

ORDINANCE 5715

AN ORDINANCE AMENDING ORDINANCE NO. 5709, WHICH CALLED FOR AN ELECTION TO SUBMIT TO THE ELECTORS OF THE CITY THE QUESTION OF REVISING THE CITY OF ALBANY CITY CHARTER, TO POSTPONE THE ELECTION DATE TO MAY 2010; AND DECLARING AN EMERGENCY

WHEREAS, the City Council of the City of Albany reviewed the City Charter and noted several revisions and changes that were needed to bring the Charter into compliance with current legal and procedural practices; and

WHEREAS, on February 11, 2009, through Ordinance No. 5709, the City Council set an election date of May 19, 2009, to submit the question of updating language and procedures and removing sections that have been superseded by state law to the legal voters residing within the Albany city limits; and

WHEREAS, the Linn County Elections Office has notified the City of Albany that the City's measure for the May 19, 2009, election is the only measure currently slated for that election; and

WHEREAS, the Linn County Elections Office has notified the City of Albany that because it is an odd-dated election year and the City's measure is the only item for the election date, the City would bear the full cost of the May 19, 2009, election.

NOW THEREFORE, THE PEOPLE OF THE CITY OF ALBANY DO ORDAIN AS FOLLOWS:

Section 1. Date of Election. Ordinance No. 5709 is amended to read "An election with the question set forth in Section 2 of this ordinance shall be submitted in the manner prescribed herein to the legal voters residing within the City of Albany, on the **election 19<sup>th</sup> day of in May 2009 2010.**"

Section 2. Inasmuch as this ordinance is necessary for the immediate preservation of the peace, health, and safety of the city of Albany, Oregon, an emergency is hereby declared to exist. This ordinance will be in full force and effect immediately upon passage by the Council and approval by the Mayor.

Passed by Council: March 25, 2009

Approved by the Mayor: March 25, 2009  
*Council President*

Effective Date: March 25, 2009

*Boyer Rind*  
Mayor  
*Council President*

ATTEST:

*Betty Ferguson*  
City Clerk  
