

ORDINANCE NO. 749

AN ORDINANCE CALLING AN ELECTION FOR A 3-YEAR SERIAL LEVY FOR OPERATION OF A COVERED SWIMMING POOL/AQUATIC CENTER AND DECLARING AN EMERGENCY.

- WHEREAS, the City of Stayton is the beneficiary of a bequest for the specific purpose of providing a covered pool for the children of the community; and
- WHEREAS, a task force was appointed to study the need for, feasibility and design of, and financing required to provide and operate such a facility; and
- WHEREAS, the task force has determined that a cover for the existing pool and accompanying aquatics facilities are feasible and needed; and
- WHEREAS, the task force has prepared a report to the Stayton City Council in which the proposed project and the extent of additional funding required to provide and operate the facility is detailed; and
- WHEREAS, the Stayton City Council has considered and concurs with the findings of the task force and deems it appropriate to submit a ballot issue for a 3-year operating levy for the facility as proposed;

NOW, THEREFORE, the Stayton City Council hereby ordains as follows:

SECTION 1: SERIAL LEVY PROPOSED

- a. For the purpose of providing operating funds for the covered pool and aquatics center within the City of Stayton, and for no other purpose, the Stayton City Council hereby proposes a serial levy in the amount of \$50,000.00 per year for three years within the tax limitation imposed by the Oregon Constitution, Article XI, Section 11b, beginning in fiscal year 1996-1997. The aggregate total for the three-year serial levy is \$150,000.
- b. The proceeds of the authorized levy shall be set aside in a Covered Pool/Aquatics Center Operating Serial Levy Fund separate and distinct from other funds of the city.

SECTION 2: SUBMITTAL TO QUALIFIED ELECTORS OF THE CITY OF STAYTON

This measure shall be submitted to the qualified electors of the City of Stayton for their approval or rejection at the election to be held 7 November 1995.

SECTION 3: BALLOT

For the purpose of submitting this measure to the electorate, the following ballots are hereby approved and adopted:

a. Caption

THREE-YEAR COVERED POOL/AQUATICS CENTER OPERATING LEVY.

b. Question

Shall the City of Stayton levy \$50,000 annually for three years for swimming pool operations beginning in 1996-1997?

c. Summary

The Stayton City Council proposes a three-year serial levy of \$50,000.00 annually for three consecutive years, beginning with the 1996-1997 fiscal year. This levy would be within the tax limitation imposed by Section 11b, Article XI, of the state constitution. The aggregate cost for the three-year period would be \$150,000.00

The purpose for this levy is to create sufficient revenue to satisfy the annual operating expenses of the municipal swimming pool during the three-year period. The revenue generated by the levy would be used for no other purpose than to pay toward the operating expenses of the municipal swimming pool.

If the levy is approved, community groups, such as schools and seniors, will have greater access to the facility. Property tax collections for other units of local government will not be reduced if the levy is passed.

SECTION 4: VOTER PAMPHLET

The local governing body shall file, along with its Notice of Measure Election, an **Explanatory Statement** for the local voter pamphlet. The Explanatory Statement shall be not more than 500 words and shall be a fair and impartial statement describing the proposed measure and the reasons for it. There is no fee for filing the Explanatory Statement. The authority for this requirement is ORS Chapter 251.

SECTION 5: EMERGENCY CLAUSE

It is hereby adjudged and declared that existing conditions are such that this ordinance calling for a three-year municipal swimming pool operating serial levy is necessary to serve the public health, safety, welfare, convenience, and environmental amenities of the City of Stayton and the inhabitants thereof, and this ordinance shall be in full force when executed by the Mayor.

PASSED BY THE STAYTON CITY COUNCIL this 21st day of August 1995.

Date: 8-24-95 By: Willmer Van Vleet
WILLMER VAN VLEET, Mayor

Date: 8/23/95 Attest: Thomas L. Barthel
THOMAS L. BARTHEL, City Administrator

APPROVED AS TO FORM

Date: AUG 22 1995 David A. Rhoten
DAVID A. RHOTEN, City Attorney