter stated in accordance with Section 11, Article XI, Constitution of the State of Oregon.

Section 2: At the City tax base election there shall be submitted to the legal voters of the City of Sherwood for their approval or rejection, the following measure:

CAPTION

Establishing a New Tax Base

QUESTION

"Shall City of Sherwood establish a new tax base of \$156,000.00, effective for the 1981-1982 fiscal year?"

Yes [    ]  
No [    ]

PURPOSE

The measure, if approved, will establish a new tax base for the City effective July 1, 1981. The primary purpose of the measure is to provide sufficient funds to continue to properly operate essential functions of the City, including continuation of services presently supported by state and federal funds which may not be available to the City in the 1981-1982 fiscal year.

EXPLANATION

Section 11, Article XI, Oregon Constitution stipulates that the question of establishing a new tax base may only be submitted at a regular statewide primary or general election. That provision prohibits increases in taxes levied by the City in excess of its tax

base plus 6% annual growth of tax base unless approved by the voters. This measure, if approved, would authorize a levy of up to \$156,000.00 for the 1981-1982 fiscal year, without the necessity of an additional election. The tax base amount, when levied, will be partially financed by the State of Oregon. The present tax base is \$45,339.00. The proposed tax base is \$156,000.00.

Section 3: The foregoing proposition shall be submitted to the legal voters of the City of Sherwood by ballot at each precinct or part thereof within the City of Sherwood at the General Election of November 4, 1980, along with the regular City election for Mayor and Council persons. The City Council finds that the following candidates have timely filed for offices set forth and shall be included on the election ballot:

For Mayor:

Vote for one

Noel M. Ferry

Clyde List

For Council Persons:  
(4 Year Terms)

Vote for two

Richard M. Demings

Paula Fowler

Marjorie Stewart

Section 4: Notice of the City tax base election and of the regular election of City officers shall be given in the form substantially as hereinafter set forth by three consecutive publications in the Tigard Times, within twenty (20) days preceding the election, on October \_\_, 1980, October \_\_, 1980 and October \_\_, 1980, and by posting notices substantially in the following form at each of the herein designated places, such posting to be accomplished not later than October 24, 1980:

Places of posting conspicuously exposed to public view in the City of Sherwood:

- (a) At the front door of the City Hall,
- (b) At the front door of the United States Post Office,
- (c) At the front door of the Tualatin Rural Fire Protection District Station, and
- (d) At least one other public place to be selected by the City Recorder.

The form of notice shall be substantially as follows:

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NOTICE OF TAX BASE AND REGULAR ELECTION NOTICE

Notice of Tax Base and Regular Election Notice is hereby given that pursuant to Ordinance No. \_\_\_\_, enacted by the City Council of Sherwood, Oregon on August 13, 1980 at the General Election to be held on November 4, 1980, between the hours of 8:00 o'clock A.M. and 8:00 o'clock P.M., there will be submitted to the qualified voters of the City of Sherwood for their approval or rejection the following proposition:

Submitted to the qualified voters by the Sherwood City Council

CAPTION

Establishing a New Tax Base

QUESTION

"Shall City of Sherwood establish a new tax base of \$156,000.00, effective for the 1981-1982 fiscal year?"

Yes [    ]  
No [    ]

PURPOSE

The measure, if approved, will establish a new tax base for the City effective July 1, 1981. The primary purpose of the measure is to provide sufficient funds to continue to properly operate essential functions of the City, including continuation of services presently supported by state and federal funds which may not be available to the City in the 1981-1982 fiscal year.

EXPLANATION

Section 11, Article XI, Oregon Constitution stipulates that the question of establishing a new tax base may only be submitted at a regular statewide primary or general election. That provision prohibits increases in taxes levied by the City in excess of its tax base plus 6% annual growth of tax base unless approved by the voters. This measure, if approved, would authorize a levy of up to \$156,000.00 for the 1981-1982 fiscal year, without the necessity of an additional election. The tax base amount, when levied, will be partially financed by the State of Oregon. The present tax base is \$45,339.00. The proposed tax base is \$156,000.00.

At said election the voters will elect a Mayor and two Council Persons from the following candidates:

For Mayor:

Vote for one       Noel M. Ferry  
                                  Clyde List

For Council Persons:  
(4 Year Terms)

Vote for two       Richard M. Demings  
                                  Paula Fowler  
                                  Marjorie Stewart

The polling places in the City of Sherwood for purposes of this election will be those designated by the County Clerk or election officer.

Witness my hand and the seal of the City of Sherwood this \_\_\_ day of August, 1980.

\_\_\_\_\_  
City Recorder

Section 5: The City Council deems it unnecessary for the City of Sherwood or any officer thereof, to furnish election pamphlets containing the text of the proposition or arguments in support of or in opposition to same.

Section 6: The City Recorder be and she is hereby authorized and directed to cause the county elections officer to have prepared ballots in due and legal form as herein prescribed and to take any and all other and further actions necessary to conduct the election in accordance to the laws regulating and governing elections.

Section 7: It is necessary for the orderly conduct of the election and to comply with the statutory time requirements for submitting election information to the county elections officer prior to the sixty-first day previous to the general election date, and therefore, an emergency is hereby declared to exist. This ordinance shall therefore be effective upon its passage by the Council and approval by the Mayor.

PASSED:

By the Council, by unanimous vote of all Council members present, after being read three times by caption this 13 day of August, 1980.

Polly Blankenbaker  
Recorder - City of Sherwood

APPROVED:

By the Mayor, this 13 day of August, 1980.

Marjorie Stewart  
Mayor - City of Sherwood