

ORDINANCE NO. 3177

TITLE: An Ordinance providing for the date and manner for holding a special election in the City of Albany, Oregon, on the 9<sup>th</sup> day of March, 1965, for the purpose of submitting to the legal voters of the City of Albany, Oregon, pursuant to the direction of an initiative petition filed with the City Recorder, an Ordinance repealing that Ordinance adopted by the legal voters of the City of Albany, Oregon, on the 3<sup>rd</sup> day of November, 1964, providing for fluoride supplementation of the public water supplies of the City of Albany, Oregon, and declaring an emergency.

THE PEOPLE OF THE CITY OF ALBANY DO ORDAIN AS FOLLOWS:

Section 1: SPECIAL ELECTION CALLED

That the proposition set forth in Section 2 of this Ordinance shall be submitted in the manner prescribed in this Ordinance to the legal voters of the City of Albany, Oregon, at a special election to be held on the 9<sup>th</sup> day of March, 1965.

Section 2: PROPOSITION TO BE VOTED

At the election, there shall be submitted to the legal voters of the City of Albany for their approval or rejection the proposed following Ordinance:

"An Ordinance repealing the Ordinance adopted on the 3<sup>rd</sup> day of November, 1964, at a special election by the legal voters of the City of Albany, which Ordinance did provide for fluoride supplementation of the public water supply in the City of Albany and declaring an emergency.

THE PEOPLE OF THE CITY OF ALBANY DO ORDAIN AS FOLLOWS:

Section 1: The Ordinance adopted by the people of the City of Albany at a special election held on the 3<sup>rd</sup> day of November, 1964, wherein said Ordinance provided for fluoride supplementation of the public water supplies of the City of Albany and therein declaring an emergency is hereby specifically repealed.

Section 2: Inasmuch as this Ordinance is necessary for the immediate preservation of the health, peace and safety of the people of the City of Albany, an emergency is hereby declared to exist and this Ordinance shall be in full force and effect following its passage by the Council and approval by the Mayor."

Section 3: DESIGNATION OF POLLING PLACES, POLL BOOKS AND JUDGES

The polling places are hereby designated as follows:

|             |                  |
|-------------|------------------|
| WARD ONE:   | Maple School     |
| WARD TWO:   | Lafayette School |
| WARD THREE: | Waverly School   |

Poll books shall be prepared by the Recorder of the City of Albany pursuant to the laws and Ordinances of the City of Albany. The judges and clerks of election shall be appointed by the City Recorder of the City of Albany and shall serve as judges and clerks of the special city election.

Section 4: HOURS OF ELECTION

The polls for the special city election shall be kept open in the polling places from 8 o'clock a.m. until 8 o'clock p.m.

Section 5: NOTICE OF ELECTION

Notice of election shall be given by publication twice in a newspaper of general circulation in the City of Albany, Oregon, not more than twenty (20) days, not less than ten (10) days before the election. Notice of election shall be posted for not less than twenty (20) days before the election in three (3) public places in the city. The notice in the newspaper and those posted in three (3) public places shall be in substantially the following form:

"NOTICE OF SPECIAL ELECTION

"On the 9th day of March, 1965, in the City of Albany, Linn County, Oregon, from 8 o'clock a.m., until 8 o'clock p.m., a special election shall be held in which the following measures shall be submitted to the voters for their approval:

SHALL THE FOLLOWING ENTITLED ORDINANCE initiated by the people and referred to the voters by the Council of the City of Albany be adopted?

"An Ordinance repealing the Ordinance adopted on the 3rd day of November, 1964, at a special election by the legal voters of the City of Albany, which Ordinance did provide for fluoride supplementation of the public water supply in the City of Albany and declaring an emergency."

Context of the Ordinance is as follows:

THE PEOPLE OF THE CITY OF ALBANY DO ORDAIN AS FOLLOWS:

Section 1: The Ordinance adopted by the people of the City of Albany at a special election held on the 3rd day of November, 1964, wherein said Ordinance provided for fluoride supplementation of the public water supplies of the City of Albany and therein declaring an emergency is hereby specifically repealed.

Section 2: Inasmuch as this Ordinance is necessary for the immediate preservation of the health, peace and safety of the people of the City of Albany, an emergency is hereby declared to exist and this Ordinance shall be in full force and effect following its passage by the Council and approval by the Mayor.

YES  NO

The polling places in the city for the special election shall be as follows:

- WARD ONE: Maple School
WARD TWO: Lafayette School
WARD THREE: Waverly School

The City Council has, by Ordinance, directed the City Recorder to select judges and clerks to serve at the special election in the polling places as designated.

WITNESS my hand and seal of the City of Albany, this \_\_\_ day of February, 1965.

City Recorder"

The Recorder shall advertise and post or cause to be posted the notice required by this section. The notice of election required to be given by this Ordinance shall constitute the only notice necessary and all Ordinances or Resolutions in conflict herewith shall not apply to the notices required to be given by this election.

Section 6: BALLOT FORM

The following is the manner and form in which the question shall be printed on the official ballot:

VOTE YES OR NO, MARK AN "X" IN THE SQUARE FOR THE ANSWER VOTED FOR:

Initiated by the legal voters of the City of Albany and referred to the people by the City Council.

"An Ordinance repealing the Ordinance which provided for fluoride supplementation of the public water supply to the City of Albany, Oregon, and declaring an emergency. (A YES vote shall mean that there will be no fluoride supplementation of the water supply. A No vote will mean that there shall be fluoride supplementation

of the public water supply.)  
YES  NO

Section 7: EMERGENCY CLAUSE

WHEREAS, in the betterment of the public health, safety and general welfare of the citizens of the City of Albany, this matter should be disposed of at the earliest possible moment, therefore, an emergency is hereby declared to exist and this ordinance shall become immediately effective upon its passage by the Council and approval by the Mayor.

Passed by the Council: Jan. 27, 1965

Approved by the Mayor: Jan. 27, 1965

Russell W. Snipp  
Mayor

Effective date: January 27, 1965

ATTEST:

Ernest Deham  
City Recorder