

CITY OF SHERWOOD

ORDINANCE NO. 2000-1094

AN ORDINANCE PROVIDING FOR A CITY ELECTION TO BE HELD IN THE CITY OF SHERWOOD, OREGON NOVEMBER 7, 2000, FOR THE PURPOSE OF SUBMITTING TO THE LEGAL VOTERS OF THE CITY THE QUESTION OF APPROVING AN AMENDMENT TO THE CITY CHARTER TO PROVIDE FOR FILLING COUNCIL VACANCIES BY ELECTIONS IN CERTAIN CIRCUMSTANCES

WHEREAS, it is appropriate for the City Council to refer to the voters certain Charter amendments;

WHEREAS, the City Council believes it is appropriate for the voters to choose the Mayor or City Council when a vacancy occurs under certain circumstances;

WHEREAS, it appears a proposed amendment should be submitted to the voters at the November 7, 2000 general election;

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

Section 1.

The City Council hereby refers the following Charter amendment to the voters:

Chapter VII, Section 7.5, subsection (3) shall be amended to read as follows:

(3) In the event the office of mayor or councilor becomes

vacant before the normal expiration of its term, an election shall be held to fill the vacancy for the unexpired term, provided that the unexpired term remaining is not less than thirteen (13) months from the election date described herein. Such election shall be held on the next special, primary or general election date that is not less than 90 days from the date the position is declared vacant. The council may appoint a person to fill a vacancy until the vacancy is filled by the election described herein or for the unexpired term if no election is required. A majority vote of the remaining Council members shall be required to validate the appointment. The appointee's term of office shall begin immediately upon that person's appointment and shall continue until the term expires or the vacancy is filled by the election described herein, whichever occurs first.

Section 2.

It is necessary and in the best interests of the people of the City of Sherwood that there be submitted to the legal voters of the City at the general election to be held November 7, 2000, the Charter amendment set forth above, for which purpose an election is hereby called on such date.

Section 3.

The following shall be the ballot title for the above referenced proposed Charter amendment:

Caption

REQUIRES ELECTION TO FILL COUNCIL VACANCY IN SOME CIRCUMSTANCES.

Question

SHALL CHARTER BE AMENDED TO PROVIDE FOR ELECTION TO FILL COUNCIL VACANCY IN SOME CIRCUMSTANCES?

Summary

The current City Charter provides that a vacancy in an elective office shall be filled by appointment by the City Council. Currently, the appointee serves until the January following the next general election.

The proposed Charter Amendment provides for filling the vacancy by election at the next scheduled special, primary or general election. The election will only be held if the unexpired term is not less than thirteen (13) months from the election date established by the amendment. The proposed amendment also states that the City Council may fill a vacancy by appointment until such election can be held. The Council may also fill a vacancy by appointment if no election is required by the amendment.

Section 4.

The City Recorder of Sherwood shall give notice of the election in the manner provided by state law and Section 8.3 of the City Charter.

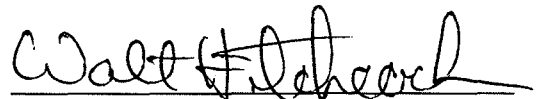
Section 5.

The City Recorder shall be and 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 actions necessary to conduct the election in accordance with the laws regulating and governing elections.

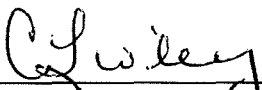
Section 6.

In order to assure that this measure can be submitted to the County Elections Officer before the deadline for preparation of ballot materials, an emergency is hereby declared to exist, and this Ordinance shall become effective upon its passage by the Council and approval by the Mayor.

Duly passed by the City council this 22nd day of August, 2000.


Walt Hitchcock, Mayor

ATTEST


C.L. Wiley, City Recorder

	<u>Aye</u>	<u>Nay</u>
Hitchcock	X	—
Cottle	Absent	—
Krause	X	—
Whiteman	X	—
5 th seat vacant	—	—