

## ORDINANCE NO. 1591

A BILL for AN ORDINANCE providing for the time and manner of holding a special election in the City of Albany, Oregon, on the 24th day of April, 1945, for the purpose of submitting to the legal voters of said City, for their adoption or rejection, proposed Amendments to the Charter of said City as submitted to the voters by Resolution No. 21, adopted by the Mayor and Council January 24, 1945, and Resolution No. 22 adopted by the Mayor and Council February 28, 1945.

THE PEOPLE OF THE CITY OF ALBANY DO ORDAIN AS FOLLOWS:

Section 1. That in the manner provided by law and this ordinance and this ordinance and for the purposes set forth herein, a special election shall be held in the City of Albany, Oregon, on the 24th day of April, 1945, commencing at the hour of 8 o'clock A.M. and continuing until 8:00 P.M. of said day, (excepting the lunch hour of 1:00 o'clock to 2:00 o'clock P.M.)

Section 2. The following are hereby designated as the voting places of said special election:

FIRST WARD:	MAPLE SCHOOL BUILDING
SECOND WARD:	FIRST FLOOR OF COURT HOUSE
THIRD WARD:	MADISON SCHOOL BUILDING

Section 3. The following persons are designated as the Judges and Clerks of the special election:

FIRST WARD:

JUDGES  
Saidie McClellan  
Ann Luther  
Selma Roberts

CLERKS  
Verna Berry  
Lillie Brenner

SECOND WARD:

JUDGES  
Edna Lewelling  
Hattie Bassett  
Loretta Davis

CLERKS  
Estella Kendall  
Ora Buhl

THIRD WARD:

JUDGES  
Minnie Chance  
Gladys Moench  
Della J. Hiatt

CLERKS

Section 4. The judges and Clerks shall qualify by subscribing to an oath in the manner and form provided by law, and in case any of such officers shall fail to attend then those present shall elect another to act in his place.

Section 5. The City Recorder shall cause notice of said election to be given by publication thereof in the Albany Democrat Herald, a newspaper of general circulation published in said City of Albany, Oregon once a week for two successive weeks, the first publication to be not less than thirty days previous to the date of the election. Said notice shall state the time, voting places and the purpose of the special election.

Section 6. At the said special election proposed Amendments to the Charter of the City of Albany shall be submitted to the legal voters for their adoption or rejection as provided in Resolution No. 21, adopted by the Council on the 24th day of January, 1945 and by Resolution No. 22, adopted by the Council on the 28th day of February, 1945, respectively, said Resolutions now being on file and of record in the office of the City Recorder of said City.

Section 7. The Recorder shall cause to be printed in pamphlet form a true copy of the titles and texts of said measures to be voted upon, together with the Numbers and forms in which the same will appear on the official election ballot as provided in said Resolutions, and shall mail one of each of said pamphlets to each registered voter in said City not later than five days before the date of the special election and preceding the copy of each of said measures there shall be a statement that the same will be voted upon at the special election to be held on the 24th day of April, 1945.

Section 8. The ballot title of the proposed Charter Amendments submitted to the voters as provided in Resolution No. 21 shall be as follows:

CHARTER AMENDMENT SUBMITTED TO THE PEOPLE BY THE COUNCIL OF THE CITY  
OF ALBANY.

An Act to amend the Charter of the City of Albany by adding thereto a

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a Chapter to be known as "Chapter XII" authorizing the Mayor and Council of the City of Albany, Oregon, to provide in each annual budget a tax not to exceed two mills based upon the assessed valuation of the taxable property within said City to provide funds for the management and operations of civic recreational and community activities and to acquire and hold real and personal property for such purposes, said levy to be in addition to constitutional limitations now existing.

(Mark X between the number and answer voted for)

Shall the above be adopted?

100                      YES

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101                      NO

Section 9. That the proposed Charter Amendment submitted to the voters by said Resolution No. 21 shall be printed in the Voters Pamphlet as follows:

BE IT ENACTED BY THE PEOPLE OF THE CITY OF ALBANY, OREGON that the Charter of the City of Albany, Oregon, shall be amended by adding another Chapter thereto to be known as Chapter XII, to read as follows:

**CHAPTER XII.**

Section 1. That the Mayor and Council of the City of Albany, Oregon, are hereby authorized to provide in each annual budget of said City for funds to be raised by taxation in an amount not exceeding two mills per dollar of the assessed valuation of all taxable property within said City according to the last previous assessment thereof in addition to all other funds budgeted and raised by taxation for all other purposes and to expend the funds so raised by the authority of this Chapter in providing for the management and operation of civic recreational and community activities and to acquire and hold real and personal property for such purposes, within the City of Albany. The limitations imposed by Section 11, Article XI of the Constitution of the State of Oregon shall not apply to any amount hereby authorized to be levied and appropriated under this Chapter.

