

ORDINANCE NO. 4710

TITLE: AN ORDINANCE PROVIDING FOR THE CALLING OF AN ELECTION ON THE 20TH DAY OF MAY, 1986, FOR THE PURPOSE OF SUBMITTING TO THE LEGAL VOTERS OF THAT TERRITORY CONSISTING OF THE UNINCORPORATED AREA OF THE URBAN GROWTH BOUNDARY OF THE CITY OF ALBANY WHICH IS LOCATED IN BENTON COUNTY, THE QUESTION OF ANNEXING SAID TERRITORY INTO THE CITY OF ALBANY, AND DECLARING AN EMERGENCY.

WHEREAS, in 1981, the Albany-Benton County Intergovernmental Committee (ABC Committee) was established to look into the needs of the North Albany Community and to consider annexation to the City of Albany in order to provide for necessary urban services, and

WHEREAS, the ABC Committee has completed its study and has concluded that annexation would be in the best interest of the North Albany community and the City as a whole, and

WHEREAS, the City Council of the City of Albany supports the concept of annexation at this time and has agreed that if the annexation takes place, that municipal services and taxation will be phased in over a period of ten (10) years, now, therefore,

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

Section 1: Date of Election.

The measure set forth in Section 2 of this Ordinance shall be submitted in the manner prescribed herein to the legal voters residing within the unincorporated, Benton County portion of the Albany Urban Growth Boundary, in an election to be held on May 20, 1986.

Section 2: Form of Question:

At the annexation election, there shall be submitted to the legal voters of the unincorporated, Benton County portion of the Albany Urban Growth Boundary, for their approval or rejection the following questions:

"Should North Albany be annexed to the City of Albany?"

Section 3: Designation of Polling Places, Poll Books and Judges.

The regular polling places designated by the County Clerk of Benton County, Oregon, and each voting precinct within the unincorporated, Benton County portion of the Albany Urban Growth Boundary, are hereby designated as polling places for the annexation election. The poll books adopted by the County Clerk of Benton County, Oregon, as the poll books for the Statewide primary election for the voting precincts in the area described above, are hereby adopted as the poll books for the annexation election. The Judges and Clerk of the election appointed by the County Clerk of Benton County, Oregon, to serve at the Statewide primary election are hereby designated as the Judges and Clerks of and for the annexation election.

Section 4: Hours of Election.

The polls for the annexation election shall be open and closed at the same hours the polls are opened and closed for the State-wide primary elections that will be held on the same date.

Section 5: Notice of Election.

Notice of the annexation election shall be given by the County Clerk as provided in the general election laws.

Section 6: Voters' Pamphlets Unnecessary.

It shall be unnecessary for the City of Albany, Oregon, or any official thereof to furnish the legal voters of the unincorporated, Benton County portion of the Albany Urban Growth Boundary, who are eligible to vote in the annexation election, pamphlets either containing: (a) the text of the proposition, or (b) arguments in support of or in opposition to the proposition.

Section 7: Ballot Form.

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

ANNEXATION OF NORTH ALBANY INTO THE CITY OF ALBANY

Should North Albany be annexed into the City of Albany?

The area to be annexed is the unincorporated area of the Albany Urban Growth Boundary which is in Benton County. This area includes most of the North Albany Community and is generally, but not precisely, described as the area bounded at the south by Highway 20 and at the west by Scenic Drive. It also includes the Fairmount Neighborhood and those areas served by the following collector streets: Valley View Drive; Crocker Lane; Gibson Hill Road; and Spring Hill Drive.

City services and taxes will be phased in over ten years. In years one through three, general administrative services will be provided and the tax rate will be 40% of the City rate. In years four through nine, police service will be added and the tax will be 65% of the City rate. In year ten, full services will be provided and the standard tax rate will apply.

Section 8: Emergency Clause.

WHEREAS, it is in the betterment of the public health, interest, safety, and general welfare of the City of Albany, Oregon, that this matter 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: March 12, 1986

Approved by the Mayor: March 13, 1986

Effective Date: March 12, 1986

Tom Holman
Mayor

ATTEST:

[Signature]
City Recorder