

RESOLUTION NO. 1890

A RESOLUTION OF THE WILSONVILLE CITY COUNCIL REFERRING TO THE QUALIFIED VOTERS OF THE CITY A BALLOT MEASURE AMENDING THE CITY CHARTER TO AUTHORIZE THE CALLING OF A SPECIAL ELECTION FOR CITY HALL CONSTRUCTION.

WHEREAS, as Charter Section 44 was an initiative adopted voters to provide voter approval of funding of construction of a new City Hall Building at a regularly scheduled election; and

WHEREAS, the proposers of the initiative have stated that they intended the term "regularly scheduled election" to include the scheduled county election dates in March, May, September, and November of each year as provided in ORS 203.085, but the term was interpreted to be limited to the general election when read with other Charter provisions that provide the City's only regularly scheduled election is the general election held the first Tuesday after the first Monday in November of even numbered years; and

WHEREAS, by amending Charter Section 44 to include special elections, the City Council could then have the flexibility to schedule a special election in conjunction with a statutorily scheduled election date, or a general election; and

WHEREAS, given the general trend that construction costs inflate over time; flexibility in calling for an election may provide the City Council with a better opportunity to preserve the estimated costs of construction should funding be approved than if there was a significant time delay between the receipt of costs estimated and approval at a general election; and

WHEREAS, a ballot title designated as Exhibit A-1 having been prepared by the City Attorney, the City Council has held a public hearing on July 19, 2004, on the proposed ballot measure to amend Charter Section 44 as aforementioned, and the City Council being fully advised;

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

1. The Wilsonville City Council hereby approves Ballot Title referenced as Exhibit A-1, attached hereto and incorporated herein, and directs the City Recorder to do all things necessary to refer the ballot measure to the qualified voters at the November 2004 general election.

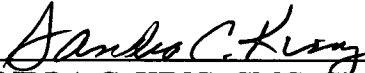
2. This resolution is effective upon adoption.

ADOPTED by the Wilsonville City Council at a regular meeting thereof this 19th day of July, 2004, and filed with the Wilsonville City Recorder this date.



ALAN KIRK, Council President

ATTEST:



SANDRA C. KING, CMC, City Recorder

SUMMARY of Votes:

Mayor Lehan	Excused
Councilor President Kirk	Yes
Councilor Holt	Yes
Councilor Scott-Tabb	Yes
Councilor Knapp	Yes

BALLOT TITLE

Caption: Amends Charter: Provides Statutory Election Dates for City Hall Vote.

Question: Shall City Charter be amended to provide opportunity to vote on new City Hall Building at a statutory election date?

Summary: Charter amendment by the Common Council. This amendment adds the following sentence to Section 44: "A regularly scheduled city election shall be defined as the general election held on the first Tuesday after the first Monday of November in even numbered years or such special election called by the City Council for a statutorily scheduled county election date in March, May, September or November."

Charter Section 44 currently references voting on funding a new City Hall Building at a "regularly scheduled city election". The term "regularly scheduled city election" is ambiguous as to whether it is limited to the general election under the City Charter or includes statutory scheduled county election times.

If approved, "regularly scheduled city election" will include statutory scheduled election dates. Flexibility in election scheduling may aid in preserving construction cost estimates through shortening the time lapse between receipt of the estimates and voter approval.