

ORDINANCE No. 792

AN ORDINANCE CALLING FOR A LOCAL OPTION TAX LEVY FOR THE CITY LIBRARY AND STAYTON FAMILY MEMORIAL POOL AND DECLARING AN EMERGENCY.

WHEREAS, the City of Stayton adopted Ordinance No. 787 on August 3, 1998, authorizing the submission of a ballot measure for a “three year operating levy for the City Library and Stayton Family Memorial Pool.”

WHEREAS, the Stayton City Council, subsequent to the adoption of Ordinance No. 787, has learned that the Oregon Revised Statutes require the descriptive designation of “local option tax.”

WHEREAS, the Stayton City Council deems it appropriate to modify the designation of the ballot measure by repealing Ordinance No. 787 to be replaced by this Ordinance;

WHEREAS, the Stayton City Council deems it necessary to suspend Section 11 of the Rules of the Stayton City Council (Resolution No. 629) pursuant to Section 22 of such Rules, for the specific purpose of adopting this ordinance at a single meeting in accordance with the City of Stayton Charter, Chapter VIII, Section 30, Subsection 2.

WHEREAS, the Stayton City Council deems that existing conditions call for an emergency, in that it is necessary to serve the public health, safety, welfare, convenience, and environmental amenities of the City and its inhabitants;

NOW, THEREFORE, BE IT ORDAINED BY THE CITY OF STAYTON THAT:

SECTION 1: REPEALING ORDINANCE NO. 787

Ordinance No. 787 is hereby repealed.

SECTION 2: LEVY PROPOSED

- a. For the purpose of providing operating funds for the City Library and the Stayton Family Memorial Pool, and for no other purpose, the Stayton City Council hereby proposes a three-year local option tax levy in the total amount of \$300,000 (City Library \$60,000 annually; Stayton Family Memorial Pool \$40,000 annually), beginning in fiscal year 1999-2000.

- b. The proceeds of the authorized levy shall be set aside in a "City Library/Stayton Family Memorial Pool Levy Fund" separate and distinct from other funds of the City.

SECTION 3: 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 November 3, 1998.

SECTION 4: BALLOT

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

- a. Caption [10 words, of a possible 10 words]

STAYTON LIBRARY/POOL THREE-YEAR LOCAL OPTION TAX LEVY AUTHORIZATION
- b. Question [20 words, of a possible 20 words]

Shall Stayton levy \$100,000 annually (\$60,000 for library operations and \$40,000 for pool operations) for three years beginning in 1999-2000?
- c. Summary [112 words, of a possible 175 words - certain required language is not counted in word count]

Stayton City Council proposes a three-year local option tax levy totaling \$300,000 beginning 1999-2000 fiscal year.

This proposed levy would generate sufficient revenue for the annual operating expenses for Stayton's Library and the Stayton Family Memorial Pool for the three fiscal years 1999 through 2002: \$60,000 annually for Library operations and \$40,000 annually for Pool operations. The proposed levy would not be used for any purpose other than the operating expenses for the Pool and Library.

If the proposed levy is approved, all users including community groups, schools, and seniors, will have a reasonable level of access to the facilities.

The estimated rate increase is .4039 percent for the first year. The estimated tax cost for this measure is an ESTIMATE ONLY based on the best information available from the county assessor at the time of estimate.

SECTION 5: VOTER PAMPHLET

The local governing body shall file, along with its Notice of Measure Election, an Explanatory Statement for the local Voter's 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 Oregon Revised Statutes, Chapter 251.

SECTION 6: EMERGENCY CLAUSE

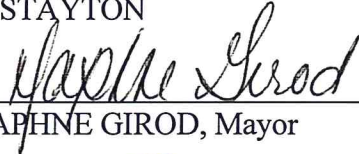
It is hereby adjudged and declared that existing conditions are such that this ordinance calling for a three-year local option tax levy for City Library and Stayton Memorial Pool operations beginning with the 1999-2000 fiscal year is necessary to serve the public health, safety, welfare, convenience, 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 31 day of August, 1998.

Date: August 31, 1998


CITY OF STAYTON

By:


DAPHNE GIROD, Mayor


Date: August 31, 1998

Attest:


THOMAS L. BARTHEL, City Administrator/Clerk
and Acting City Elections Official

Approved as to form:

Date: August 31, 1998


DAVID A. RHOTEN, City Attorney