Section 2. For the purpose of carrying out the provisions of this Chapter the mayor and Council shall create and/or provide for a board or other similar agency for the control, operation and management of the facilities and activities contemplated by this Chapter, the manner of appointment, terms of office and duties of said Board or agency to be defined by ordinance. Provided that all moneys coming into the hands of the Treasurer of the City of Albany, pursuant to the assessments herein above provided, shall be budgeted in like manner as all other funds of said City are budgeted from year to year and shall be paid by the City to said board or agency monthly by order of the Council to finance the facilities and activities in this Chapter contemplated and said Board or agency shall each month submit an itemized statement of its obligations contracted for the preceding month and the Mayor and Council shall first approve each and all of said items before authorizing payment thereof.

Section 3. The mayor and Council are hereby authorized to enact such enabling legislation from time to time as may be necessary to carry out the purposes and provisions of this Chapter.

Section 10. The ballot title of the proposed Charter Amendment submitted to the voters as provided in Resolution No. 22 shall be as follows:

**CHARTER AMENDMENT SUBMITTED TO THE PEOPLE BY THE COUNCIL OF THE CITY OF ALBANY.**

An act to amend the Charter of the City of Albany by adding thereto a Chapter to be known as Chapter XIII authorizing the Mayor and Council of the City of Albany, Oregon, to issue and sell the general obligation bonds of said City to provide funds to build, construct, rebuild, reconstruct and maintain a system of main sewers within and without said City in a sum not to exceed the aggregate of \$110,000.00.

(Mark X between the number and answer voted for)

Shall the above be adopted?

102                      YES  
 103                      NO

Section II. That the proposed Charter Amendment submitted to the voters by said Resolution No. 22 shall be printed in the Voters Pamphlet as follows:

## ORDINANCE NO. 1591 Con'td.

BE IT ENACTED BY THE PEOPLE OF THE CITY OF ALBANY, OREGON that the Charter of the City of Albany, Oregon shall be amended by adding another Chapter thereto to be known as Chapter XIII, to read as follows:

### CHAPTER XIII.

Section I. The City of Albany, by and through it's Mayor and Council, in addition to all other or different powers or authority in this Charter contained authorizing said City to construct sewers within or without the City at the cost in whole or in part by the property benefited thereby and to issue bonds to pay for such sewer construction, is hereby authorized and empowered from time to time, as the Council may deem necessary or expedient, to build, construct, rebuild, reconstruct and maintain a system of main sewers within or without said City to sewer or drain said City or any part thereof at the cost and expense of said City by general taxation, and to issue and sell the general obligation bonds of said City to pay the cost thereof in an amount not exceeding the aggregate sum of \$110,000.00, exclusive of any present bonded indebtedness for sewer construction. Such bonds shall be issued from time to time in such amounts as may be necessary to pay for the construction of sewers contemplated by the Council in the manner and form as provided by law and the question of the issuance of said bonds need not be submitted to the legal voters of the City of Albany. In the event of the issuance of any of the bonds hereby authorized the Council shall thereafter cause to be levied sufficient taxes to pay the interest thereon and the principal thereof as and when the same shall become due and payable.

Passed by the Council February 28, 1945.

Approved by the Mayor February 28, 1945.

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G.C. Knodell  
Mayor.

Attest:  
C.R. Ashton.  
Recorder.

I, C.R. Ashton, Recorder of the City of Albany, Linn County, Oregon, do hereby certify that the above copy of Ordinance No. 1591 has been by me carefully compared with the original Ordinance Bill No. 1712, as passed by the Council February 28, 1945, and approved by the Mayor on the same date.

Witness my hand and official signature and seal of the City of Albany, Oregon, on this 29th day of February, 1945.

*C.R. Ashton*  
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Recorder of the City of Albany,  
Oregon.