

RESOLUTION NO. 953

A RESOLUTION APPROVING REFERRAL TO THE ELECTORS OF THE CITY OF STAYTON THE QUESTION OF IMPOSING A THREE CENT PER GALLON TAX ON THE SALE OF MOTOR VEHICLE FUELS WITHIN THE CITY

WHEREAS, the City of Stayton maintains 35 miles of streets;

WHEREAS, the City has surveyed the conditions of city-maintained streets and determined that 9 miles of street are in need of reconstruction and 12 miles of street are in need of pavement overlays;

WHEREAS, the estimated cost of street repairs and upgrades for city-maintained streets is approximately \$23.5 million;

WHEREAS, the City of Stayton's current street fund is comprised of \$87,000 in revenue from street maintenance fees, \$450,000 in shared state gas tax revenues, and \$85,000 in state revenues from the Surface Transportation Program;

WHEREAS, maintenance and improvements to the City's streets is consistently a high priority in the City's surveys of its citizens;

WHEREAS, the City of Stayton City Council has determined that additional revenues are necessary in order to properly maintain and improve city-maintained streets;

WHEREAS, ORS 319.950 provides that a City may enact or amend an ordinance taxing fuel for motor vehicles only after submitting the proposed tax to the electors of the City for their approval; and

WHEREAS, the City of Stayton City Council adopted Ordinance 1008, which imposes a tax of three cents per gallon on the sale of motor vehicle fuels in the area within the jurisdiction of the City, subject to approval from the electors of the City.

NOW, THEREFORE, THE CITY OF STAYTON RESOLVES AS FOLLOWS:

MEASURE. A measure election is hereby called for the purpose of submitting to the electors of the city of Stayton a measure imposing a three cent tax on the sale of motor vehicle fuels in the area subject to the jurisdiction of the city.

ELECTION CONDUCTED BY MAIL. The measure election shall be held in the City of Stayton on May 16, 2017. As required by ORS 254.465, the measure election shall be conducted by mail by the County Clerk of Marion County, according to the procedures adopted by the Oregon Secretary of State.

DELEGATION. The City of Stayton authorizes the City Administrator, or the City Administrator's designee, to act on behalf of the city and to take such further action as is necessary to carry out the intent and purposes set forth herein, in compliance with the applicable provisions of law.

PREPARATION OF BALLOT TITLE. The City Attorney is hereby directed to prepare the ballot title for the measure, and deposit the ballot title with the Deputy City Recorder within the times set forth by law.

NOTICE OF BALLOT TITLE AND RIGHT TO APPEAL. Upon receiving the ballot title for this measure, the Deputy City Recorder shall publish in the next available edition of a newspaper of general circulation in the city a notice of receipt of the ballot title, including notice that an elector may file a petition for review of the ballot title.

FILING WITH COUNTY ELECTIONS OFFICE. The Deputy City Recorder shall deliver the Notice of Measure Election to the County Clerk for Marion County for inclusion on the ballot for the May 16, 2017 election.

EFFECTIVE DATE. This resolution is effective upon adoption.

This Resolution shall become effective upon its adoption by the Stayton City Council.

ADOPTED BY THE STAYTON CITY COUNCIL THIS 6TH DAY OF FEBRUARY, 2017.

CITY OF STAYTON

Signed: 2/8, 2017

By: Henry A. Porter
Henry A. Porter, Mayor

Signed: 2/7, 2017

ATTEST: Keith D. Campbell
Keith D. Campbell, City Administrator

APPROVED AS TO FORM:

David A. Rhoten
David A. Rhoten, City Attorney